

UNITED STATES STATUTES AT LARGE

CONTAINING THE

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

1941—1942

AND

TREATIES, INTERNATIONAL AGREEMENTS OTHER
THAN TREATIES, AND PROCLAMATIONS

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NOTICE

The original of every act and joint resolution printed in this volume has the following heading:

SEVENTY-SEVENTH CONGRESS OF THE UNITED STATES OF AMERICA;

AT THE FIRST SESSION

Begun and held at the City of Washington on Friday, the third day of January, one thousand
nine hundred and forty-one

All bills and joint resolutions presented to the President of the United States bear the signatures of the Speaker (or of the Speaker *pro tempore*) of the House of Representatives and of the Vice President of the United States and President of the Senate (or of the President of the Senate *pro tempore* or of the Acting President of the Senate *pro tempore*); those signatures accordingly appear on the originals of all acts and joint resolutions.

The signature of the President of the United States appears on the originals of all approved acts and joint resolutions.

The original of every act and joint resolution has endorsed thereon a certificate of origin, signed, as the case may be, by the Clerk of the House of Representatives or by the Secretary of the Senate and reading "I certify that this Act (or Joint Resolution) originated in the House of Representatives (or Senate)." The origin of each act and joint resolution contained in this volume is indicated in the margin at the beginning of each enactment; thus, for example, H. R. 1053 or H. J. Res. 80 indicates origin in the House of Representatives, and S. 187 or S. J. Res. 7 indicates origin in the Senate.

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PUBLIC LAWS

PUBLIC LAWS

ENACTED DURING THE

FIRST SESSION OF THE SEVENTY-SEVENTH CONGRESS

OF THE

UNITED STATES OF AMERICA

Begun and held at the City of Washington on Friday, January 3, 1941, and adjourned without day on Friday, January 2, 1942

FRANKLIN D. ROOSEVELT, President; HENRY A. WALLACE, Vice President; PAT HARRISON,¹ President of the Senate *pro tempore*; LISTER HILL, Acting President of the Senate *pro tempore*, March 31 and June 5, 1941; CARTER GLASS, Acting President of the Senate *pro tempore*, May 23, 1941, and elected President of the Senate *pro tempore*, July 10, 1941; KENNETH MCKELLAR, Acting President of the Senate *pro tempore*, August 4-5 and 15-19, October 2 and 9, 1941; WALTER F. GEORGE, Acting President of the Senate *pro tempore*, December 30, 1941-January 2, 1942; SAM RAYBURN, Speaker of the House of Representatives; CLIFTON A. WOODRUM, Speaker of the House of Representatives *pro tempore*, August 15-September 15, 1941; JERE COOPER, Speaker of the House of Representatives *pro tempore*, October 27-November 6, 1941; WILLIAM P. COLE, JR., Speaker of the House of Representatives *pro tempore*, December 23, 1941-January 2, 1942.

[CHAPTER 1]

AN ACT

To authorize major alterations to certain naval vessels.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of improving antiaircraft defenses of combatant and auxiliary vessels of the United States, alterations to such vessels are hereby authorized, and expenditures therefor shall not be limited by the provisions of the Act approved July 18, 1935 (49 Stat. 482; 5 U. S. C., Supp. V, sec. 468a), but the total cost of such alterations shall not exceed \$300,000,000.

Approved, January 29, 1941.

January 29, 1941

[H. R. 1053]

[Public Law 1]

Combatant and
auxiliary vessels.
Antiaircraft de-
fenses.

5 U. S. C. § 468a.

[CHAPTER 2]

AN ACT

To remove certain limitations on appropriations for the pay of midshipmen, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of the Act approved June 11, 1940 (Public, Numbered 588, Seventy-sixth Congress), as relates to the pay of midshipmen whose admission subsequent to January 30, 1940, would result in exceeding the allowance specified in such Act, is hereby repealed.

SEC. 2. The number of midshipmen who may be appointed each year at large under the provisions of the Act approved December 20, 1917, as amended (40 Stat. 430; 34 U. S. C. 1032), is hereby increased from fifteen to twenty-five, and the number who may be appointed each year by the Secretary of the Navy under the provisions of

January 30, 1941

[H. R. 2318]

[Public Law 2]

Naval Academy.
Pay of certain mid-
shipmen.
54 Stat. 277.

Increase in number
of midshipmen ap-
pointed at large, etc.

¹ [Died June 22, 1941, 6: 45 a. m.]

34 U. S. C. § 855f. section 307 of the Naval Reserve Act of 1938 (52 Stat. 1182; U. S. C., Supp. V, title 34, sec. 855f) is hereby increased from fifty to one hundred.

Vacancies.

34 U. S. C. § 855f.

SEC. 3. In the event that the quota of midshipmen authorized by section 307 of title III of the Naval Reserve Act of 1938 (52 Stat. 1182; U. S. C., Supp. V, title 34, sec. 855f), as amended herein, to be appointed from the enlisted men of the Naval Reserve and the Marine Corps Reserve is not filled in any one year the Secretary of the Navy shall have authority to fill such vacancies with enlisted men from the Regular Navy or Marine Corps.

Approved, January 30, 1941.

[CHAPTER 3]

JOINT RESOLUTION

January 31, 1941
[H. J. Res. 80]
[Public Law 3]

To amend section 124 of the Internal Revenue Code by extending the time for certification of national-defense facilities and contracts for amortization purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 124 (f) (1) of the Internal Revenue Code is amended by striking out “, within the time specified in paragraph (3) of this subsection, and”.

SEC. 2. Section 124 (f) (3) of the Internal Revenue Code is amended to read as follows:

“The certificate provided for in paragraph (1) shall have no effect unless an application therefor is filed before the expiration of sixty days after the beginning of such construction, reconstruction, erection, or installation or the date of such acquisition, or before February 6, 1941, whichever is later: *Provided,* That in no event and notwithstanding any of the other provisions of this section, no amortization deduction shall be allowed in respect of any emergency facility for any taxable year unless a certificate in respect thereof under paragraph (1) of this subsection shall have been made prior to the making of the election, pursuant to subsection (b) and (d) (4) of this section, to take the amortization deduction and begin the sixty-month period in or with such taxable year, or before February 6, 1941, whichever is later.”

SEC. 3. Section 124 (i) of the Internal Revenue Code is amended—

(a) By striking out from the first sentence thereof “, before the expiration of ninety days after the making of such contract or one hundred and twenty days after the date of the enactment of the Second Revenue Act of 1940, whichever of such periods expires the later,”;

(b) By striking out from the second sentence thereof “, before the expiration of ninety days after the making of a contract or one hundred and twenty days after the date of the enactment of the Second Revenue Act of 1940, whichever of such periods expires the later,”; and

(c) By adding after the second sentence thereof a new sentence to read as follows: “The certificates provided for under this subsection shall have no effect unless an application therefor is filed before the expiration of sixty days after the making of such contract, or before February 6, 1941, whichever is later.”

SEC. 4. The amendments made by this joint resolution to section 124 of the Internal Revenue Code shall be applicable as if they were a part of such section on the date of the enactment of the Second Revenue Act of 1940.

Approved, January 31, 1941.

54 Stat. 1001.
26 U. S. C. § 124 (f) (1).
Post, p. 757.

54 Stat. 1002.
26 U. S. C. § 124 (f) (3).
Post, p. 757.

Effectiveness of certificate.

Proviso.
Time for making certificate.

54 Stat. 1002.
26 U. S. C. § 124 (i).
Post, p. 757.

Applicability of amendments.

54 Stat. 974, 1018.

[CHAPTER 4]

AN ACT

Authorizing appropriations for additional shipbuilding and ordnance manufacturing facilities and equipment for the United States Navy, and for other purposes.

January 31, 1941
[H. R. 1437]
[Public Law 4]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in addition to the sums authorized to be appropriated by the Act of June 14, 1940 (Public, Numbered 629, Seventy-sixth Congress), and the Act of July 19, 1940 (Public, Numbered 757, Seventy-sixth Congress), there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, \$315,000,000 for essential equipment and facilities at either private or naval establishments for building or equipping any complete naval vessel or portion thereof heretofore or hereafter authorized, and \$194,000,000 for essential equipment and facilities for the manufacture or production of ordnance material, munitions, and armor at either private or naval establishments. The authority herein granted shall include the authority to acquire lands at such locations as the Secretary of the Navy, with the approval of the President, may deem best suited to the purpose, erect buildings, and acquire the necessary machinery and equipment.

Navy.
Shipbuilding and
ordnance manufactur-
ing facilities.
Appropriations
authorized.
54 Stat. 394, 779.
Post, p. 41.

SEC. 2. The Secretary of the Navy is authorized to construct not to exceed four hundred small craft for patrol, local defense, escort, salvage, and towing services in addition to all such craft heretofore authorized and appropriated for, and he is hereby authorized to enter into contracts for this purpose to a total amount not exceeding \$400,000,000.

Construction of
small craft; contracts.
Post, p. 41.

Approved, January 31, 1941.

[CHAPTER 5]

JOINT RESOLUTION

Making an appropriation to the United States Maritime Commission for emergency cargo ship construction, and for other purposes.

February 6, 1941
[H. J. Res. 77]
[Public Law 5]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of providing as rapidly as possible cargo ships essential to the commerce and defense of the United States there is hereby appropriated to the United States Maritime Commission, out of any money in the Treasury not otherwise appropriated, the sum of \$313,500,000, to remain available until expended, which amount shall be additional to the \$500,000 allocated from the Emergency Fund for the President in the Military Appropriation Act, 1941, and \$36,000,000 to be allocated during the fiscal year 1942 from funds available for the payment of obligations incurred for the purposes hereof under the contract authorizations under such emergency fund for the President, the total of such sums, aggregating \$350,000,000, to be known as the "Emergency Ship Construction Fund, United States Maritime Commission", which fund shall be available for the payment of said contract authorizations and for (1) the construction in the United States of ocean-going cargo vessels of such type, size, and speed as the Commission may determine to be useful in time of emergency for carrying on the commerce of the United States and to be capable of the most rapid construction; (2) the production and procurement of parts, equipment, material, and supplies for such ships; (3) the establishment, acquisition, construction, enlargement, or extension of plants or facilities, on land whether owned by the Government or otherwise owned (including the acquisition by purchase or condemnation of

U. S. Maritime
Commission.
Emergency cargo
ship construction.
Appropriation.
Post, pp. 148, 150.

54 Stat. 377.

Emergency Ship
Construction Fund.
Post, p. 681.

Construction of
ocean-going cargo
vessels.

Production and pro-
curement of parts.
Establishment, etc.,
of plants.

real property or any interest therein), to be used for the construction of ships or for the production of parts, equipment, supplies, or material therefor, and the maintenance, repair, operation (under lease or otherwise), and management of such plants and facilities; and (4) all administrative expenses in connection with the program provided herein including personal services at the seat of government and elsewhere: *Provided*, That the employment of personnel engaged in the maintenance, repair, operation, or management of plants or facilities shall be without regard to the civil service and classification laws: *Provided further*, That no part of this appropriation 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 further*, 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 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.

Administrative expenses.

Provisos.
Employment of personnel.

Persons advocating overthrow of U. S. Government; restrictions.

Penalty.

Applicability of designated provisions.
49 Stat. 1988; 54 Stat. 1092.
40 U. S. C. §326 note.

33 U. S. C. § 733;
31 U. S. C. § 529;
41 U. S. C. § 5.
46 Stat. 392.
18 U. S. C. § 744g.
40 U. S. C. §§ 270a-270d, 303b.

Contract authorization.
49 Stat. 1985.
46 U. S. C. ch. 27.

Construction, etc., for other Government agencies.

Proviso.

SEC. 2. The provisions of section 207 of the Merchant Marine Act, 1936, as amended (46 U. S. C. 1117), and the Act of October 10, 1940 (Public, Numbered 831), shall apply to all the activities and functions which the Commission is authorized to perform under section 1 of this joint resolution; and the Commission is authorized to carry on the objects, activities, and functions provided for in section 1 of this joint resolution, without regard to the provisions of sections 355, 3648, and 3709 of the Revised Statutes of the United States; section 7 of the Act of May 27, 1930 (46 Stat. 391), relating to the purchase of prison-made goods; the Act of August 24, 1935 (49 Stat. 793), requiring performance and other bonds on public works; section 321 of the Act of June 30, 1932 (47 Stat. 412), relating to the lease of Government property, and any provision of law relating to the disposal of surplus Government property.

SEC. 3. In addition to contract authorizations for carrying out the provisions of the Merchant Marine Act of 1936, as amended, contained in previous Acts, the United States Maritime Commission is authorized to enter into contract or contracts for the purpose of carrying out the provisions of said Act in an amount not to exceed \$65,000,000.

SEC. 4. The Commission is authorized to construct, reconstruct, repair, equip, and outfit, by contract or otherwise, vessels or parts thereof, for any other department or agency of the Government, to the extent that such other department or agency is authorized by law to do so for its own account, and any obligations heretofore or hereafter incurred by the Commission for any of the aforesaid purposes shall not diminish or otherwise affect any contract authorization granted to the Commission: *Provided*, The obligations incurred or the expenditures made are charged against and, to the amount of such obligation or expenditure, diminish the existing appropriation or contract authorization of such department or agency.

Approved, February 6, 1941.

[CHAPTER 6]

JOINT RESOLUTION

Making an additional appropriation for the Military Establishment for the fiscal year ending June 30, 1941.

February 13, 1941
[H. J. Res. 89]
[Public Law 6]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sum is appropriated, out of any money in the Treasury not otherwise appropriated, for the Military Establishment for the fiscal year ending June 30, 1941: For clothing and equipage, to be supplemental to, and merged with, previous appropriations under this head for the fiscal year 1941, including the objects and subject to the limitations and conditions specified therein, \$175,000,000.

Clothing and equipage.

54 Stat. 358.
Post, p. 125.

Approved, February 13, 1941.

[CHAPTER 7]

AN ACT

To increase the debt limit of the United States, to provide for the Federal taxation of future issues of obligations of the United States and its instrumentalities, and for other purposes.

February 19, 1941
[H. R. 2959]
[Public Law 7]

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 1941.

Public Debt Act of 1941.

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

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

"SEC. 21. The face amount of obligations issued under the authority of this Act shall not exceed in the aggregate \$65,000,000,000 outstanding at any one time."

Termination of authority to issue obligations.

(b) The authority granted in the following provisions of law to issue obligations is terminated:

(1) Section 32 of the Act entitled "An Act to provide ways and means to meet war expenditures, and for other purposes", approved June 13, 1898, as amended (U. S. C., 1934 edition, title 31, sec. 756) (authorizing the issue of \$300,000,000 certificates of indebtedness);

30 Stat. 466.
31 U. S. C. § 756.

(2) Section 6 of the First Liberty Bond Act, as amended (U. S. C., 1934 edition, title 31, sec. 755) (authorizing the issue of \$2,000,000,000 certificates of indebtedness); and

40 Stat. 36.
31 U. S. C. § 755.

(3) Section 6 of the Second Liberty Bond Act, as amended (U. S. C., 1934 edition, title 31, sec. 757) (authorizing the issue of \$4,000,000,000 of war savings certificates).

40 Stat. 291.
31 U. S. C. § 757.

(c) Section 301 of title III of the Revenue Act of 1940 (54 Stat. 526) (creating a special fund for the retirement of defense obligations) is repealed.

Repeal.
31 U. S. C. § 757b note.

SEC. 3. Section 22 of the Second Liberty Bond Act, as amended (U. S. C., title 31, sec. 757c), is amended to read as follows:

49 Stat. 21.

"SEC. 22. (a) The Secretary of the Treasury, with the approval of the President, is authorized to issue, from time to time, through the Postal Service or otherwise, United States savings bonds and United States Treasury savings certificates, the proceeds of which shall be available to meet any public expenditures authorized by law, and to retire any outstanding obligations of the United States bearing interest or issued on a discount basis. The various issues and series of the savings bonds and the savings certificates shall be in such forms, shall be offered in such amounts, subject to the limitation imposed by section 21 of this Act, as amended, and shall be issued in such manner and subject to such terms and conditions consistent with subsections (b), (c), and (d) hereof, and including any restrictions on their

U. S. savings bonds and Treasury savings certificates.
Issue; use of proceeds.

transfer, as the Secretary of the Treasury may from time to time prescribe.

Basis on which issued.

“(b) Savings bonds and savings certificates may be issued on an interest-bearing basis, on a discount basis, or on a combination interest-bearing and discount basis and shall mature, in the case of bonds, not more than twenty years, and in the case of certificates, not more than ten years, from the date as of which issued. Such bonds and certificates may be sold at such price or prices, and redeemed before maturity upon such terms and conditions as the Secretary of the Treasury may prescribe: *Provided*, That the interest rate on, and the issue price of, savings bonds and savings certificates and the terms upon which they may be redeemed shall be such as to afford an investment yield not in excess of 3 per centum per annum, compounded semiannually. The denominations of savings bonds and of savings certificates shall be such as the Secretary of the Treasury may from time to time determine and shall be expressed in terms of their maturity values. The Secretary of the Treasury is authorized by regulation to fix the amount of savings bonds and savings certificates issued in any one year that may be held by any one person at any one time.

Proviso.
Interest rate, etc.

Denominations.

Holdings.

Issuance of stamps, etc., to evidence partial payments.

“(c) The Secretary of the Treasury may, under such regulations and upon such terms and conditions as he may prescribe, issue, or cause to be issued, stamps, or may provide any other means to evidence payments for or on account of the savings bonds and savings certificates authorized by this section, and he may make provision for the exchange of savings certificates for savings bonds. The limitation on the authority of the Postmaster General to prescribe the denominations of postal-savings stamps contained in the second paragraph of section 6 of the Act of June 25, 1910, as amended (U. S. C., title 39, sec. 756), is removed; and the Postmaster General is authorized, for the purposes of such section and to encourage and facilitate the accumulation of funds for the purchase of savings bonds and savings certificates, to prepare and issue postal-savings stamps in such denominations as he may prescribe.

Denominations.

36 Stat. 815.

Tax exemption, existing savings bonds.

40 Stat. 291.
31 U. S. C. § 747.

“(d) The provisions of section 7 of this Act, as amended (relating to exemptions from taxation), shall apply to savings bonds issued before the effective date of the Public Debt Act of 1941. For purposes of taxation any increment in value represented by the difference between the price paid and the redemption value received (whether at or before maturity) for savings bonds and savings certificates shall be considered as interest. The savings bonds and the savings certificates shall not bear the circulation privilege.

Circulation privilege.

Availability of funds.

40 Stat. 292.

“(e) The appropriation for expenses provided by section 10 of this Act and extended by the Act of June 16, 1921 (U. S. C., title 31, secs. 760 and 761), shall be available for all necessary expenses under this section, and the Secretary of the Treasury is authorized to advance, from time to time, to the Postmaster General from such appropriation such sums as are shown to be required for the expenses of the Post Office Department and of the Postal Service, in connection with the handling of savings bonds, savings certificates, and stamps or other means provided to evidence payment therefor, which sums may be used for additional employees or any other expenditure, wherever or in whatever class of post office incurred, in connection with such handling.

No further original issue.

36 Stat. 817.

“(f) No further original issue of bonds authorized by section 10 of the Act approved June 25, 1910 (U. S. C., title 39, sec. 760), shall be made after July 1, 1935.

Fiscal agency services.

“(g) At the request of the Secretary of the Treasury the Postmaster General, under such regulations as he may prescribe, shall

require the employees of the Post Office Department and of the Postal Service to perform, without extra compensation, such fiscal agency services as may be desirable and practicable in connection with the issue, delivery, safekeeping, redemption, or payment of the savings bonds and savings certificates, or in connection with any stamps or other means provided to evidence payments.”

SEC. 4. (a) Interest upon, and gain from the sale or other disposition of, obligations issued on or after the effective date of this Act by the United States or any agency or instrumentality thereof shall not have any exemption, as such, and loss from the sale or other disposition of such obligations shall not have any special treatment, as such, under Federal tax Acts now or hereafter enacted; except that any such obligations which the United States Maritime Commission or the Federal Housing Administration has, prior to the effective date of this Act, contracted to issue at a future date, shall when issued bear such tax-exemption privileges as were, at the time of such contract, provided in the law authorizing their issuance. For the purposes of this subsection a Territory, a possession of the United States, and the District of Columbia, and any political subdivision thereof, and any agency or instrumentality of any one or more of the foregoing, shall not be considered as an agency or instrumentality of the United States.

(b) The provisions of this section shall, with respect to such obligations, be considered as amendatory of and supplementary to the respective Acts or parts of Acts authorizing the issuance of such obligations, as amended and supplemented.

SEC. 5. This Act, except sections 2 (b) and (c), shall become effective on the first day of the month following the date of its enactment.

Approved, February 19, 1941.

[CHAPTER 8]

AN ACT

To provide for the establishment, administration, and maintenance of a Coast Guard Auxiliary and a Coast Guard Reserve.

February 19, 1941
[S. 187]
[Public Law 8]

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 “Coast Guard Auxiliary and Reserve Act of 1941”.

Coast Guard Auxiliary and Reserve Act of 1941.

TITLE I—REPEAL OF COAST GUARD RESERVE ACT OF 1939, AS AMENDED, AND ESTABLISHMENT OF COAST GUARD AUXILIARY

SEC. 1. The Coast Guard Reserve Act of 1939 (53 Stat. 854; U. S. C., Supp. V, title 14, ch. 9), as amended by Public Law Numbered 564, Seventy-sixth Congress, third session, is hereby repealed and in lieu of the United States Coast Guard Reserve provided for in such Act there is hereby created and established a United States Coast Guard Auxiliary (hereinafter referred to as the “Auxiliary”).

14 U. S. C., ch. 9.
54 Stat. 246.

SEC. 2. It is hereby declared to be the purposes of the Auxiliary (a) to further interest in safety of life at sea and upon the navigable waters, (b) to promote efficiency in the operation of motorboats and yachts, (c) to foster a wider knowledge of, and better compliance with, the laws, rules, and regulations governing the operation of motorboats and yachts, and (d) to facilitate operations of the Coast Guard.

Purposes of Auxiliary.

SEC. 3. The Auxiliary shall be composed of citizens of the United States and of its Territories and possessions, except the Philippine

Composition.

Taxation of obligations.

Exception.

Provisions considered amendatory, etc.

Effective date.

Islands, who are owners (sole or part) of motorboats or yachts, and who may be enrolled therein pursuant to regulations prescribed under the authority of this Act.

Administration.

SEC. 4. The Auxiliary shall be a nonmilitary organization administered by the Commandant of the Coast Guard (hereinafter referred to as the "Commandant") under the direction of the Secretary of the Treasury, and the Commandant shall, with the approval of the Secretary of the Treasury, prescribe such regulations as may be necessary to effectuate the purposes of this title.

Membership in other organizations.

SEC. 5. Subject to regulations prescribed under the authority of this Act, members of the Auxiliary may also be enrolled in the Coast Guard Reserve established by title II of this Act, and membership in the Auxiliary shall not be a bar to membership in any other naval or military organization.

Use of members' craft by Coast Guard.

SEC. 6. The Coast Guard is authorized to utilize in the conduct of duties incident to the saving of life and property, in the patrol of marine parades and regattas, or for any other purpose incident to the carrying out of the functions and duties of the Coast Guard which may be authorized by the Secretary of the Treasury, any motorboat or yacht placed at its disposition for any of such purposes by any member of the Auxiliary. No such motorboat or yacht shall be assigned to Coast Guard duty unless it is placed in charge of a commissioned officer, chief warrant officer, warrant officer, or petty officer of the Coast Guard or the Coast Guard Reserve established by title II of this Act during such assignment.

Motorboat, etc., assigned to Coast Guard duty.

14 U. S. C. § 71.

SEC. 7. Any motorboat or yacht, while assigned to Coast Guard duty as herein authorized, shall be deemed to be a public vessel of the United States, and within the meaning of the Act of June 15, 1936 (49 Stat. 1514; U. S. C., Supp. V, title 14, sec. 71), shall be deemed to be a vessel of the United States Coast Guard.

Operating expenses; payment restrictions.

"Actual necessary expenses of operation."

SEC. 8. Appropriations of the Coast Guard shall be available for the payment of actual necessary expenses of operation of any such motorboat or yacht when so utilized, but shall not be available for the payment of compensation for personal services, incident to such operation, to other than personnel of the regular Coast Guard or the Coast Guard Reserve established by title II of this Act. The term "actual necessary expenses of operation", as used herein, shall include fuel, oil, water, supplies, provisions, and any replacement or repair of equipment or any repair of the motorboat or yacht where, upon investigation by a board of not less than three commissioned officers of the regular Coast Guard, it is determined that responsibility for the loss or damage necessitating such replacement or repair of equipment or such repair of the motorboat or yacht rests with the Coast Guard.

Restriction on rights, etc., of members.

Service in advisory capacity.

Post, p. 587.

SEC. 9. No member of the Auxiliary, solely by reason of such membership, shall be vested with or exercise any right, privilege, power, or duty vested in or imposed upon the personnel of the Coast Guard, except that any such member may, under such regulations as the Commandant shall prescribe, act in an advisory capacity to the Commandant in the administration of the Auxiliary. Any member performing such service shall, upon authorization by the Commandant, be entitled to actual expenses of travel and to a per diem allowance not exceeding \$5 per day while performing such travel from and to his home and while engaged upon such service.

Existing orders, benefits, etc., made applicable to Auxiliary.

53 Stat. 854.

14 U. S. C. ch. 9.

SEC. 10. All orders, rules, regulations, enrollments, privileges, or other benefits made, issued, or granted pursuant to the Coast Guard Reserve Act of 1939, as amended, and in effect on the date of the enactment of this Act, shall be applicable to the Coast Guard Auxiliary and shall continue in effect hereunder until modified or revoked in accordance with the provisions of this Act.

TITLE II—ESTABLISHMENT OF NEW COAST GUARD RESERVE

SEC. 201. There is hereby created and established a United States Coast Guard Reserve (hereinafter referred to as the "Reserve"), the purpose of which is to provide a trained force of officers and men which, added to regular personnel of the Coast Guard, will be adequate to enable that service to perform such extraordinary duties as may be necessitated by emergency conditions.

Purpose.

SEC. 202. The Reserve shall be composed of male citizens of the United States and of its Territories and possessions, except the Philippine Islands, between the ages of seventeen and sixty-four, who are physically and otherwise qualified for the performance of duty with the Coast Guard, and who, through appointment or enlistment therein, obligate themselves to serve in the Coast Guard in time of war or during any period of national emergency declared by the President to exist.

Composition.
Post, p. 587.

SEC. 203. The ranks, grades, and ratings in the Reserve shall be the various ranks, grades, and ratings, not above lieutenant commander, prescribed by law for the Coast Guard.

Ranks, grades, and ratings.

SEC. 204. The Reserve shall be a military organization administered by the Commandant, under the direction of the Secretary of the Treasury, and the Commandant shall, with the approval of the Secretary of the Treasury and the concurrence of the Secretary of the Navy, prescribe such regulations as may be necessary to effectuate the purposes of this title.

Administration.

SEC. 205. Any member of the Reserve may be ordered to active duty by the Commandant in time of war or during any period of national emergency declared by the President to exist and be required to perform active duty throughout the war or until the President declares that such national emergency no longer exists; but in time of peace, except for disciplinary purposes as provided in section 209 hereof, no such member shall be ordered to or continued on active duty without his consent: *Provided*, That the Commandant may release any member from active duty either in time of war or in time of peace. Members of the Reserve while engaged on active duty shall be vested with the same power, authority, rights, and privileges as members of the regular Coast Guard of similar ranks, grades, or ratings.

Active duty provisions.
Post, p. 587.

Proviso.

SEC. 206. Commissioned officers, chief warrant officers, warrant officers, and enlisted men of the Reserve when engaged on active duty, or on active duty while undergoing training, or when engaged in authorized travel to or from such duty, shall receive the same pay and allowances as are received by commissioned officers, chief warrant officers, warrant officers, and enlisted men of the regular Coast Guard of the same rank, grade, rating, and length of service. In determining length of service for the purposes of this section, there shall be included (a) all periods of active duty under this Act, except active duty while undergoing training, and (b) all other service for which credit is given by law to members of the regular Coast Guard. When members of the Reserve perform active duty or active duty while undergoing training for a period of less than thirty days, such duty performed on the thirty-first day of any month shall be paid for at the same rate as for other days: *Provided*, That members of the Reserve while engaged on active duty which involves the actual flying in aircraft in accordance with regulations prescribed by the Commandant shall receive the same increase of pay of their ranks, grades, or ratings as may be received by members of the regular Coast Guard in similar ranks, grades, or ratings, for the performance of similar duty.

Pay and allowances.
Post, p. 588.

Longevity, service included.

Pay for less than 30 days.

Proviso.
Pay where duty involves actual flying.

Temporary mem-
bers.

SEC. 207. The Commandant, with the approval of the Secretary of the Treasury, is hereby authorized to enroll for active duty, as temporary members of the Reserve, such owners, regular officers, and members of the crew of any motorboat or yacht placed at the disposal of the Coast Guard as are citizens of the United States or of its Territories or possessions, except the Philippine Islands, define their powers and duties, and confer upon them, appropriate to their qualifications and experience, the same ranks, grades, and ratings as are provided for the personnel of the regular Coast Guard Reserve.

Pay and allowances.

When on active duty with the Coast Guard, as herein authorized, temporary members of the Reserve shall be entitled to receive the pay of their respective ranks, grades, or ratings, and such allowances, not to exceed those prescribed for members of the regular Coast Guard, as the Commandant may deem appropriate: *Provided*, That temporary membership in the Reserve and the other benefits conferred by this section as a result thereof shall extend only for such period as the motorboat or yacht to which such members are attached is utilized in the service of the Coast Guard.

Proviso.
Period of member-
ship.

Exemption from
registration, training
and service.

SEC. 208. Members of the 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, and no member of the Reserve, other than temporary members thereof, shall be a member of any other naval or military organization except the Auxiliary or the Coast Guard as provided for in sections 214 and 215 of this title: *Provided*, That temporary members of the Reserve who may be members of any other military reserve, if ordered to active duty therein, shall be forthwith released from all active duty with the Coast Guard, and their status as temporary members of the Reserve terminated.

Membership in
other organizations.

Proviso.
Temporary mem-
bers.

Coast Guard laws
to govern active duty.

SEC. 209. All members of the Reserve when employed on active duty, or when employed in authorized travel to or from such duty, or while wearing a uniform prescribed for the Reserve, shall be subject to the laws, regulations, and orders for the government of the Coast Guard: *Provided*, That disciplinary action for an offense committed while subject to the laws, regulations, and orders for the government of the Coast Guard shall not be barred by reason of release from duty status of any person charged with the commission thereof: *Provided further*, That for the purpose of carrying the provisions of this section into effect, members of the Reserve may be retained on or returned to a duty status without their consent, but not for a longer period of time than may be required for disciplinary action.

Provisos.
Disciplinary action
for offenses.

Retention or return
to duty.

Uniform, etc., allow-
ance.
Post, p. 598.

SEC. 210. Members of the Reserve may be allowed the cost of or issued such items of uniform, bedding, and equipment, as may be prescribed by the Commandant, with the approval of the Secretary of the Treasury: *Provided*, That the value of such allowances or of items so issued to any one person during any three-year period shall not exceed \$100.

Benefits for sickness
or death in line of
duty.

SEC. 211. Members of the Reserve, other than temporary members thereof, who suffer sickness, disease, disability, or death in line of duty shall be entitled to the same benefits as are or may hereafter be prescribed by law for members of the Naval Reserve who suffer sickness, disease, disability, or death under similar conditions.

Injury, etc., bene-
fits for temporary
members.

SEC. 212. When any temporary member of the Reserve is physically injured in line of duty while performing active Coast Guard service, or dies as a result of such physical injury, he or his beneficiary shall be entitled to all the benefits prescribed by law for civil employees of the United States, and the United States Employees' Compensation Commission shall have jurisdiction in such cases and shall perform

Jurisdiction of Em-
ployees' Compensa-
tion Commission.

the same duties with reference thereto as in the case of civil employees of the United States. Temporary members of the Reserve who contract sickness or disease while performing active duty shall be entitled to the same hospital treatment as is afforded members of the regular Coast Guard.

SEC. 213. Officers and employees of the United States or of the District of Columbia who may become members of the Reserve shall be entitled to the same leave of absence with pay while on training duty and, except as otherwise provided by this Act, to all other benefits which are now or hereafter may be applicable by law to officers and employees of the United States or of the District of Columbia who are members of the Naval Reserve.

SEC. 214. Chief warrant and warrant officers and enlisted men of the regular Coast Guard may, under regulations promulgated pursuant to section 204 of this Act, be issued appointments as commissioned, chief warrant, or warrant officers in the Reserve, under which appointments they may be required to serve only in time of war or during any period of national emergency declared by the President to exist: *Provided*, That while serving on active duty under such appointments, the regular status of such appointees shall be considered as in abeyance, and upon termination of active duty thereunder they shall revert to the status held by them immediately preceding such active duty: *Provided further*, That active duty in the Reserve performed under the provisions of this Act shall be counted for all purposes as though it had been rendered by the individuals concerned in the status held by them immediately preceding such active duty.

SEC. 215. Members of the regular Coast Guard called to active duty in the Reserve, as provided by section 214 of this Act, shall not thereby suffer any reduction in pay and allowances: *Provided*, That if while so serving on active duty such members contract sickness or disease or sustain injury, or die as a result of such sickness, disease, or injury, they or their beneficiaries shall be entitled to all the benefits provided for commissioned, chief warrant, or warrant officers of the Reserve of the same rank, or to the benefits to which they would have been entitled had such active service been performed in their prior status as chief warrant or warrant officers or enlisted men of the regular Coast Guard, whichever may be the greater.

TITLE III—GENERAL PROVISIONS

SEC. 301. The term of enrollment in the Auxiliary and appointment and enlistment in the Reserve (except for temporary members of the Reserve) shall be three years.

SEC. 302. The Secretary of the Treasury is hereby authorized to prescribe one or more suitable distinguishing flags or pennants to be flown from the motorboats and yachts owned by members of the Auxiliary or the Reserve, and one or more suitable insignia which may be worn by such members. Such flags and insignia shall be furnished by the Coast Guard at actual cost, and the proceeds received therefor shall be credited to the appropriation from which paid: *Provided*, That any member of the Auxiliary who surrenders flags, pennants, or insignia which were furnished to him by the Coast Guard as a member of the former Coast Guard Reserve shall be entitled to a like number of the flags, pennants, and insignia prescribed for the Auxiliary without additional charge. Any person who shall, without proper authority fly from a motorboat, yacht, or other vessel, any flag or pennant or wear any insignia of the Auxiliary or of the Reserve shall, upon conviction thereof, be punished by a fine not exceeding \$100.

Hospital treatment.

Leave of absence while on training duty.

Emergency appointment of regular Coast Guard members.

Proviso.
Reversion to regular status.

Counting of active duty.

Pay and allowances.

Proviso.
Sick or death benefits.

Term of enrollment, etc.

Distinguishing flags and insignia.

Proviso.
Exchanges.

Penalty for unauthorized display.

Coast Guard Institute.
Correspondence courses, availability, etc.
Provisos.

SEC. 303. Pursuant to such rules and regulations as the Commandant may prescribe, correspondence courses of the Coast Guard Institute may be made available to members of the Auxiliary and to members of the Reserve: *Provided*, That the actual cost of the study materials for each such course shall be paid by the member of the Auxiliary taking such course and the proper Coast Guard appropriation shall be credited accordingly: *Provided further*, That such courses shall be made available to members of the Reserve in accordance with Coast Guard regulations applicable to personnel of the regular Coast Guard.

Use of Coast Guard services.

SEC. 304. The services and facilities of the Coast Guard may be employed in the administration and operation of the Auxiliary and of the Reserve; and the appropriations for the Coast Guard shall be available to effectuate the purposes of this Act.

Approved, February 19, 1941.

[CHAPTER 9]

AN ACT

March 1, 1941
[H. R. 3204]
[Public Law 9]

Making additional appropriations for the fiscal year 1941 urgently required for the Work Projects Administration and certain other Federal agencies, and for other purposes.

Urgent Deficiency Appropriation Act, 1941.

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, 1941, for the following respective purposes:

LEGISLATIVE

SENATE

Office of the Vice President.
Salary provisions.
54 Stat. 462.
2 U. S. C. § 60a.

Effective with the first day of the month next following the enactment of this Act, the provision in the Legislative Branch Appropriation Act, 1941, which reads as follows: "Office of the Vice President, salaries: Secretary to the Vice President, \$4,620; clerk, \$2,400; assistant clerks—one \$2,280, one \$2,160; in all, \$11,460." is hereby amended to read as follows: "Office of the Vice President, salaries: For clerical assistance to the Vice President, at rates of compensation to be fixed by him, \$11,460."

Senate kitchens and restaurants.

For repairs, improvements, equipment, and supplies for the Senate kitchens and restaurants, Capitol Building and Senate Office Building, including personal and other services, to be expended from the contingent fund of the Senate, under supervision of the Committee on Rules, United States Senate, fiscal year 1941, \$25,000.

Post, p. 94i

EMERGENCY FUNDS FOR THE PRESIDENT

Defense housing.
Temporary shelter.
Post, p. 198.
41 U. S. C. § 5.

Defense housing: To enable the President of the United States, through such agencies of the Government as he may designate, without regard to section 3709, Revised Statutes, to provide temporary shelter, either by the construction of buildings or otherwise, including appurtenances and including the acquisition of land or interests therein, in localities where by reason of national defense activities a shortage of housing exists, as determined by the President, and where it is not practicable under the Act of October 14, 1940 (Public, Numbered 849, Seventy-sixth Congress), or other Acts of Congress

54 Stat. 1125.
42 U. S. C., ch. 9
note.

or through private enterprise to meet the immediate need for emergency housing, fiscal year 1941, \$5,000,000, to be available until June 30, 1942, and to be available also for all necessary expenses incident to the providing of such facilities and the operation and management thereof, including personal services in the District of Columbia and elsewhere, printing and binding, and purchase, operation, and maintenance of motor-propelled passenger-carrying vehicles: *Provided*, That all receipts derived from the rental or operation of the facilities provided for herein shall be returned to this appropriation and shall be available for expenses of operation and management of such facilities, including administrative expenses in connection therewith, and the unobligated balance of such receipts shall be covered into the Treasury at the end of each fiscal year as miscellaneous receipts: *Provided further*, That a detailed report of expenditures under this paragraph shall be made by the agency or agencies designated by the President under this provision to the Secretary of the Senate and the Clerk of the House of Representatives every six months from and after the passage of this Act.

Provisos.
Use of receipts.

Semiannual reports
to Congress.

INDEPENDENT AGENCIES

FEDERAL SECURITY AGENCY

Public Health Service, emergency health and sanitation activities, 1941: For all expenses necessary to enable the Surgeon General of the Public Health Service 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; and 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 of the United States; such expenses to include personal services in the District of Columbia and elsewhere; purchase, exchange, maintenance, and operation of passenger-carrying automobiles; stationery; travel; printing and binding; and items otherwise properly chargeable to the appropriation for miscellaneous and contingent expenses of the Public Health Service, fiscal year 1941, \$525,000.

Emergency health
and sanitation activi-
ties.

Personal services.

Printing and bind-
ing.

FEDERAL WORKS AGENCY

Work Projects Administration, emergency relief, 1941: For an additional amount to enable the Work Projects Administration, during the fiscal year 1941, to continue to provide work for needy persons on useful public projects in the United States and its Territories and possessions, in accordance with the Emergency Relief Appropriation Act, fiscal year 1941, as amended, \$375,000,000: *Provided*, That except as herein otherwise provided, all the provisions and conditions of the Emergency Relief Appropriation Act, fiscal year 1941, as amended, applicable to the expenditure of the appropriation in such Act to such Administration shall be applicable to the foregoing appropriation: *Provided further*, That the limitation of \$40,000,000, contained in section 10 (a) of such Act, on the amount that is authorized to be allocated by the Commissioner to other Federal agencies for the operation of projects of the type specified in subsection (b) of section 1 of such Act which are within the

Emergency relief.
54 Stat. 611.

Provisos.
Applicability of des-
ignated provisions.

Limitation of cer-
tain allocations in-
creased.
54 Stat. 618.

54 Stat. 612.

scope of the functions usually carried out by such agencies, is hereby increased to \$44,000,000: *Provided further*, That the limitation of \$25,000,000 on the amount that may be used by the Commissioner to supplement the amounts authorized for other than labor costs in connection with the prosecution of projects which have been certified by the Secretary of War and the Secretary of the Navy, respectively, as being important for military or naval purposes, contained in section 1 (c) of such Act, is hereby increased to \$50,000,000: *Provided further*, That the limitation of \$41,534,000 on the aggregate amount which may be obligated during the fiscal year 1941 for administrative expenses of the Work Projects Administration and the limitations on the amounts which may be obligated for the following respective purposes: Salaries, \$34,105,000; communication service, \$612,750; travel, \$3,610,000; and printing and binding, \$437,000; contained in section 1 (g) of the Emergency Relief Appropriation Act, fiscal year 1941, are hereby changed to \$44,500,000, \$37,100,000, \$600,000, \$3,600,000 and \$320,000, respectively: *Provided further*, That the limitation of \$30,875,000 on the aggregate amount which may be obligated for administrative expenses of the Work Projects Administration under section 1 (g) of the Emergency Relief Appropriation Act, fiscal year 1941, if the President shall determine under section 1 (a) of such Act that the appropriation made by such section shall be apportioned for an eight-months' period, and the limitation of \$25,626,250 on the amount that shall be available for salaries within such aggregate amount are hereby increased to \$31,100,000 and \$25,851,250, respectively.

NATIONAL MEDIATION BOARD

Salaries and expenses.
54 Stat. 595.

National Railroad Adjustment Board, salaries and expenses, 1941: For an additional amount for "Salaries and expenses, National Railroad Adjustment Board, National Mediation Board," fiscal year 1941, \$15,000, and in addition thereto not to exceed the sum of \$15,000 may be transferred from the appropriation "Printing and binding, National Railroad Adjustment Board, National Mediation Board, 1941"; and the amount heretofore made available for such fiscal year only for the services of referees is hereby increased from \$35,000 to \$60,000.

Transfer of funds.
54 Stat. 596.

Referees.

UNITED STATES EMPLOYEES' COMPENSATION COMMISSION

Employee compensation benefits.
54 Stat. 622.

Emergency relief, 1941: For an additional amount to enable the United States Employees' Compensation Commission during the fiscal year 1941 to carry out the provisions of section 23 of the Emergency Relief Appropriation Act, fiscal year 1941, \$800,000.

NAVY DEPARTMENT

BUREAU OF NAVIGATION

TRAINING, EDUCATION, AND WELFARE, NAVY

Post, p. 35.

54 Stat. 267.

Naval training stations: For an additional amount for naval training stations for the fiscal year 1941, including the same objects specified under this head in the Naval Appropriation Act for the fiscal year 1941, as follows:

Newport, Rhode Island, \$269,000;

Great Lakes, Illinois, \$253,775;

In all, training, education, and welfare, Navy, \$522,775.

TREASURY DEPARTMENT

OFFICE OF TREASURER OF THE UNITED STATES

Emergency relief, 1941, administrative expenses: The Secretary of the Treasury may transfer, with the approval of the Director of the Bureau of the Budget, not to exceed \$65,000 from the appropriation "Emergency relief, Treasury, Bureau of Accounts, administrative expenses, 1941" (referred to in section 5 (a) of the Emergency Relief Appropriation Act, fiscal year 1941, as "Office of Commissioner of Accounts and Deposits and Division of Bookkeeping and Warrants") to the appropriation "Emergency Relief, Treasury, Office of the Treasurer, administrative expenses, 1941", contained in the same section of such Act.

Transfer of funds.

54 Stat. 617.

BUREAU OF CUSTOMS

Refunds and drawbacks, customs, 1941: For an additional amount 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, fiscal year 1941, \$11,800,000.

54 Stat. 60.

SEC. 2. This Act may be cited as the "Urgent Deficiency Appropriation Act, 1941".

Short title.

Approved, March 1, 1941.

[CHAPTER 10]

AN ACT

To amend certain provisions of the Internal Revenue Code relating to the excess profits tax, and for other purposes.

March 7, 1941
[H. R. 3531]

[Public Law 10]

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 "Excess Profits Tax Amendments of 1941".

Excess Profits Tax
Amendments of 1941.

SEC. 2. UNUSED EXCESS PROFITS CREDIT.

(a) Section 710 (b) (3) of the Internal Revenue Code is amended to read as follows:

54 Stat. 975,
26 U. S. C. § 710 (b)
(3).

"(3) UNUSED EXCESS PROFITS CREDIT.—The amount of the excess profits credit carry-over for the taxable year, computed in accordance with subsection (c)."

(b) COMPUTATION OF EXCESS PROFITS CREDIT CARRY-OVER.—Section 710 of the Internal Revenue Code is amended by adding at the end thereof the following new subsection:

54 Stat. 975,
26 U. S. C. § 710.

"(c) EXCESS PROFITS CREDIT CARRY-OVER.—

"(1) DEFINITION OF UNUSED EXCESS PROFITS CREDIT.—The term 'unused excess profits credit' means the excess, if any, of the excess profits credit for any taxable year beginning after December 31, 1939, over the excess profits net income for such taxable year, computed on the basis of the excess profits credit applicable to such taxable year.

Post, p. 701.

"(2) COMPUTATION OF EXCESS PROFITS CREDIT CARRY-OVER.—The excess profits credit carry-over for any taxable year shall be the sum of the following:

"(A) The unused excess profits credit for the first preceding taxable year; and

"(B) The unused excess profits credit for the second preceding taxable year reduced by the amount, if any, by which the excess profits net income for the first preceding taxable year exceeds the sum of—

"(i) the excess profits credit for such first preceding taxable year, plus

"(ii) the unused excess profits credit for the third preceding taxable year."

SEC. 3. ABNORMAL DEDUCTION IN BASE PERIOD.

54 Stat. 978, 979.
26 U. S. C. § 711 (b)
(1).

Sections 711 (b) (1) (G), (H), and (I), of the Internal Revenue Code are amended to read as follows:

“(G) Dividends Received.—The credit for dividends received shall apply, without limitation, to dividends on stock of domestic corporations;

“(H) Payment of Judgments, and So Forth.—Deductions attributable to any claim, award, judgment, or decree against the taxpayer, or interest on any of the foregoing, if abnormal for the taxpayer, shall not be allowed, and if normal for the taxpayer, but in excess of 125 per centum of the average amount of such deductions in the four previous taxable years, shall be disallowed in an amount equal to such excess;

“(I) Intangible Drilling and Development Costs.—Deductions attributable to intangible drilling and development costs paid or incurred in or for the drilling of wells or the preparation of wells for the production of oil or gas, and for development costs in the case of mines, if abnormal for the taxpayer, shall not be allowed, and if normal for the taxpayer, but in excess of 125 per centum of the average amount of such deductions in the four previous taxable years, shall be disallowed in an amount equal to such excess; and

“(J) Abnormal Deductions.—Under regulations prescribed by the Commissioner, with the approval of the Secretary, for the determination, for the purposes of this subparagraph, of the classification of deductions—

“(i) Deductions of any class shall not be allowed if deductions of such class were abnormal for the taxpayer, and

“(ii) If the class of deductions was normal for the taxpayer, but the deductions of such class were in excess of 125 per centum of the average amount of deductions of such class for the four previous taxable years, they shall be disallowed in an amount equal to such excess.

“(K) Rules for Application of Subparagraphs (H), (I), and (J).—For the purposes of subparagraphs (H), (I), and (J)—

“(i) If the taxpayer was not in existence for four previous taxable years, then such average amount specified in such subparagraphs shall be determined for the previous taxable years it was in existence and the succeeding taxable years which begin before the beginning of the taxpayer's second taxable year under this subchapter. If the number of such succeeding years is greater than the number necessary to obtain an aggregate of four taxable years there shall be omitted so many of such succeeding years, beginning with the last, as are necessary to reduce the aggregate to four.

“(ii) Deductions shall not be disallowed under such subparagraphs unless the taxpayer establishes that the abnormality or excess is not a consequence of an increase in the gross income of the taxpayer in its base period or a decrease in the amount of some other deduction in its base period, and is not a consequence of a change at any time in the type, manner of operation, size, or condition of the business engaged in by the taxpayer.

“(iii) The amount of deductions of any class to be disallowed under such subparagraphs with respect to

any taxable year shall not exceed the amount by which the deductions of such class for such taxable year exceed the deductions of such class for the taxable year for which the tax under this subchapter is being computed."

SEC. 4. COMPUTATION OF AVERAGE BASE PERIOD NET INCOME.

(a) Section 713 (a) (1) of the Internal Revenue Code is amended by striking out "subsection (b)" and inserting in lieu thereof "subsection (d)", and by striking out "subsection (c)" wherever occurring therein and inserting in lieu thereof "subsection (g)".

54 Stat. 980.
26 U. S. C. § 713 (a)
(1).

(b) Section 713 (b) of the Internal Revenue Code is amended to read as follows:

54 Stat. 980.
26 U. S. C. § 713 (b).

"(b) **BASE PERIOD.**—

"(1) **DEFINITION.**—As used in this section the term 'base period'—

"(A) If the corporation was in existence during the whole of the forty-eight months preceding the beginning of its first taxable year under this subchapter, means the period commencing with the beginning of its first taxable year beginning after December 31, 1935, and ending with the close of its last taxable year beginning before January 1, 1940; and

"(B) In the case of a corporation which was in existence during only part of the forty-eight months preceding the beginning of its first taxable year under this subchapter, means the forty-eight months preceding the beginning of its first taxable year under this subchapter.

"(2) **DIVISION INTO HALVES.**—For the purposes of subsections (d) and (f) the base period of the taxpayer shall be divided into halves, the first half to be composed of one-half the entire number of months in the base period and to begin with the beginning of the base period.

"(c) **DEFICIT IN EXCESS PROFITS NET INCOME.**—For the purposes of this section the term 'deficit in excess profits net income' with respect to any taxable year means the amount by which the deductions plus the credit for dividends received exceeded the gross income. For the purposes of this subsection in determining whether there was such an excess and in determining the amount thereof, the adjustments provided in section 711 (b) (1) shall be made.

"(d) **AVERAGE BASE PERIOD NET INCOME—DETERMINATION.**—

54 Stat. 977.
26 U. S. C. § 711 (b)
(1).
Post, p. 701.

"(1) **DEFINITION.**—For the purposes of this section the average base period net income of the taxpayer shall be the amount determined under subsection (e), subject to the exception that if the aggregate excess profits net income for the last half of its base period, reduced by the aggregate of the deficits in excess profits net income for such half, is greater than such aggregate so reduced for the first half, then the average base period net income shall be the amount determined under subsection (f), if greater than the amount determined under subsection (e).

"(2) For the purposes of subsections (e) and (f), if the taxpayer was in existence during only part of the 48 months preceding the beginning of its first taxable year under this subchapter, its excess profits net income—

"(A) for each taxable year of twelve months (beginning with the beginning of its base period) during which it was not in existence, shall be an amount equal to 8 per centum of the excess of—

"(i) the daily invested capital for the first day of the taxpayer's first taxable year beginning after December 31, 1939, over

54 Stat. 985.
26 U. S. C. § 720.

“(ii) an amount equal to the same percentage of such daily invested capital as is applicable under section 720 in reduction of the average invested capital of the preceding taxable year;

“(B) for the taxable year of less than twelve months consisting of that part of the remainder of its base period during which it was not in existence, shall be the amount ascertained for a full year under subparagraph (A), multiplied by the number of days in such taxable year of less than twelve months and divided by the number of days in the twelve months ending with the close of such taxable year.

“(3) In no case shall the average base period net income be less than zero.

54 Stat. 992.
26 U. S. C. § 742.

“(4) For the computation of average base period net income in the case of certain reorganizations, see section 742.

“(e) AVERAGE BASE PERIOD NET INCOME—GENERAL AVERAGE.—The average base period net income determined under this subsection shall be determined as follows:

“(1) By computing the aggregate of the excess profits net income for each of the taxable years of the taxpayer in the base period, reduced, if for more than one of such taxable years there was a deficit in excess profits net income, by the sum of such deficits, excluding the greatest;

“(2) By dividing the amount ascertained under paragraph (1) by the total number of months in all such taxable years; and

“(3) By multiplying the amount ascertained under paragraph (2) by twelve.

“(f) AVERAGE BASE PERIOD NET INCOME—INCREASED EARNINGS IN LAST HALF OF BASE PERIOD.—The average base period net income determined under this subsection shall be determined as follows:

“(1) By computing, for each of the taxable years of the taxpayer in its base period, the excess profits net income for such year, or the deficit in excess profits net income for such year;

“(2) By computing for each half of the base period the aggregate of the excess profits net income for each of the taxable years in such half, reduced, if for one or more of such years there was a deficit in excess profits net income, by the sum of such deficits. For the purposes of such computation, if any taxable year is partly within each half of the base period there shall be allocated to the first half an amount of the excess profits net income or deficit in excess profits net income, as the case may be, for such taxable year, which bears the same ratio thereto as the number of months falling within such half bears to the entire number of months in such taxable year; and the remainder shall be allocated to the second half;

“(3) If the amount ascertained under paragraph (2) for the second half is greater than the amount ascertained for the first half, by dividing the difference by two;

“(4) By adding the amount ascertained under paragraph (3) to the amount ascertained under paragraph (2) for the second half of the base period;

“(5) By dividing the amount found under paragraph (4) by the number of months in the second half of the base period and by multiplying the result by twelve;

“(6) The amount ascertained under paragraph (5) shall be the average base period net income determined under this subsection, except that the average base period net income determined under this subsection shall in no case be greater than

the highest excess profits net income for any taxable year in the base period. For the purpose of such limitation if any taxable year is of less than twelve months, the excess profits net income for such taxable year shall be placed on an annual basis by multiplying by twelve and dividing by the number of months included in such taxable year.

“(7) For the purposes of this subsection, the excess profits net income for any taxable year ending after May 31, 1940, shall not be greater than an amount computed as follows:

“(A) By reducing the excess profits net income by an amount which bears the same ratio thereto as the number of months after May 31, 1940, bears to the total number of months in such taxable year; and

“(B) By adding to the amount ascertained under subparagraph (A) an amount which bears the same ratio to the excess profits net income for the last preceding taxable year as such number of months after May 31, 1940, bears to the number of months in such preceding year. The amount added under this subparagraph shall not exceed the amount of the excess profits net income for such last preceding taxable year.

“(C) If the number of months in such preceding taxable year is less than such number of months after May 31, 1940, by adding to the amount ascertained under subparagraph (B) an amount which bears the same ratio to the excess profits net income for the second preceding taxable year as the excess of such number of months after May 31, 1940, over the number of months in such preceding taxable year bears to the number of months in such second preceding taxable year.”

(c) Section 713 (c) of the Internal Revenue Code is amended by striking out “(c)” and inserting in lieu thereof “(g)”.

54 Stat. 981;
26 U. S. C. § 713 (c).

(d) Section 743 (a) of the Internal Revenue Code is amended by striking out “section 713 (c)” and inserting in lieu thereof “section 713 (g)”.

54 Stat. 994.
26 U. S. C. § 743 (a).

SEC. 5. ABNORMALITIES IN INCOME IN TAXABLE PERIOD.

Section 721 of the Internal Revenue Code is amended to read as follows:

54 Stat. 986.
26 U. S. C. § 721.

“SEC. 721. ABNORMALITIES IN INCOME IN TAXABLE PERIOD.

“(a) DEFINITIONS.—For the purposes of this section—

“(1) ABNORMAL INCOME.—The term ‘abnormal income’ means income of any class includible in the gross income of the taxpayer for any taxable year under this subchapter if it is abnormal for the taxpayer to derive income of such class, or, if the taxpayer normally derives income of such class but the amount of such income of such class includible in the gross income of the taxable year is in excess of 125 per centum of the average amount of the gross income of the same class for the four previous taxable years, or, if the taxpayer was not in existence for four previous taxable years, the taxable years during which the taxpayer was in existence.

“(2) SEPARATE CLASSES OF INCOME.—Each of the following subparagraphs shall be held to describe a separate class of income:

“(A) Income arising out of a claim, award, judgment, or decree, or interest on any of the foregoing; or

“(B) Income constituting an amount payable under a contract the performance of which required more than 12 months; or

“(C) Income resulting from exploration, discovery, prospecting, research, or development of tangible property, patents, formulae, or processes, or any combination of the foregoing, extending over a period of more than 12 months; or

“(D) Income includible in gross income for the taxable year rather than for a different taxable year by reason of a change in the taxpayer's accounting period or method of accounting; or

“(E) In the case of a lessor of real property, income included in gross income for the taxable year by reason of the termination of the lease; or

“(F) Income consisting of dividends on stock of foreign corporations, except foreign personal holding companies.

All the income which is classifiable in more than one of such subparagraphs shall be classified under the one which the taxpayer irrevocably elects. The classification of income of any class not described in subparagraphs (A) to (F), inclusive, shall be subject to regulations prescribed by the Commissioner with the approval of the Secretary.

“(3) **NET ABNORMAL INCOME.**—The term ‘net abnormal income’ means the amount of the abnormal income less, under regulations prescribed by the Commissioner with the approval of the Secretary, (A) 125 per centum of the average amount of the gross income of the same class determined under paragraph (1), and (B) an amount which bears the same ratio to the amount of any direct costs or expenses, deductible in determining the normal-tax net income of the taxable year, through the expenditure of which such abnormal income was in whole or in part derived as the excess of the amount of such abnormal income over 125 per centum of such average amount bears to the amount of such abnormal income.

“(b) **AMOUNT ATTRIBUTABLE TO OTHER YEARS.**—The amount of the net abnormal income that is attributable to any previous or future taxable year or years shall be determined under regulations prescribed by the Commissioner with the approval of the Secretary. In the case of amounts otherwise attributable to future taxable years, if the taxpayer either transfers substantially all its properties or distributes any property in complete liquidation, then there shall be attributable to the first taxable year in which such transfer or distribution occurs (or if such year is previous to the taxable year in which the abnormal income is includible in gross income, to such latter taxable year) all amounts so attributable to future taxable years not included in the gross income of a previous taxable year.

“(c) **COMPUTATION OF TAX FOR CURRENT TAXABLE YEAR.**—The tax under this subchapter for the taxable year, in which the whole of such abnormal income would without regard to this section be includible, shall not exceed the sum of:

“(1) The tax under this subchapter for such taxable year computed without the inclusion in gross income of the portion of the net abnormal income which is attributable to any other taxable year, and

“(2) The aggregate of the increase in the tax under this subchapter which would have resulted for each previous taxable year to which any portion of such net abnormal income is attributable, computed as if an amount equal to such portion had been included in the gross income for such previous taxable year.

“(d) COMPUTATION OF TAX FOR FUTURE TAXABLE YEAR.—The amount of the net abnormal income attributable to any future taxable year shall, for the purposes of this subchapter, be included in the gross income for such taxable year. The tax under this subchapter for such future taxable year shall not exceed the sum of—

“(1) the tax under this subchapter for such future taxable year computed without the inclusion in excess profits net income of the portion of such net abnormal income which is attributable to such year, and

“(2) the decrease in the tax under this subchapter for the previous taxable year in which the whole of such abnormal income would without regard to this section be includible, which resulted by reason of the exclusion of the whole or a part of the abnormal income from the gross income for such previous taxable year; but the amount of such decrease shall be diminished by the aggregate of the increases in the tax under this subchapter which have resulted for the taxable years intervening between such previous taxable year and such future taxable year because of the inclusion in the gross income of the portions of such net abnormal income attributable to such intervening years.”

SEC. 6. ABNORMAL BASE PERIOD EARNINGS.

Section 722 of the Internal Revenue Code is amended to read as follows:

54 Stat. 986.
26 U. S. C. § 722.

“SEC. 722. ADJUSTMENT OF ABNORMAL BASE PERIOD NET INCOME.

“(a) GENERAL RULE.—In the case of a taxpayer whose first taxable year under this subchapter begins in 1940, if the taxpayer establishes—

“(1) that the character of the business engaged in by the taxpayer as of January 1, 1940, is different from the character of the business engaged in during one or more of the taxable years in its base period (as defined in section 713 (b) (1)); or

Ante, p. 19.

“(2) that in one or more of the taxable years in such base period normal production, output, or operation was interrupted or diminished because of the occurrence of events abnormal in the case of such taxpayer; and

“(3) the amount that would have been its average base period net income—

“(A) if the character of the business as of January 1, 1940, had been the same during each of the taxable years of such base period; and

“(B) if none of the abnormal events referred to in paragraph (2) had occurred; and

“(C) if in each of such taxable years none of the items of gross income had been abnormally large, and none of the items of deductions had been abnormally small; and

“(4) that the amount established under paragraph (3) is greater than the average base period net income computed under section 713 (d) or section 742, as the case may be,

then the amount established under paragraph (3) shall be considered as the average base period net income of the taxpayer for the purposes of this subchapter.

“(b) RULES FOR APPLICATION OF SUBSECTION (a).—For the purposes of subsection (a)—

“(1) High prices of materials, labor, capital, or any other agent of production, low selling price of the product of the taxpayer, or low physical volume of sales owing to low demand for such product or for the output of the taxpayer, shall not be considered as abnormal.

Ante, p. 19; *post*, p. 30.
54 Stat. 992.
26 U. S. C. § 742.

“(2) The character of the business engaged in by the taxpayer as of January 1, 1940, shall be considered different from the character of the business engaged in during one or more of the taxable years in its base period only if—

“(A) there is a difference in the products or services furnished; or

“(B) there is a difference in the capacity for production or operation; or

“(C) there is a difference in the ratio of nonborrowed capital to total capital; or

“(D) the taxpayer was in existence during only part of its base period; or

“(E) the taxpayer acquired, before January 1, 1940, all or part of the assets of a competitor, with the result that the competition of such competitor was eliminated or diminished.

“(3) The average base period net income determined under subsection (a) (3) shall be computed in the same manner as provided in section 713 (d), except paragraphs (2) and (4), but for such purposes computing excess profits net income and deficit in excess profits net income on the basis of the assumptions made in subsection (a) (3).

“(4) If subsection (a) (1), or both subsections (a) (1) and (a) (2) are applicable to any taxpayer, its average base period net income under subsection (a) (3) shall not exceed the excess profits net income (as computed for the purposes of subsection (a) (3)) for the last taxable year in such base period. For the purposes of this paragraph, if such last taxable year is of less than twelve months, the excess profits net income for such taxable year shall be placed on an annual basis by multiplying by twelve and dividing by the number of months included in such taxable year.

“(c) **LIMITATION ON APPLICATION OF GENERAL RULE.**—This section shall not be applicable unless—

“(1) the tax under this subchapter for the taxable year computed without reference to this section, exceeds 6 per centum of the taxpayer's normal-tax net income for such year; and

“(2) the application of this section would result in a diminution of the tax otherwise payable under this subchapter for the taxable year by more than 10 per centum thereof.

“(d) **EXTENT OF REDUCTION IN TAX UNDER THIS SECTION.**—The application of this section shall not reduce the tax payable under this subchapter for the taxable year below 6 per centum of the taxpayer's normal-tax net income for such year. The tax under this subchapter computed with the application of subsection (a) shall be increased by an amount equal to 10 per centum of the tax computed without reference to this section.

“(e) **APPLICATION FOR RELIEF UNDER THIS SECTION.**—The taxpayer shall compute its tax and file its return under this subchapter without the application of this section. The benefits of this section shall not be allowed unless the taxpayer, within six months from the date prescribed by law for the filing of its return, makes application therefor in accordance with regulations to be prescribed by the Commissioner with the approval of the Secretary, except that if the Commissioner in the case of any taxpayer with respect to the tax liability of any taxable year—

“(1) issues a preliminary notice stating a deficiency in the tax imposed by this subchapter such taxpayer may, within ninety days after the date of such notice, make such application, or

Ante, p. 19

Post, p. 701.

“(2) mails a notice of deficiency (A) without having previously issued a preliminary notice thereof or (B) within ninety days after the date of such preliminary notice, such taxpayer may claim the benefits of this section in its petition to the Board or in an amended petition in accordance with the rules of the Board.

If the application is not filed within six months after the date prescribed by law for the filing of the return, the application of this section shall not reduce the tax otherwise determined under this subchapter by an amount in excess of the amount of the deficiency finally determined under this subchapter without the application of this section. If the average base period net income has been determined under subsection (a) 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.”

SEC. 7. CONSOLIDATED RETURNS OF INSURANCE COMPANIES OTHER THAN LIFE OR MUTUAL.

Section 730 (e) (6) of the Internal Revenue Code is amended to read as follows:

“(6) Insurance companies subject to taxation under section 201 or 207.”

54 Stat. 990.
26 U. S. C. § 730 (e)
(6).

53 Stat. 71, 74.
26 U. S. C. §§ 201,
207.

SEC. 8. INCORPORATION OF PARTNERSHIP OR SOLE PROPRIETORSHIP.

(a) Section 740 (a) (1) (C) of the Internal Revenue Code is amended by striking out “owned by such other corporation.” and inserting in lieu thereof:

“owned by such other corporation, or

“(D) Substantially all the properties of a partnership in an exchange to which section 112 (b) (5), or so much of section 112 (c) or (e) as refers to section 112 (b) (5), or to which a corresponding provision of a prior revenue law, is or was applicable.”

(b) Section 740 (b) (4) of the Internal Revenue Code is amended by striking out the period at the end thereof and inserting in lieu thereof a semicolon and the following:

“or

“(5) In the case of a transaction specified in subsection (a) (1) (D), the partnership whose properties were acquired.”

(c) Section 740 of the Internal Revenue Code is amended by inserting at the end thereof the following new subsection:

“(h) **SOLE PROPRIETORSHIP.**—For the purposes of sections 740 (a) (1) (D), 740 (b) (5), and 742 (g), a business owned by a sole proprietorship shall be considered a partnership.”

(d) Section 742 of the Internal Revenue Code is amended by inserting at the end thereof the following new subsection:

“(g) In the case of a partnership which is a component corporation by virtue of section 740 (b) (5), the computations required by this Supplement shall be made, under rules and regulations prescribed by the Commissioner with the approval of the Secretary, as if such partnership had been a corporation. For the purpose of such computations, in making the adjustment for income taxes required by section 711 (b) (1) (A), the partnership so regarded as a corporation shall be considered as having distributed all its net income as a dividend.”

54 Stat. 991.
26 U. S. C. § 740 (a)
(1) (C).

53 Stat. 37, 39.
26 U. S. C. §§ 112 (b)
(5), 112 (c) or (e).

54 Stat. 991.
26 U. S. C. § 740 (b)
(4).

54 Stat. 991.
26 U. S. C. § 740.

54 Stat. 992.
26 U. S. C. § 742.

Supra.

54 Stat. 977.
26 U. S. C. § 711 (b)
(1) (A).
Post, p. 701.

SEC. 9. PROCEDURAL PROVISIONS.

54 Stat. 975, 991.

Part 1 of subchapter E of chapter 2 of the Internal Revenue Code is amended by inserting at the end thereof the following new section:

“SEC. 732. REVIEW OF ABNORMALITIES BY BOARD OF TAX APPEALS.

Ante, pp. 18, 21, 23.
54 Stat. 986.
26 U. S. C. §§ 721,
722.

“(a) **PETITION TO THE BOARD.**—If a claim for refund of tax under this subchapter for any taxable year is disallowed in whole or in part by the Commissioner, and the disallowance relates to the application of section 711 (b) (1) (H), (I), (J), or (K), section 721, or section 722, relating to abnormalities, the Commissioner shall send notice of such disallowance to the taxpayer by registered mail. Within ninety days after such notice is mailed (not counting Sunday or a legal holiday in the District of Columbia as the ninetieth day) the taxpayer may file a petition with the Board of Tax Appeals for a redetermination of the tax under this subchapter. If such petition is so filed, such notice of disallowance shall be deemed to be a notice of deficiency for all purposes relating to the assessment and collection of taxes or the refund or credit of overpayments.

“(b) **DEFICIENCY FOUND BY BOARD IN CASE OF CLAIM.**—If the Board finds that there is no overpayment of tax in respect of any taxable year in respect of which the Commissioner has disallowed, in whole or in part, a claim for refund described in subsection (a) and the Board further finds that there is a deficiency for such year, the Board shall have jurisdiction to determine the amount of such deficiency and such amount shall, when the decision of the Board becomes final, be assessed and shall be paid upon notice and demand from the collector.

Ante, pp. 18, 21, 23.

“(c) **FINALITY OF DETERMINATION.**—If in the determination of the tax liability under this subchapter the determination of any question is necessary solely by reason of section 711 (b) (1) (H), (I), (J), or (K), section 721, or section 722, the determination of such question shall not be reviewed or redetermined by any court or agency except the Board.”

SEC. 10. CAPITALIZATION OF ADVERTISING, ETC., EXPENDITURES.

54 Stat. 975, 991.

(a) Part 1 of subchapter E of chapter 2 of the Internal Revenue Code is amended by inserting at the end thereof the following new section:

“SEC. 733. CAPITALIZATION OF ADVERTISING, ETC., EXPENDITURES.

“(a) **ELECTION TO CHARGE TO CAPITAL ACCOUNT.**—For the purpose of computing the excess profits credit, a taxpayer may elect, within six months after the date prescribed by law for filing its return for its first taxable year under this subchapter, to charge to capital account so much of the deductions for taxable years in its applicable base period on account of expenditures for advertising or the promotion of good will, as, under rules and regulations prescribed by the Commissioner with the approval of the Secretary, may be regarded as capital investments. Such election must be the same for all such taxable years, and must be for the total amount of such expenditures which may be so regarded as capital investments. In computing the excess profits credit, no amount on account of such expenditures shall be charged to capital account:

“(1) For taxable years in the base period unless the election authorized in subsection (a) is exercised, or

“(2) For any taxable year prior to the beginning of the base period.

“(b) EFFECT OF ELECTION.—If the taxpayer exercises the election authorized under subsection (a)—

“(1) The net income for each taxable year in the base period shall be considered to be the net income computed with such deductions disallowed, and such deductions shall not be considered as having diminished earnings and profits. This paragraph shall be retroactively applied as if it were a part of the law applicable to each taxable year in the base period; and

“(2) The treatment of such expenditures as deductions for a taxable year in the base period shall, for the purposes of section 734 (b) (2), be considered treatment which was not correct under the law applicable to such year.”

Post, p. 28.

(b) AMENDMENT TO CHAPTER 1.—Section 23 (a) of the Internal Revenue Code is amended by adding at the end thereof a new paragraph, applicable to taxable years beginning after December 31, 1939, reading as follows:

53 Stat. 12.
26 U. S. C. § 23 (a).

“(3) EXPENDITURES FOR ADVERTISING AND GOOD WILL.—If a corporation has, for the purpose of computing its excess profits credit under chapter 2E, claimed the benefits of the election provided in section 733, no deduction shall be allowable under paragraph (1) to such corporation for expenditures for advertising or the promotion of good will which, under the rules and regulations prescribed under section 733 (a), may be regarded as capital investments.”

54 Stat. 975.
Ante, p. 26.

SEC. 11. ADJUSTMENT IN CASE OF INCONSISTENT POSITION.

Part 1 of subchapter E of chapter 2 of the Internal Revenue Code is amended by inserting at the end thereof the following new section:

54 Stat. 975, 991.

“SEC. 734. ADJUSTMENT IN CASE OF POSITION INCONSISTENT WITH PRIOR INCOME TAX LIABILITY.

“(a) DEFINITIONS.—For the purposes of this section—

“(1) TAXPAYER.—The term ‘taxpayer’ means any person subject to a tax under the applicable revenue Act.

“(2) INCOME TAX.—The term ‘income tax’ means an income tax imposed by chapter 1 or chapter 2A of this title; Title I and Title IA of the Revenue Acts of 1938, 1936, and 1934; Title I of the Revenue Acts of 1932 and 1928; Title II of the Revenue Acts of 1926 and 1924; Title II of the Revenue Acts of 1921 and 1918; Title I of the Revenue Act of 1917; Title I of the Revenue Act of 1916; or section II of the Act of October 3, 1913; a war profits or excess profits tax imposed by Title III of the Revenue Acts of 1921 and 1918; or Title II of the Revenue Act of 1917; or an income, war profits, or excess profits tax imposed by any of the foregoing provisions, as amended or supplemented.

53 Stat. 4, 104.
26 U. S. C. §§ 1, 500.

“(3) PRIOR TAXABLE YEAR.—A taxable year beginning after December 31, 1939, shall not be considered a prior taxable year.

“(b) CIRCUMSTANCES OF ADJUSTMENT.—

“(1) If—

“(A) in determining at any time the tax of a taxpayer under this subchapter an item affecting the determination of the excess profits credit is treated in a manner inconsistent with the treatment accorded such item in the determination of the income-tax liability of such taxpayer or a predecessor for a prior taxable year or years, and

“(B) the treatment of such item in the prior taxable year or years consistently with the determination under this sub-

chapter would effect an increase or decrease in the amount of the income taxes previously determined for such taxable year or years, and

“(C) on the date of such determination of the tax under this subchapter correction of the effect of the inconsistent treatment in any one or more of the prior taxable years is prevented (except for the provisions of section 3801) by the operation of any law or rule of law (other than section 3761, relating to compromises),

then the correction shall be made by an adjustment under this section. If in a subsequent determination of the tax under this subchapter for such taxable year such inconsistent treatment is not adopted, then the correction shall not be made in connection with such subsequent determination.

“(2) Such adjustment shall be made only if there is adopted in the determination a position maintained by the Commissioner (in case the net effect of the adjustment would be a decrease in the income taxes previously determined for such year or years) or by the taxpayer with respect to whom the determination is made (in case the net effect of the adjustment would be an increase in the income taxes previously determined for such year or years) which position is inconsistent with the treatment accorded such item in the prior taxable year or years which was not correct under the law applicable to such year.

“(c) METHOD AND EFFECT OF ADJUSTMENT.—(1) The adjustment authorized by subsection (b), in the amount ascertained as provided in subsection (d), if a net increase shall be added to, and if a net decrease shall be subtracted from, the tax otherwise computed under this subchapter for the taxable year with respect to which such inconsistent position is adopted.

“(2) If more than one adjustment under this section is made because more than one inconsistent position is adopted with respect to one taxable year under this subchapter, the separate adjustments, each an amount ascertained as provided in subsection (d), shall be aggregated, and the aggregate net increase or decrease shall be added to or subtracted from the tax otherwise computed under this subchapter for the taxable year with respect to which such inconsistent positions are adopted.

“(3) If all the adjustments under this section, made on account of the adoption of an inconsistent position or positions with respect to one taxable year under this subchapter, result in an aggregate net increase, the tax imposed by this subchapter shall in no case be less than the amount of such aggregate net increase.

“(d) ASCERTAINMENT OF AMOUNT OF ADJUSTMENT.—In computing the amount of an adjustment under this section there shall first be ascertained the amount of the income taxes previously determined for each of the prior taxable years for which correction is prevented. The amount of each such tax previously determined for each such taxable year shall be (1) the tax shown by the taxpayer, or by the predecessor, upon the return for such prior taxable year, increased by the amounts previously assessed (or collected without assessment) as deficiencies, and decreased by the amounts previously abated, credited, refunded, or otherwise repaid in respect of such tax; or (2) if no amount was shown as the tax by such taxpayer or such predecessor upon the return, or if no return was made by such taxpayer or such predecessor, then the amounts previously assessed (or collected without assessment) as deficiencies, but such amounts previously assessed, or collected without assessment, shall be decreased by the amounts previously abated, credited, refunded, or otherwise

repaid in respect of such tax. There shall then be ascertained the increase or decrease in each such tax previously determined for each such year which results solely from the treatment of the item consistently with the treatment accorded such item in the determination of the tax liability under this subchapter. To the increase or decrease so ascertained for each such tax for each such year there shall be added interest thereon computed as if the increase or decrease constituted a deficiency or an overpayment, as the case may be, for such prior taxable year. There shall be ascertained the difference between the aggregate of such increases, plus the interest attributable to each, and the aggregate of such decreases, plus the interest attributable to each, and the net increase or decrease so ascertained shall be the amount of the adjustment under this section with respect to the inconsistent treatment of such item."

SEC. 12. ADMISSIBLE ASSETS OF DEALERS IN SECURITIES.

(a) Section 720 (a) (1) (A) of the Internal Revenue Code is amended to read as follows:

54 Stat. 985.
26 U. S. C. § 720 (a)
(1) (A).

"(A) Stock in corporations except stock in a foreign personal-holding company, and except stock which is not a capital asset; and"

(b) Section 711 (a) (2) (A) is amended by inserting after "companies" a period and the following: "This subparagraph shall not apply to dividends on stock which is not a capital asset".

54 Stat. 976.
26 U. S. C. § 711 (a)
(2) (A).

SEC. 13. ALLOWANCE OF EXCESS PROFITS CREDIT.

Section 712 of the Internal Revenue Code is amended to read as follows:

54 Stat. 979.
26 U. S. C. § 712.

"SEC. 712. EXCESS PROFITS CREDIT—ALLOWANCE.

"(a) DOMESTIC CORPORATIONS.—In the case of a domestic corporation which was in existence before January 1, 1940, the excess profits credit for any taxable year shall be an amount computed under section 713 or section 714, whichever amount results in the lesser tax under this subchapter for the taxable year for which the tax under this subchapter is being computed. In the case of all other domestic corporations the excess profits credit for any taxable year shall be an amount computed under section 714. (For allowance of excess profits credit in case of certain reorganizations of corporations, see section 741.)

54 Stat. 980, 981.
26 U. S. C. §§ 713,
714.
Ante, p. 19.

"(b) FOREIGN CORPORATIONS.—In the case of a foreign corporation engaged in trade or business within the United States or having an office or place of business therein, the first taxable year of which under this subchapter begins on any date in 1940, which was in existence on the day forty-eight months prior to such date and which at any time during each of the taxable years in such forty-eight months was engaged in trade or business within the United States or had an office or place of business therein, the excess profits credit for any taxable year shall be an amount computed under section 713 or section 714, whichever amount results in the lesser tax under this subchapter for the taxable year for which the tax under this subchapter is being computed. In the case of all other foreign corporations the excess profits credit for any taxable year shall be an amount computed under section 714.

Post, p. 30.

"(c) EFFECT OF DISCLAIMER OF CREDIT.—If the taxpayer states in its return for the taxable year under this subchapter that it disclaims the use of the credit computed under section 713 or the use of the

credit computed under section 714, the credit so disclaimed shall not, for the purposes of the internal revenue laws, be applicable to the computation of the tax under this subchapter for such taxable year."

SEC. 14. EXCESS PROFITS CREDIT OF ACQUIRING CORPORATIONS.

Section 741 of the Internal Revenue Code is amended to read as follows:

"SEC. 741. ALLOWANCE OF EXCESS PROFITS CREDIT.

"(a) ALLOWANCE.—In the case of a taxpayer which is an acquiring corporation which was in existence on the date of the beginning of its base period, the excess profits credit for any taxable year shall be an amount computed under section 713 or section 714, whichever amount results in the lesser tax under this subchapter for the taxable year for which the tax under this subchapter is being computed.

"(b) EFFECT OF DISCLAIMER OF CREDIT.—If the taxpayer states in its return for the taxable year under this subchapter that it disclaims the use of the credit computed under section 713 or the use of the credit computed under section 714, the credit so disclaimed shall not, for the purposes of the internal revenue laws, be applicable to the computation of the tax under this subchapter for such taxable year."

SEC. 15. AVERAGE BASE PERIOD NET INCOME OF ACQUIRING CORPORATIONS.

So much of section 742 of the Internal Revenue Code as follows the section heading and precedes the beginning of subsection (a) is amended to read as follows:

"In the case of a taxpayer which is an acquiring corporation the excess profits credit of which is allowed under section 741, its average base period net income (for the purpose of the credit computed under section 713) if the taxpayer was actually in existence before January 1, 1940, shall, at the election of the taxpayer made in its return for the taxable year, be computed as follows, and if the taxpayer was not actually in existence before such date, shall be computed as follows, in lieu of the method provided in section 713:—"

SEC. 16. COMPUTATION OF CREDITS ON RETURNS.

Section 729 (b) of the Internal Revenue Code is amended by striking out "(b) RETURNS.—" and inserting in lieu thereof the following:

"(b) RETURNS.—"

"(1) COMPUTATION OF EXCESS PROFITS CREDITS.—In the case of a taxpayer which under section 712 or section 741 is entitled to have the excess profits credit computed under section 713 or section 714, whichever results in the lesser tax under this subchapter, the return under this subchapter for any taxable year shall contain computations of two tentative taxes, one with the credit computed under section 713 and one with the credit computed under section 714; and the return shall contain all information which the Commissioner, by regulations prescribed by him with the approval of the Secretary, may prescribe as necessary for such computations. If the taxpayer states in such return that it disclaims the use of one of such credits in the computation of the tax under this subchapter for the taxable

54 Stat. 992.
26 U. S. C. § 741.

54 Stat. 980, 981.
26 U. S. C. §§ 713,
714.
Ante, p. 19.

54 Stat. 992.
26 U. S. C. § 742.

Supra.

54 Stat. 980.
26 U. S. C. § 713.
Ante, p. 19.

54 Stat. 989.
26 U. S. C. § 729 (b).

Ante, p. 29, *supra*.
54 Stat. 980, 981.
26 U. S. C. §§ 713,
714.
Ante, p. 19.

year, the computation and information based on such credit may be omitted from the return.

“(2) No RETURN REQUIRED.—”.

SEC. 17. EFFECTIVE DATE.

The amendments made by this Act shall be effective as of the date of enactment of the Excess Profits Tax Act of 1940.

Approved, March 7, 1941.

54 Stat. 975, 1018.
26 U. S. C. §§ 710-752.

[CHAPTER 11]

AN ACT

Further to promote the defense of the United States, and for other purposes.

March 11, 1941
[H. R. 1776]
[Public Law 11]

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 “An Act to Promote the Defense of the United States”.

An Act to Promote the Defense of the United States.
Post, p. 236.

SEC. 2. As used in this Act—

(a) The term “defense article” means—

“Defense article.”

(1) Any weapon, munition, aircraft, vessel, or boat;

(2) Any machinery, facility, tool, material, or supply necessary for the manufacture, production, processing, repair, servicing, or operation of any article described in this subsection;

(3) Any component material or part of or equipment for any article described in this subsection;

(4) Any agricultural, industrial or other commodity or article for defense.

Such term “defense article” includes any article described in this subsection: Manufactured or procured pursuant to section 3, or to which the United States or any foreign government has or hereafter acquires title, possession, or control.

(b) The term “defense information” means any plan, specification, design, prototype, or information pertaining to any defense article.

“Defense information.”

SEC. 3. (a) Notwithstanding the provisions of any other law, the President may, from time to time, when he deems it in the interest of national defense, authorize the Secretary of War, the Secretary of the Navy, or the head of any other department or agency of the Government—

Powers of the President.

(1) To manufacture in arsenals, factories, and shipyards under their jurisdiction, or otherwise procure, to the extent to which funds are made available therefor, or contracts are authorized from time to time by the Congress, or both, any defense article for the government of any country whose defense the President deems vital to the defense of the United States.

Manufacture, etc., of defense articles for designated governments.

(2) To sell, transfer title to, exchange, lease, lend, or otherwise dispose of, to any such government any defense article, but no defense article not manufactured or procured under paragraph (1) shall in any way be disposed of under this paragraph, except after consultation with the Chief of Staff of the Army or the Chief of Naval Operations of the Navy, or both. The value of defense articles disposed of in any way under authority of this paragraph, and procured from funds heretofore appropriated, shall not exceed \$1,300,000,000. The value of such defense articles shall be determined by the head of the department or agency concerned or such other department, agency or officer as shall be designated in the manner provided in the rules and regulations issued hereunder. Defense articles procured from funds hereafter appropriated to any department or agency of the Government,

Disposal.

Limitation on value.
Post, p. 813.

Defense articles procured from future appropriations.

other than from funds authorized to be appropriated under this Act, shall not be disposed of in any way under authority of this paragraph except to the extent hereafter authorized by the Congress in the Acts appropriating such funds or otherwise.

Testing, repairing,
etc.

(3) To test, inspect, prove, repair, outfit, recondition, or otherwise to place in good working order, to the extent to which funds are made available therefor, or contracts are authorized from time to time by the Congress, or both, any defense article for any such government, or to procure any or all such services by private contract.

Defense informa-
tion.

(4) To communicate to any such government any defense information, pertaining to any defense article furnished to such government under paragraph (2) of this subsection.

Release of article for
export.

(5) To release for export any defense article disposed of in any way under this subsection to any such government.

Terms and condi-
tions.

(b) The terms and conditions upon which any such foreign government receives any aid authorized under subsection (a) shall be those which the President deems satisfactory, and the benefit to the United States may be payment or repayment in kind or property, or any other direct or indirect benefit which the President deems satisfactory.

Limitation on exer-
cise of powers con-
ferred.

(c) After June 30, 1943, or after the passage of a concurrent resolution by the two Houses before June 30, 1943, which declares that the powers conferred by or pursuant to subsection (a) are no longer necessary to promote the defense of the United States, neither the President nor the head of any department or agency shall exercise any of the powers conferred by or pursuant to subsection (a); except that until July 1, 1946, any of such powers may be exercised to the extent necessary to carry out a contract or agreement with such a foreign government made before July 1, 1943, or before the passage of such concurrent resolution, whichever is the earlier.

Convoying of ves-
sels.

(d) Nothing in this Act shall be construed to authorize or to permit the authorization of convoying vessels by naval vessels of the United States.

Combat areas, re-
striction.

(e) Nothing in this Act shall be construed to authorize or to permit the authorization of the entry of any American vessel into a combat area in violation of section 3 of the Neutrality Act of 1939.

54 Stat. 7.
22 U. S. C. § 443.

Post, p. 764.
Contract require-
ments.

SEC. 4. All contracts or agreements made for the disposition of any defense article or defense information pursuant to section 3 shall contain a clause by which the foreign government undertakes that it will not, without the consent of the President, transfer title to or possession of such defense article or defense information by gift, sale, or otherwise, or permit its use by anyone not an officer, employee, or agent of such foreign government.

Notice and record of
articles exported.

SEC. 5. (a) The Secretary of War, the Secretary of the Navy, or the head of any other department or agency of the Government involved shall, when any such defense article or defense information is exported, immediately inform the department or agency designated by the President to administer section 6 of the Act of July 2, 1940 (54 Stat. 714), of the quantities, character, value, terms of disposition, and destination of the article and information so exported.

50 U. S. C., app.
§ 701.

Report of opera-
tions.

(b) The President from time to time, but not less frequently than once every ninety days, shall transmit to the Congress a report of operations under this Act except such information as he deems incompatible with the public interest to disclose. Reports provided for under this subsection shall be transmitted to the Secretary of the Senate or the Clerk of the House of Representatives, as the case may be, if the Senate or the House of Representatives, as the case may be, is not in session.

SEC. 6. (a) There is hereby authorized to be appropriated from time to time, out of any money in the Treasury not otherwise appropriated, such amounts as may be necessary to carry out the provisions and accomplish the purposes of this Act.

Appropriations authorized. Post, pp. 53, 745.

(b) All money and all property which is converted into money received under section 3 from any government shall, with the approval of the Director of the Budget, revert to the respective appropriation or appropriations out of which funds were expended with respect to the defense article or defense information for which such consideration is received, and shall be available for expenditure for the purpose for which such expended funds were appropriated by law, during the fiscal year in which such funds are received and the ensuing fiscal year; but in no event shall any funds so received be available for expenditure after June 30, 1946.

Receipts.

Availability.

SEC. 7. The Secretary of War, the Secretary of the Navy, and the head of the department or agency shall in all contracts or agreements for the disposition of any defense article or defense information fully protect the rights of all citizens of the United States who have patent rights in and to any such article or information which is hereby authorized to be disposed of and the payments collected for royalties on such patents shall be paid to the owners and holders of such patents.

Protection of patent rights.

SEC. 8. The Secretaries of War and of the Navy are hereby authorized to purchase or otherwise acquire arms, ammunition, and implements of war produced within the jurisdiction of any country to which section 3 is applicable, whenever the President deems such purchase or acquisition to be necessary in the interests of the defense of the United States.

Purchases abroad.

SEC. 9. The President may, from time to time, promulgate such rules and regulations as may be necessary and proper to carry out any of the provisions of this Act; and he may exercise any power or authority conferred on him by this Act through such department, agency, or officer as he shall direct.

Rules and regulations.

SEC. 10. Nothing in this Act shall be construed to change existing law relating to the use of the land and naval forces of the United States, except insofar as such use relates to the manufacture, procurement, and repair of defense articles, the communication of information and other noncombatant purposes enumerated in this Act.

Use of U. S. land and naval forces.

SEC. 11. If any provision of this Act or the application of such provision to any circumstance shall be held invalid, the validity of the remainder of the Act and the applicability of such provision to other circumstances shall not be affected thereby.

Separability clause.

Approved, March 11, 1941.

[CHAPTER 12]

AN ACT

To authorize the Secretary of the Navy to convey certain lands situated in Duval and Brevard Counties, Florida, to the State of Florida for highway purposes.

March 14, 1941 [H. R. 2110] [Public Law 12]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy be, and he is hereby, authorized to convey to the State of Florida for highway purposes, upon such terms and conditions as he may prescribe, all right, title, and interest of the United States of America in and to two strips of land, one within the boundaries of the naval air station, Jacksonville, Duval County, Florida, being a strip two hundred feet wide, and the other within the boundaries of the naval air station, Banana River, Brevard County, Florida, being a strip of land one hundred feet wide.

Florida. Conveyance of certain lands to, authorized.

SEC. 2. That if any part of the areas which may be conveyed to the State of Florida pursuant to the provisions of this Act shall cease to be maintained for highway uses, such part shall revert to the United States.

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

Approved, March 14, 1941.

[CHAPTER 16]

AN ACT

Making deficiency and supplemental appropriations for the Army and Navy for the national defense for the fiscal year ending June 30, 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 following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Army and Navy for the national defense for the fiscal year ending June 30, 1941, and for other purposes, namely:

TITLE I—WAR DEPARTMENT—MILITARY ACTIVITIES

QUARTERMASTER CORPS

MILITARY POSTS

Construction of buildings, utilities, and appurtenances at military posts: For an additional amount for construction of buildings, utilities, and appurtenances at military posts, including the purposes and objects and subject to the limitations and conditions specified under this appropriation in the Military Appropriation Act, 1941, as amended by the Third Supplemental National Defense Appropriation Act, 1941; and including the acquisition of land, rights pertaining thereto, leasehold and other interests therein, not to exceed \$15,202,466, and temporary use thereof, without regard to the provisions of sections 355, 1136, and 3648, Revised Statutes, as amended (10 U. S. C. 1339; 40 U. S. C. 255; 31 U. S. C. 529); and the purchase, operation, maintenance, and repair of passenger-carrying vehicles; fiscal year 1941, \$675,283,000, to remain available until expended, of which not to exceed \$8,455,000 shall be for payments under contracts authorized under this head in the Military Appropriation Acts for the fiscal years 1940 and 1941.

BARRACKS AND QUARTERS

Barracks and quarters: For an additional amount for barracks and quarters, fiscal year 1941, \$18,238,000, to remain available until June 30, 1942.

CONSTRUCTION AND REPAIR OF HOSPITALS

Construction and repair of hospitals: For an additional amount for construction and repair of hospitals, fiscal year 1941, \$1,597,000, to remain available until June 30, 1942.

This title may be cited as "Title V, Military Appropriation Act, 1941".

TITLE II—NAVY DEPARTMENT

For additional amounts for appropriations for the Navy Department and the naval service, fiscal year 1941, to be supplemental and in addition to the appropriations in the Naval Appropriation Act

March 17, 1941
[H. R. 3617]
[Public Law 13]

Fourth Supplemental National Defense Appropriation Act, 1941.

Title V, Military Appropriation Act, 1941.
54 Stat. 350, 352;
post, p. 123.

54 Stat. 360; post,
p. 125.

Construction, etc.

54 Stat. 360, 967.

Acquisition of land.

Payments under contracts.
53 Stat. 602; 54 Stat. 360.

54 Stat. 362; post,
p. 126.

54 Stat. 363.

Citation of title.

Title VI, Naval Appropriation Act for the fiscal year 1941.
54 Stat. 265; post,
pp. 128, 556.

for the fiscal year ending June 30, 1941, including the objects and subject to the limitations and conditions specified therein, excepting the limitations suspended by the Act approved June 28, 1940 (Public, Numbered 671, Seventy-sixth Congress), and except as otherwise provided herein, as follows:

54 Stat. 265.

54 Stat. 676.

NAVAL ESTABLISHMENT

OFFICE OF THE SECRETARY

54 Stat. 265; *post*, p. 556.

Miscellaneous expenses, Navy, including the expenses of naval observers and not to exceed \$50,000 for the temporary employment of persons or organizations by contract or otherwise without regard to section 3709 of the Revised Statutes, or the classification laws, or section 5 of the Act of April 6, 1914 (38 Stat. 335), \$461,750.

5 U. S. C. § 55.

BUREAU OF NAVIGATION

54 Stat. 267; *ante*, p. 16.

Training, education, and welfare, Navy:

Naval Training Station, San Diego, California, \$167,000;

Naval Training Station, Norfolk, Virginia, \$174,512;

Fleet training, \$71,000;

Instruction, \$29,603;

Libraries, \$28,952;

Welfare and recreation, \$250,000;

In all, training, education, and welfare, Navy, \$721,067.

Pay, Naval Academy: For pay of other employees, \$10,090.

Maintenance and repairs, Naval Academy, \$56,500.

54 Stat. 270.

BUREAU OF SHIPS

54 Stat. 493.

Maintenance, Bureau of Ships, including charter and hire of vessels for auxiliary purposes when considered necessary by the Secretary of the Navy, \$49,325,000, and, in addition, the Secretary of the Navy may enter into contracts for the objects under this appropriation prior to July 1, 1941, to an amount not in excess of \$49,355,000.

BUREAU OF ORDNANCE

54 Stat. 273; *post*, p. 128.

Ordnance and ordnance stores, Navy, \$64,000,000.

BUREAU OF SUPPLIES AND ACCOUNTS

54 Stat. 274; *post*, pp. 128, 556.

Pay, subsistence, and transportation, Navy, including subsistence of members of the Fleet Reserve and retired enlisted men in naval hospitals, furlough rations, one additional officer above the rank of captain in a flight pay status, and transportation of dependents of retired and Reserve officers and of retired and Reserve enlisted men (of grades entitled to transportation for dependents in the Regular Navy) when ordered to active duty (other than training) and upon release therefrom, \$46,833,012: *Provided*, That the number of enlisted men who may be detailed to duty in officers' quarters on shore is hereby increased to one hundred: *Provided further*, That the limitation on the amount which may be paid to officers of the Regular Navy for making aerial flights is hereby increased to \$2,075,845: *And provided further*, That service of enlisted men of the Navy with fleet aircraft only shall be considered the equivalent of service aboard a vessel of the Navy in full commission for appointment as midshipmen.

Provisos.
Detail to officers' quarters.
Aerial flights.

Service with fleet aircraft, equivalence.

Maintenance, Bureau of Supplies and Accounts, including transfer of household goods and effects of civilian personnel as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations

54 Stat. 277.

54 Stat. 1105.
5 U. S. C. § 73c-1.

promulgated thereunder, and of naval personnel as provided by law and regulations, \$2,600,000.

54 Stat. 278.

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", \$7,000,000.

54 Stat. 278; *post*, pp. 123, 556.

BUREAU OF MEDICINE AND SURGERY

Medical Department, Navy, \$826,543.

Care of the dead, Navy, \$11,731.

54 Stat. 279; *post*, pp. 49, 123.

BUREAU OF YARDS AND DOCKS

Maintenance, Bureau of Yards and Docks, including the purchase of forty motor-propelled passenger-carrying vehicles at a cost not to exceed \$600 each, and ten motorbusses at a cost not to exceed \$4,500 each, \$2,586,000.

54 Stat. 280; *post*, p. 123.

Public Works, Bureau of Yards and Docks: Toward the following public works and public utilities projects, at a cost not to exceed the amount stated for each project, respectively, \$169,415,000, which amount, together with unexpended balances of appropriations herein and heretofore made under this head, shall be disbursed and accounted for in accordance with existing law and shall constitute one fund:

Boston, Mass.

Navy Yard, Boston, Massachusetts: Additional ship repair facilities, including buildings and accessories, South Boston, \$3,090,000.

Navy Yard, Boston, Massachusetts: Housing and messing facilities for crews of ships undergoing overhaul, repair and fitting out, and acquisition of land, \$285,000.

Charleston, S. C.

Navy Yard, Charleston, South Carolina: Housing and messing facilities for crews of ships undergoing overhaul, repair and fitting out, and quarters for officers, \$522,500.

Mare Island, Calif.

Navy Yard, Mare Island, California: Housing and messing facilities for crews of ships undergoing overhaul, repair and fitting out, and improvement of water supply, \$1,010,000.

New York, N. Y.

Navy Yard, New York, New York: Housing and messing facilities for crews of ships undergoing overhaul, repair and fitting out, and acquisition of land, \$464,500.

Norfolk, Va.

Navy Yard, Norfolk, Virginia: Housing and messing facilities for crews of ships undergoing overhaul, repair and fitting out, and quarters for officers, \$587,500.

Pearl Harbor, T. H.

Navy Yard, Pearl Harbor, Hawaii: Housing and messing facilities for crews of ships undergoing overhaul, repair and fitting out, improvement of water supply, bombproofed break-down power supply, extension of storage facilities, and acquisition of land, \$6,827,000.

Philadelphia, Pa.

Navy Yard, Philadelphia, Pennsylvania: Housing and messing facilities for crews of ships undergoing overhaul, repair, and fitting out, \$407,500.

Puget Sound, Wash.

Navy Yard, Puget Sound, Washington: Housing and messing facilities for crews of ships undergoing overhaul, repair and fitting out, and extension of storage facilities, \$625,000.

Washington, D. C.

Navy Yard, Washington, District of Columbia: Additional ordnance manufacturing facilities, \$960,000.

Guam.

Naval station, Guam: Fleet operating facilities, additional power, recreational facilities, bombproofed shelters for communication and personnel, and acquisition of land, \$4,700,000.

Guantanamo, Cuba.

Naval station, Guantanamo, Cuba: Additional fleet operating facilities, bombproofed shelters for communication and personnel, and limited ship-repair facilities, \$5,747,500.

Key West, Fla.

Naval station, Key West, Florida: Additional submarine and surface-craft operating and repair facilities, including housing and messing facilities for ships' crews, and acquisition of land, \$1,517,500.

Naval station, Tutuila, Samoa: Expansion of naval station facilities, including buildings and accessories, and the development of defense facilities, including housing, landplane and seaplane operating facilities, and acquisition of land, \$8,100,000.

Tutuila, Samoa.

Naval operating base, Balboa, Canal Zone: Fleet operating and repair facilities, including buildings and accessories, Balboa and Cristobal, \$2,765,000.

Balboa, C. Z.

Submarine operating facilities, Balboa, Canal Zone: Additional submarine operating facilities, including buildings and accessories, piers, and dredging, \$1,855,000.

Submarine base, Charlotte Amalie, Virgin Islands: Additional submarine operating facilities, including buildings and accessories, and acquisition of land, \$1,270,000.

Charlotte Amalie,
V. I.

Submarine base, Coco Solo, Canal Zone: Additional submarine operating facilities, including buildings and accessories, \$1,010,000.

Coco Solo, C. Z.

Submarine base, New London, Connecticut: Additional submarine operating and training facilities, including buildings and accessories, and acquisition of land, \$755,000.

New London, Conn.

Submarine base, Kodiak, Alaska: Submarine operating and limited repair facilities, including piers and buildings and accessories, \$4,002,000.

Kodiak, Alaska.

Submarine base, Midway Island: Submarine operating and limited repair facilities, including piers and buildings and accessories, \$4,115,000.

Midway Island.

Submarine base, Pearl Harbor, Hawaii: Storehouse and housing for submarine training devices, \$125,000.

Pearl Harbor, T. H.

Destroyer base, San Diego, California: Submarine operating facilities, including buildings and accessories, and the development of north water front for handling landing boats, \$1,405,000.

San Diego, Calif.

Naval air station, Sitka, Alaska: Surface craft berthing facilities, including extension of pier, dredging, and storage facilities, \$592,000.

Sitka, Alaska.

Naval air station, Unalaska, Alaska: Surface craft berthing facilities, including piers and storehouse, and acquisition of land, \$1,050,000.

Unalaska, Alaska.

Tenth Naval District, San Juan, Puerto Rico: Surface craft operating facilities, including buildings and accessories, berthing, and housing for personnel, and acquisition of land, \$737,500.

San Juan, P. R.

Naval air station, Corpus Christi, Texas: Surface craft housing, messing and recreation facilities, \$173,000.

Corpus Christi, Tex.

Naval air station, Jacksonville, Florida: Surface craft housing, messing and recreational facilities, \$173,000.

Jacksonville, Fla.

Fleet operating facilities—Security of fleet anchorage. Vieques, Puerto Rican area: Protected fleet anchorage, including breakwaters, dredging, development of limited repair facilities, buildings and accessories, and acquisition of land, \$35,000,000.

Vieques, Puerto
Rican area.

Naval air station, Alameda, California: Additional aviation facilities, including buildings and accessories, and acquisition of land, \$3,499,000.

Alameda, Calif.

Naval air station, Anacostia, District of Columbia: Additional aviation facilities, including buildings and accessories, \$1,250,000.

Anacostia, D. C.

Naval Academy, Annapolis, Maryland: Additional aviation facilities, \$95,000.

Annapolis, Md.

Model testing basin, Carderock, Maryland: Wind tunnel building and accessories, \$500,000.

Carderock, Md.

Naval air station, Charleston, South Carolina: Additional aviation facilities, including buildings and accessories and equipment, \$950,000.

Charleston, S. C.

Naval air station, Coco Solo, Canal Zone: Additional aviation facilities, including buildings and accessories, \$450,000.

Coco Solo, C. Z.

- Lakehurst, N. J. Naval air station, Lakehurst, New Jersey: Development of lighter-than-air facilities, including buildings and accessories and equipment, \$2,000,000.
- Corpus Christi, Tex. Naval air station, Corpus Christi, Texas: Additional aviation training facilities, including buildings and accessories and equipment and acquisition of outlying fields, \$12,954,500.
- Dahlgren, Va. Naval proving ground, Dahlgren, Virginia: Acquisition of land and developments of landing field for aircraft spotting work, \$520,000.
- Jacksonville, Fla. Naval air station, Jacksonville, Florida: Additional aviation training facilities, including buildings and accessories and equipment, \$1,260,500.
- Kaneohe Bay, T. H. Naval air station, Kaneohe Bay, Hawaii: Additional aviation facilities, including buildings and accessories and equipment, \$1,014,500.
- Kodiak, Alaska. Naval air station, Kodiak, Alaska: Additional aviation facilities, including buildings and accessories and equipment, \$3,077,500.
- Miami, Fla. Naval air station, Miami, Florida: Additional aviation training facilities, including buildings and accessories and equipment, \$550,000.
- Midway Island. Naval air station, Midway Island: Additional aviation facilities, including buildings and accessories and equipment, \$5,592,000.
- Philadelphia, Pa. Naval aircraft factory, Philadelphia, Pennsylvania: Extension of landing field and additional facilities for aircraft testing, including buildings and equipment, \$720,000.
- San Diego, Calif. Naval air station, San Diego, California: Additional aviation facilities, including buildings and accessories and equipment, \$679,000.
- San Juan, P. R. Naval air station, San Juan, Puerto Rico: Additional aviation facilities, including buildings and accessories and breakwater, \$1,575,000.
- Seattle, Wash. Naval air station, Seattle, Washington: Additional aviation facilities, including buildings and accessories and equipment, \$390,000.
- Sitka, Alaska. Naval air station, Sitka, Alaska: Additional aviation facilities, including buildings and accessories and equipment, \$499,000.
- Unalaska, Alaska. Naval air station, Unalaska, Alaska: Additional aviation facilities, including buildings and accessories and equipment, \$4,086,500.
- Wake Island. Naval air station, Wake Island: Additional aviation facilities, including buildings and accessories and equipment, and the development of entrance channel, \$2,954,500.
- Cape May, N. J. Naval air station, Cape May, New Jersey: Additional lighter-than-air facilities, including buildings and accessories, \$200,000.
- Trinidad. Naval air station, Trinidad: Toward the development of protected fleet anchorage, and collateral items, for construction now under way, \$5,100,000.
- Newfoundland. Naval air station, Newfoundland: Collateral items of machine tools and equipment for work now under way, \$1,600,000.
- Bermuda. Naval air station, Bermuda: Collateral items of machine tools and equipment for work now under way, \$1,100,000.
- Dahlgren, Va. Naval proving ground, Dahlgren, Virginia: Additional ordnance testing facilities, including buildings and accessories, and quarters and accessories for officers, \$295,000.
- Hawthorne, Nev. Naval ammunition depot, Hawthorne, Nevada: Extension of water supply and quarters for officers, \$95,000.
- Iona Island, N. Y. Naval ammunition depot, Iona Island, New York: Improvement of power plant, \$100,000.
- Keyport, Wash. Naval torpedo station, Keyport, Washington: Quarters for officers, \$30,000.
- Mare Island, Calif. Naval ammunition depot, Mare Island, California: Inert storehouse, \$70,000.
- Newport, R. I. Naval torpedo station, Newport, Rhode Island: Additional torpedo manufacturing facilities, including buildings and accessories and improvement of power plant, \$2,855,000.

Naval ammunition depot, Puget Sound, Washington: Inert storehouse, \$70,000.	Puget Sound, Wash.
Naval mine depot, Yorktown, Virginia: Additional inert storage facilities, pier, and dredging, \$1,000,000.	Yorktown, Va.
Naval net depots—various locations: Additional development of net depots, including buildings and accessories, piers, dredging, and acquisition of land, \$2,000,000.	Naval net depots.
Naval hospital, Balboa, Canal Zone: Development of temporary hospital facilities, including buildings and accessories, \$500,000.	Balboa, C. Z.
Medical supply depot, Brooklyn, New York: Extension of medical supply storehouse and acquisition of land, \$150,000.	Brooklyn, N. Y.
Naval hospital, Chelsea, Massachusetts: Additional ward building, \$65,000.	Chelsea, Mass.
Naval hospital, Coco Solo, Canal Zone: Extension of hospital facilities, including buildings and accessories, \$700,000.	Coco Solo, C. Z.
Naval hospital, Corpus Christi, Texas: Extension of hospital facilities, including buildings and accessories, \$750,000.	Corpus Christi, Tex.
Naval hospital, Great Lakes, Illinois: Additional ward building, \$65,000.	Great Lakes, Ill.
Naval hospital, Guantanamo, Cuba: Additional hospital facilities, including buildings and accessories, and quarters for corpsmen and nurses, \$610,000.	Guantanamo, Cuba.
Naval hospital, Jacksonville, Florida: Additional hospital facilities, including buildings and accessories, \$490,000.	Jacksonville, Fla.
Naval hospital, Newport, Rhode Island: Additional ward building, \$65,000.	Newport, R. I.
Naval hospital, Parris Island, South Carolina: Temporary barrack building, and accessories, \$90,000.	Parris Island, S. C.
Naval hospital, Pearl Harbor, Hawaii: Development of hospital facilities, including buildings and accessories, and acquisition of land, \$2,600,000.	Pearl Harbor, T. H.
Naval hospital, Philadelphia, Pennsylvania: Storehouse and accessories, \$100,000.	Philadelphia, Pa.
Naval air station, Quonset Point, Rhode Island: Expansion of existing naval dispensary, including buildings and accessories, \$200,000.	Quonset Point, R. I.
Naval hospital, San Diego, California: Expansion of hospital facilities, including buildings and accessories, \$280,000.	San Diego, Calif.
Naval hospital, San Juan, Puerto Rico: Quarters for nurses and corpsmen, \$85,000.	San Juan, P. R.
Naval hospital, Long Beach-San Pedro area, California: Development of hospital facilities, including buildings and accessories, and acquisition of land, \$2,500,000.	Long Beach-San Pedro area, Calif.
Naval supply depot, Bayonne, New Jersey: Additional fleet supply storage, including buildings and accessories, \$6,500,000.	Bayonne, N. J.
Naval supply depot, Norfolk, Virginia: Additional fleet supply storage facilities, including buildings and accessories, and repair and improvement of Army terminal, supply depot annex, Norfolk, \$4,400,000.	Norfolk, Va.
Naval supply depot, Oakland, California: Additional fleet supply storage facilities, including buildings and accessories, \$1,500,000.	Oakland, Calif.
Naval fuel depot, Yorktown, Virginia: Additional pier, dredging and recreation facilities, Mine Warfare School, \$730,000.	Yorktown, Va.
General: Additional underground fuel-storage facilities at various locations outside continental limits of the United States, including acquisition of land, \$5,000,000.	Underground fuel-storage facilities.
Marine barracks at Parris Island, Pearl Harbor, Quantico, and San Diego: Additional housing, storage, and recreation facilities, including buildings and accessories and facilities, and acquisition of land, \$3,500,000.	Marine barracks at designated places.

Bellevue, D. C.	Naval research laboratory, Bellevue, District of Columbia: Additional research facilities, including buildings and accessories, \$309,000.
Floating drydock ARD-2.	Floating drydock ARD-2: Accessory construction, including equipment and towing and mooring facilities, \$500,000.
Fifth Naval District.	Fifth Naval District: District communication center, including extension of underground service lines, replacement of administration building destroyed by fire on January 26, 1941, and additional officers' quarters, \$1,250,000.
Tenth Naval District.	Tenth Naval District: Acquisition, improvement, and development of Puerto Rican drydock, including berthing and limited repair facilities, \$2,500,000; bombproofing communication centers, bombproofed shelters for personnel, recreation facilities, and acquisition of land, \$650,000.
Eleventh Naval District.	Eleventh Naval District: High frequency strategic direction finder station, including acquisition of land, \$80,000.
Fourteenth Naval District.	Fourteenth Naval District: Bombproofing communication centers, bombproof shelters for personnel, quarters for officers, recreation facilities, and acquisition of land, \$2,300,000.
Fifteenth Naval District.	Fifteenth Naval District: Bombproofing communication centers, bombproof shelters for personnel, quarters for officers and recreation facilities, \$1,340,000.
Bainbridge Island, Wash.	Naval radio station, Bainbridge Island, Washington: Radio transmitting station, including buildings and accessories, and acquisition of land, \$350,000.
Cost-plus-a-fixed-fee contracts.	The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590-592), shall be applicable to all public-works and public-utilities projects provided in this title, regardless of location: <i>Provided</i> , That the fixed fee to be paid the contractor as a result of any contract hereafter entered into under the authority of the above-mentioned Act shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of the Navy.
Proviso. Limitation.	
Cost variations.	To enable the Secretary of the Navy to expedite the construction or provision of the public-works and public-utilities projects mentioned in this title, the limit of cost indicated for each of such projects may, in the discretion of the Secretary of the Navy, be varied upward or downward by an amount not to exceed 10 per centum, but the aggregate of all such limits of cost shall not be exceeded.

54 Stat. 282.

BUREAU OF AERONAUTICS

Aviation, Navy, including not to exceed \$459,000 for passenger-carrying motorbusses for air stations, \$96,382,300, and, in addition, the Secretary of the Navy may enter into contracts prior to July 1, 1941, for airplanes to an amount not in excess of \$15,000,000 and for plant facilities to an amount not in excess of \$15,000,000.

Contract authorization.

54 Stat. 283.

MARINE CORPS

Pay, Marine Corps, \$8,241,559.
 General expenses, Marine Corps:
 Provisions, \$2,095,000;
 Clothing, \$2,800,000;
 Fuel, \$191,050;
 Military supplies and equipment, \$3,010,000;
 Transportation of troops and recruiting, \$450,000;
 Repairs and improvements to barracks, and so forth, \$195,000;
 Miscellaneous supplies and expenses, \$1,880,000;
 In all, general expenses, Marine Corps, \$10,621,050.

ALTERATIONS TO NAVAL VESSELS

54 Stat. 286; *post*,
pp. 129, 814.

Alterations to naval vessels, including defense installations on Government or privately owned merchant vessels, \$10,000,000, to remain available until expended; and, in addition, the Secretary of the Navy may enter into contracts prior to July 1, 1941, for the alterations to thirty-one auxiliaries authorized by the First and Second Supplemental National Defense Appropriation Acts, 1941, to an amount not in excess of \$58,000,000.

54 Stat. 609, 882.

REPLACEMENT OF NAVAL VESSELS

54 Stat. 286.

Construction and machinery, including construction of small craft and the providing of facilities, tools, and equipment in accordance with the Act of January 31, 1941 (Public, Numbered 4), \$100,000,000, to remain available until expended; and, in addition, the Secretary of the Navy is authorized to incur obligations for tools, facilities, and equipment for building or equipping any complete naval vessel or portion thereof, but the total of obligations heretofore and hereafter incurred for such purpose shall not exceed the total amount authorized for such purpose by the Act of June 14, 1940 (Public, Numbered 629), the Act of July 19, 1940 (Public, Numbered 757), and the Act of January 31, 1941 (Public, Numbered 4): *Provided*, That no additional small craft shall be procured under the authority of the Act of June 26, 1940 (Public, Numbered 667): *Provided further*, That the unexpended balance, as of the last day of the month in which this Act is approved, of the appropriation provided under the head "Emergency Fund", in title III of the Naval Appropriation Act for the fiscal year 1941, and all outstanding obligations against that appropriation for rental, conversion, or construction, or acquisition and conversion of vessels are hereby transferred to the appropriation "Replacement of Naval Vessels, Construction and Machinery", which appropriation shall be available to complete the acquisition and conversion or construction of one hundred and thirty vessels already acquired or planned for acquisition under the authority contained under the appropriation "Emergency Fund".

Construction and
machinery.*Ante*, p. 5.*Post*, p. 680.54 Stat. 394, 779;
ante, p. 5.*Provisos*.

54 Stat. 609.

54 Stat. 610.

54 Stat. 286.

Armor, armament,
and ammunition.*Ante*, p. 5.Limitation.
Post, p. 680.54 Stat. 394, 779;
ante, p. 5.
Proviso.

54 Stat. 388.

Armor, armament, and ammunition, including the armor, armament, and ammunition for vessels hereinbefore described under the head of "Construction and Machinery" and the necessary tools, equipment, and facilities at naval establishments or private plants for the manufacture or production of ordnance material, munitions, and armor in accordance with the Act of January 31, 1941 (Public, Numbered 4), \$102,000,000, to remain available until expended; and, in addition, the Secretary of the Navy is authorized to incur obligations for tools, facilities, and equipment for the manufacture or production of ordnance material, munitions, and armor, but the total of obligations heretofore and hereafter incurred for such purpose shall not exceed the total amounts authorized for such purpose by the Act of June 14, 1940 (Public, Numbered 629), the Act of July 19, 1940 (Public, Numbered 757), and the Act of January 31, 1941 (Public, Numbered 4): *Provided*, That the Secretary of the Navy is authorized to transfer \$15,000,000 of the funds provided in title IV of the Naval Appropriation Act for the fiscal year 1941 under the head "Armor, Armament, and Ammunition", to the War Department for the War Department facilities for the manufacture of smokeless powder.

NAVY DEPARTMENT

Office of the Secretary of the Navy, salaries, \$10,000.

54 Stat. 288.

Hydrographic Office, contingent and miscellaneous expenses, \$120,000.

54 Stat. 290; *post*, p.
129.

NAVAL EMERGENCY FUND

Post, p. 262.

Naval emergency fund: For local and passive defense installations, and the rental, acquisition, and construction of section bases, station ships, or barracks, and of training and defense facilities and equipment of all kinds, including the necessary purchase of land, \$10,000,000, to remain available until expended.

Citation of title.

This title may be cited as "Title VI, Naval Appropriation Act for the fiscal year 1941".

TITLE III—CIVIL NATIONAL DEFENSE ACTIVITIES

INDEPENDENT AGENCIES

54 Stat. 116.

CIVIL SERVICE COMMISSION

Investigational work.

National-defense activities: For an additional amount for salaries and expenses, fiscal year 1941, to be available only for investigational work in connection with national-defense activities, to be merged with funds allocated to the Commission for national-defense activities from the appropriations "Emergency Fund of the President" contained in the Military Appropriation Act, 1941, and the Act making appropriations for the Navy Department for the fiscal year 1941, \$125,000.

54 Stat. 377, 297.

Military and naval shore establishments. Permanent type of construction; restriction.

SEC. 2. No part of any appropriation contained in this Act shall be expended for a permanent type of construction at any military or naval shore establishment of any character acquired subsequently to the calendar year 1938, unless such establishment shall be designated by the Secretary of the Navy or the Secretary of War (which ever has jurisdiction), 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 of the Navy or the Secretary of War, respectively, may approve: *Provided*, That nothing herein shall prevent construction of a type sufficiently substantial for the use intended: *Provided further*, That this section shall not apply to construction now under contract or in progress.

Provisos.

Persons advocating overthrow of U. S. Government.

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 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.

Provisos.

Penalty.

Short title.

SEC. 4. This Act may be cited as the "Fourth Supplemental National Defense Appropriation Act, 1941".

Approved, March 17, 1941.

[CHAPTER 17]

AN ACT

To amend the Act of May 4, 1898 (30 Stat. 380; U. S. C., title 34, sec. 21), as amended, to authorize the President to appoint additional acting assistant surgeons in time of national emergency.

March 17, 1941
[H. R. 2112]
[Public Law 14]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of May 4, 1898, entitled "An Act making appropriations for the naval service for the fiscal year ending June thirtieth, eighteen hundred and ninety-nine, and for other purposes" (30 Stat. 380; U. S. C., title 34, sec. 21), as amended by the Act of March 18, 1940, Public, Numbered 440, Seventy-sixth Congress, is hereby further amended to read as follows: "The President is hereby authorized to appoint for temporary service one hundred acting assistant surgeons, who shall have the rank and compensation of assistant surgeons: *Provided*, That the Secretary of the Navy may appoint in time of war or national emergency declared by the President to exist, for temporary service, such acting assistant surgeons as the exigencies of the service may require, who shall receive the compensation of assistant surgeons."

Navy.

54 Stat. 54.

Acting assistant sur-
geons for temporary
service.

Approved, March 17, 1941.

[CHAPTER 18]

AN ACT

To authorize an exchange of lands between the people of Puerto Rico and the United States.

March 17, 1941
[H. R. 2113]
[Public Law 15]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy be, and he is hereby, authorized to transfer, under such conditions as the Secretary may approve, to the people of Puerto Rico, by appropriate deed of conveyance, a parcel of land embracing approximately two and seventy-five one-hundredths acres, situated in the ward known as Miramar, located in the south section of Santurce, Puerto Rico, bounded on the north at a point located at the intersection of the north side of the actual road that leads to the naval air station with the west side of the Fernandez Juncos Avenue; on the east with lands belonging to the people of Puerto Rico and lands of the estate known as Miramar, now property of Mr. Solé and Company; on the south with lands of Mr. Solé and Company, and on the west with lands of the naval air station, in consideration of the transfer to the United States by appropriate deed of conveyance, free from all encumbrances, without cost to the United States and for use as a part of the naval air station at San Juan, of all right, title and interest of the people of Puerto Rico in and to a parcel of six and twenty-six one-hundredths acres, more or less, in the ward known as Tras-Miramar, located at the south section of Santurce, Puerto Rico, being adjacent to and on the east of lands of the United States of America used as a quarantine station on the island of Miraflores.

Puerto Rico.
Exchange of lands
authorized.

Approved, March 17, 1941.

[CHAPTER 19]

AN ACT

Extending the provisions of the Act approved August 27, 1940, entitled "An Act increasing the number of naval aviators in the line of the Regular Navy and Marine Corps, and for other purposes."

March 17, 1941
[H. R. 2953]
[Public Law 16]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the benefits provided by section 4 of the Act approved August 27, 1940 (Public, Numbered 775, Seventy-sixth Congress), shall include payment of

Naval Aviation Per-
sonnel Act of 1940.
Extension of provi-
sions.
54 Stat. 864.
34 U. S. C. § 855c-1.

the gratuity authorized by the Act of June 4, 1920 (41 Stat. 824), as amended by the Act of May 22, 1928 (45 Stat. 710; U. S. C., title 34, sec. 943).

SEC. 2. The provisions of this Act shall be effective as of August 27, 1940.

Approved, March 17, 1941.

[CHAPTER 20]

AN ACT

To amend the first paragraph of section 22 of the Act of February 23, 1931 (46 Stat. 1210).

March 17, 1941

[H. R. 3297]

[Public Law 17]

Foreign Service.
46 Stat. 1210.

Statutory leave of
absence, officers and
employees.

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 22 of the Act of February 23, 1931 (22 U. S. C. 17), be, and the same is hereby, amended to read as follows:

"SEC. 22. That the Secretary of State is authorized, whenever he deems it to be in the public interest, to order to the United States on his statutory leave of absence any Foreign Service officer or American employee who has performed three years or more of continuous service abroad: *Provided*, That the expenses of transportation and subsistence of such officers and employees and their immediate families, in traveling from their posts to their homes in the United States and return, shall be paid under the same rules and regulations applicable in the case of officers and employees going to and returning from their posts under orders of the Secretary of State when not on leave: *And provided further*, That while in the United States the services of such officers and employees shall be available for trade conference work or for such duties in the Department of State as the Secretary of State may prescribe, but the time of such work or duties shall not be counted as leave."

Approved, March 17, 1941.

[CHAPTER 21]

JOINT RESOLUTION

To amend the Internal Revenue Code.

March 17, 1941

[H. J. Res. 60]

[Public Law 18]

Internal Revenue
Code, amendments.

53 Stat. 20.

26 U. S. C. § 27 (c).

53 Stat. 43.

26 U. S. C. § 113 (a)

(11).

53 Stat. 107.

26 U. S. C. § 504 (a).

53 Stat. 107.

26 U. S. C. § 504 (b).

53 Stat. 108.

26 U. S. C. § 504 (c)

(3) (A).

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Internal Revenue Code, as amended, be amended as follows:

In section 27 (c), insert "1936 or" before "1937".

In section 113 (a) (11), insert "or the Revenue Act of 1938, 52 Stat. 508," after "49 Stat. 1698,".

In section 113 (a) (11), insert "or the Revenue Act of 1938" at the end of the third sentence and after "the Revenue Act of 1936" wherever it appears in the last sentence.

In section 504 (a), insert "or of section 405 of the Revenue Act of 1938" after "subsection (c) of this section".

In section 504 (a), insert "or under Title IA of the Revenue Act of 1938" after "under this subchapter".

In section 504 (a), insert "beginning after December 31, 1937" after "any preceding taxable year".

In section 504 (b), strike out the period at the end of the subsection and insert in lieu thereof a semicolon.

In section 504 (c) (3) (A), insert before the closing mark of parenthesis the following: "or, in the case of a taxable year beginning in 1939, by the amount allowed under section 405 (c) of the Revenue Act of 1938 in the computation of the tax under Title IA of such Act for a taxable year beginning prior to January 1, 1939".

In section 506 (c) (2) (A), insert after “, or both,” the following: “of this section or section 407 of the Revenue Act of 1938,”.

In section 506 (c) (2) (B), insert after “, or both” the following: “, of this section or section 407 of the Revenue Act of 1938,”.

In section 812 (c), insert “or under Title III of the Revenue Act of 1932, 47 Stat. 245,” after “under chapter 4,”.

In section 813 (a) (2), insert “or chapter 4” before the period at the end of the heading.

In section 813 (a) (2), strike out “chapter 3” and insert in lieu thereof “this subchapter”.

In section 813 (a) (2), insert “or under Title III of the Revenue Act of 1932, 47 Stat. 245,” after “under chapter 4” where it first appears.

In section 813 (a) (2), insert “or under Title III of the Revenue Act of 1932” after “under chapter 4” wherever it appears thereafter.

In section 813 (a) (2), insert “or 860” after “810” wherever it appears.

In section 813 (b), insert “or 860” after “810” wherever it appears.

In section 861 (a) (2), insert “or under Title III of the Revenue Act of 1932, 47 Stat. 245,” after “under chapter 4,”.

In section 936 (b), insert “or under Title III of the Revenue Act of 1932, 47 Stat. 245,” after “under chapter 4” where it first appears.

In section 936 (b), insert “or under Title III of the Revenue Act of 1932” after “under chapter 4” wherever it appears thereafter.

In section 936 (b), strike out “813 (b)” from the end of paragraph (1) and insert in lieu thereof “813 (a) (2)”.

In section 1536, strike out “3762” and insert in lieu thereof “3661”.

Amend that part of section 1805 following the paragraph defining the term “silver bullion” to read as follows:

“The term ‘person’ means an individual, partnership, association, or corporation.

“The Secretary is authorized to issue, with the approval of the President, such rules and regulations as the Secretary may deem necessary or proper to carry out the purposes of this section.”

In section 2887, strike out “by” preceding “the tax paid stamp” in the next to the last sentence of the second paragraph and insert in lieu thereof “of”.

In section 2901 (b), strike out “any moneys in the Treasury not otherwise appropriated” from the end of the second sentence and insert in lieu thereof “annual appropriations from the general fund of the Treasury”.

In section 3170, strike out “or” where it appears immediately before “by any law”.

SEC. 2. The sections of the Internal Revenue Code amended by this joint resolution shall have effect as if such sections, as so amended, had been enacted in the Internal Revenue Code on February 10, 1939.

Approved, March 17, 1941.

[CHAPTER 23]

AN ACT

Authorizing the State of Maryland, by and through its State roads commission or the successors of said commission, to construct, maintain, and operate a free highway bridge across the Potomac River at or near Sandy Hook, Maryland, to a point opposite in Virginia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, the State of Maryland by and

53 Stat. 109.
26 U. S. C. § 506 (c)
(2) (A).
53 Stat. 109.
26 U. S. C. § 506 (c)
(2) (B).
53 Stat. 124.
26 U. S. C. § 812 (c).
53 Stat. 125.
26 U. S. C. § 813 (a)
(2).

53 Stat. 125.
26 U. S. C. § 813 (b).
53 Stat. 130.
26 U. S. C. § 861 (a)
(2).
53 Stat. 142.
26 U. S. C. § 936 (b).

53 Stat. 183.
26 U. S. C. § 1536.
53 Stat. 199.
26 U. S. C. § 1805.

53 Stat. 339.
26 U. S. C. § 2887.

53 Stat. 342.
26 U. S. C. § 2901 (b).

53 Stat. 373.
26 U. S. C. § 3170.

Effective date of
amended sections.

March 19, 1941
[H. R. 2495]
[Public Law 19]

Potomac River.
Bridge authorized
across, at Sandy Hook,
Md.

through the State roads commission, or the successors of said commission be, and is hereby authorized to construct, maintain, and operate a free highway bridge and approaches thereto across the Potomac River at a point suitable to the interests of navigation, at or near Sandy Hook, Washington County, Maryland, to a point opposite in Loudoun County, Virginia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

SEC. 2. There is hereby conferred upon the State of Maryland and its State roads commission or the successors of said commission all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, operation, and maintenance of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State, in which real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

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

Approved, March 19, 1941.

[CHAPTER 24]

AN ACT

To amend section 4 (f) of the Communications Act of 1934, as amended, to provide for extra compensation for overtime of inspectors in charge and radio inspectors of the Field Division of the Engineering Department of the Federal Communications Commission.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 (f) of the Communications Act of 1934, as amended (49 Stat. 1098), is hereby further amended by inserting after the letter "(f)" the figure "(1)" and by adding after section 4 (f) as so amended the following additional paragraph:

"(2) The Commission shall fix a reasonable rate of extra compensation for overtime services of inspectors in charge and radio inspectors of the Field Division of the Engineering Department of the Federal Communications Commission, who may be required to remain on duty between the hours of 5 o'clock postmeridian and 8 o'clock antemeridian or on Sundays or holidays to perform services in connection with the inspection of ship radio equipment and apparatus for the purposes of part II of title III of this Act, on the basis of one-half day's additional pay for each two hours or fraction thereof of at least one hour that the overtime extends beyond 5 o'clock postmeridian (but not to exceed two and one-half days' pay for the full period from 5 o'clock postmeridian to 8 o'clock antemeridian) and two additional days' pay for Sunday or holiday duty. The said extra compensation for overtime services shall be paid by the master, owner, or agent of such vessel to the local United States collector of customs or his representative, who shall deposit such collection into the Treasury of the United States to an appropriately designated receipt account: *Provided*, That the amounts of such collections received by the said collector of customs or his representatives shall be covered into the Treasury as miscellaneous receipts; and the payments of such extra compensation to the several employees entitled thereto shall be made from the annual appropriations for salaries and expenses of the

34 Stat. 84.
33 U. S. C. §§ 491-498.

March 23, 1941
[H. R. 533]
[Public Law 20]

Communications
Act of 1934, amend-
ment.
47 U. S. C. § 154.

Federal Communi-
cations Commission.
Overtime compen-
sation for certain radio
inspectors.

50 Stat. 192.
47 U. S. C. §§ 351-
362.

Provides.

Commission: *Provided further*, That to the extent that the annual appropriations which are hereby authorized to be made from the general fund of the Treasury are insufficient, there are hereby authorized to be appropriated from the general fund of the Treasury such additional amounts as may be necessary to the extent that the amounts of such receipts are in excess of the amounts appropriated: *Provided further*, That such extra compensation shall be paid if such field employees have been ordered to report for duty and have so reported whether the actual inspection of the radio equipment or apparatus takes place or not: *And provided further*, That in those ports where customary working hours are other than those hereinabove mentioned, the inspectors in charge are vested with authority to regulate the hours of such employees so as to agree with prevailing working hours in said ports where inspections are to be made, but nothing contained in this proviso shall be construed in any manner to alter the length of a working day for the inspectors in charge and radio inspectors or the overtime pay herein fixed."

Approved, March 23, 1941.

Appropriations authorized to cover deficiencies.

[CHAPTER 25]

AN ACT

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

March 23, 1941
[H. R. 3155]
[Public Law 21]

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 proceed with the construction of the following public works projects, with which shall be included the authority to acquire land, at a cost not to exceed the amount stated after each item enumerated:

Navy.
Public works projects.
Post, pp. 123, 163.

Navy Yard, Boston, Massachusetts: Storehouse and accessories for hemp, \$300,000.

Boston, Mass.

Navy Yard, Norfolk, Virginia: Storehouse for landing boats, \$400,000.

Norfolk, Va.

Navy Yard, Puget Sound, Washington: Storehouse and accessories, \$1,400,000.

Puget Sound, Wash.

Naval Academy, Annapolis, Maryland: Acquisition of land, \$350,000; but no part of such sum shall be used for the construction of a stadium; instruction and storage building, rifle range, \$30,000.

Annapolis, Md.

Naval Ammunition Depot, Hawthorne, Nevada: Additional ammunition storage facilities, \$1,995,000.

Hawthorne, Nev.

Naval Ammunition Depot, Hingham, Massachusetts: Additional ammunition storage facilities, including purchase of land, \$164,000.

Hingham, Mass.

Naval Ammunition Depot, Iona Island, New York: Additional ammunition storage facilities, \$75,000.

Iona Island, N. Y.

Naval Ammunition Depot, Mare Island, California: Additional ammunition storage facilities, \$348,000.

Mare Island, Calif.

Naval Ammunition Depot, Oahu, Hawaii: Additional ammunition storage facilities, including purchase of land, \$815,000.

Oahu, T. H.

Naval Ammunition Depot, Puget Sound, Washington: Additional ammunition storage facilities, \$112,000.

Puget Sound, Wash.

Naval Ammunition Depot, Saint Juliens Creek, Virginia: Additional ammunition storage facilities, \$457,000.

Saint Juliens Creek, Va.

Naval Ammunition Depot, San Diego area, California: Ammunition storage facilities, including buildings and accessories and acquisition of land, \$2,500,000.

San Diego, Calif.

East Coast Ammunition Depot: Additional ammunition storage facilities, \$3,759,000.

East Coast Ammunition Depot.

Naval Air Station, Jacksonville, Florida: Recreation facilities for enlisted men, including building and accessories, \$350,000; recreation

Jacksonville, Fla.

- facilities for officers, including buildings and accessories, \$250,000; high-explosive magazines, \$40,000.
- Kaneohe Bay, T. H. Naval Air Station, Kaneohe Bay, Hawaii: Seaplane hangar, \$773,000.
- Midway Island. Naval Air Station, Midway Island: Seaplane hangar, \$741,783.
- San Juan, P. R. Naval Air Station, San Juan, Puerto Rico: Quarters and accessories for bachelor officers, \$200,000.
- Oakland, Calif. Naval Supply Depot, Oakland, California: Additional fleet supply facilities, including buildings and accessories, \$8,500,000.
- San Diego, Calif. Marine Barracks, San Diego, California: Gymnasium and auditorium building and accessories, \$500,000; administration building and accessories, \$400,000.
- Eleventh Naval District. Eleventh Naval District: Participation with the city of San Diego in trunk sewer and sewage disposal plant, \$200,000.
- Marine Corps Training Area, East Coast. Marine Corps Training Area, East Coast: Facilities, including acquisition of land, \$15,000,000.
- Jacksonville, Fla. Naval Air Station, Jacksonville, Florida: Additional aviation training facilities, including buildings and accessories and equipment, \$7,951,600.
- Johnston Island. Naval Air Station, Johnston Island: Additional aviation facilities, including buildings and accessories and equipment, \$3,480,000.
- Kaneohe Bay, T. H. Naval Air Station, Kaneohe Bay, Hawaii: Additional aviation facilities, including buildings and accessories and equipment, \$3,446,500.
- Key West, Fla. Naval Air Station, Key West, Florida: Additional aviation facilities, including buildings and accessories and equipment, \$2,770,000.
- Kodiak, Alaska. Naval Air Station, Kodiak, Alaska: Additional aviation facilities, including buildings and accessories and equipment, \$5,266,500.
- Miami, Fla. Naval Air Station, Miami, Florida: Additional aviation training facilities, including buildings and accessories and equipment, \$711,000.
- Norfolk, Va. Naval Air Station, Norfolk, Virginia: Additional aviation facilities, including buildings and accessories and equipment, \$8,906,000.
- Palmyra Island. Naval Air Station, Palmyra Island: Additional aviation facilities, including buildings and accessories and equipment, \$3,489,000.
- Pearl Harbor, T. H. Naval Air Station, Pearl Harbor, Hawaii: Additional aviation facilities, including buildings and accessories and the development of outlying fields, \$4,395,000.
- Pensacola, Fla. Naval Air Station, Pensacola, Florida: Additional aviation training facilities, including buildings and accessories and equipment, \$2,081,000.
- Charlotte Amalie, V. I. Marine Corps Aviation Facilities, Charlotte Amalie, Virgin Islands: Additional aviation facilities, including buildings and accessories and equipment, \$1,281,000.
- Quantico, Va. Marine Corps Flying Field, Quantico, Virginia: Additional aviation facilities, including buildings and accessories and equipment, \$328,000.
- San Juan, P. R. Naval Air Station, San Juan, Puerto Rico: Additional aviation facilities, including buildings and accessories and breakwater, \$972,000.
- San Pedro, Calif. Naval Air Station, San Pedro, California: Additional aviation facilities, including buildings and accessories and equipment, \$870,000.
- Seattle, Wash. Naval Air Station, Seattle, Washington: Additional aviation facilities, including buildings and accessories and equipment, \$605,000.
- Sitka, Alaska. Naval Air Station, Sitka, Alaska: Additional aviation facilities, including buildings and accessories and equipment, \$4,305,000.
- Squantum, Mass. Naval Air Station, Squantum, Massachusetts: Additional aviation facilities, including buildings and accessories and equipment, \$610,000.

Naval Air Station, Tongue Point, Oregon: Additional aviation facilities, including buildings and accessories and equipment, \$2,460,500.	Tongue Point, Oreg.
Naval Air Station, Unalaska, Alaska: Additional aviation facilities, including buildings and accessories and equipment, \$5,030,000.	Unalaska, Alaska.
Naval Air Station, Banana River, Florida: Additional aviation facilities, including buildings and accessories and equipment, \$1,425,000.	Banana River, Fla.
Naval Air Station, Quonset Point, Rhode Island: Ammunition storage facilities, and recreation facilities, \$460,000.	Quonset Point, R. I.

Approved, March 23, 1941, 11 a. m.

[CHAPTER 26]

AN ACT

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

March 23, 1941
[H. R. 3325]
[Public Law 22]

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 shore activities by the construction of the public works projects hereinafter indicated at a cost not to exceed the amount stated after each item enumerated:

Navy.
Public works proj-
ects.
Ante, p. 36.

Navy Yard, Boston, Massachusetts: Additional ship-repair facilities, including buildings and accessories, South Boston, \$3,090,000.	Boston, Mass.
Navy Yard, Boston, Massachusetts: Housing and messing facilities for crews of ships undergoing overhaul, repair, and fitting out, \$285,000.	
Navy Yard, Charleston, South Carolina: Housing and messing facilities for crews of ships undergoing overhaul, repair, and fitting out, and quarters for officers, \$522,500.	Charleston, S. C.
Navy Yard, Mare Island, California: Housing and messing facilities for crews of ships undergoing overhaul, repair, and fitting out, and improvement of water supply, \$1,010,000.	Mare Island, Calif.
Navy Yard, New York, New York: Housing and messing facilities for crews of ships undergoing overhaul, repair, and fitting out, \$464,500.	New York, N. Y.
Navy Yard, Norfolk, Virginia: Housing and messing facilities for crews of ships undergoing overhaul, repair and fitting out, and quarters for officers, \$587,500.	Norfolk, Va.
Navy Yard, Pearl Harbor, Hawaii: Housing and messing facilities for crews of ships undergoing overhaul, repair, and fitting out, improvement of water supply, bombproofed break-down power supply and extension of storage facilities, \$6,827,000.	Pearl Harbor, T. H.
Navy Yard, Philadelphia, Pennsylvania: Housing and messing facilities for crews of ships undergoing overhaul, repair and fitting out, \$407,500.	Philadelphia, Pa.
Navy Yard, Puget Sound, Washington: Housing and messing facilities for crews of ships undergoing overhaul, repair and fitting out, and extension of storage facilities, \$625,000.	Puget Sound, Wash.
Navy Yard, Washington, District of Columbia: Additional ordnance manufacturing facilities, \$960,000.	Washington, D. C.
Naval station, Guam: Fleet operating facilities, additional power, recreational facilities, and bombproofed shelters for communication and personnel, \$4,700,000.	Guam.
Naval station, Guantanamo, Cuba: Additional fleet operating facilities, bombproofed shelters for communication and personnel, and limited ship repair facilities, \$5,747,500.	Guantanamo, Cuba.

- Key West, Fla. Naval station, Key West, Florida: Additional submarine and surface-craft operating and repair facilities, including housing and messing facilities for ship's crews, \$1,517,500.
- Tutuila, Samoa. Naval station, Tutuila, Samoa: Expansion of naval station facilities, including buildings and accessories and the development of defense facilities, including housing, landplane and seaplane operating facilities, and acquisition of land, \$8,100,000.
- Balboa, C. Z. Naval operating base, Balboa, Canal Zone: Fleet operating and repair facilities, including buildings and accessories, Balboa and Cristobal, \$2,765,000.
Submarine operating facilities, Balboa, Canal Zone: Additional submarine operating facilities, including buildings and accessories, piers, and dredging, \$1,855,000.
- Charlotte Amalie, V. I. Submarine base, Charlotte Amalie, Virgin Islands: Additional submarine operating facilities, including buildings and accessories, \$1,270,000.
- Coco Solo, C. Z. Submarine base, Coco Solo, Canal Zone: Additional submarine operating facilities, including buildings and accessories, \$1,010,000.
- New London, Conn. Submarine base, New London, Connecticut: Additional submarine operating and training facilities, including buildings and accessories, \$755,000.
- Kodiak, Alaska. Submarine base, Kodiak, Alaska: Submarine operating and limited repair facilities, including piers and buildings and accessories, \$4,002,000.
- Midway Island. Submarine base, Midway Island: Submarine operating and limited repair facilities, including piers and buildings and accessories, \$4,115,000.
- Pearl Harbor, T. H. Submarine base, Pearl Harbor, Hawaii: Storehouse and housing for submarine training devices, \$125,000.
- San Diego, Calif. Destroyer base, San Diego, California: Submarine operating facilities, including buildings and accessories, and the development of north water front for handling landing boats, \$1,405,000.
- Sitka, Alaska. Naval air station, Sitka, Alaska: Surface craft berthing facilities, including extension of pier, dredging, and storage facilities, \$592,000.
- Unalaska, Alaska. Naval air station, Unalaska, Alaska: Surface craft berthing facilities, including piers and storehouse, \$1,050,000.
- San Juan, P. R. Tenth Naval District, San Juan, Puerto Rico: Surface craft operating facilities, including buildings and accessories, berthing, and housing for personnel, \$737,500.
- Corpus Christi, Tex. Naval air station, Corpus Christi, Texas: Surface craft housing, messing and recreation facilities, \$173,000.
- Jacksonville, Fla. Naval air station, Jacksonville, Florida: Surface craft housing, messing and recreation facilities, \$173,000.
- Vieques, Puerto Rican area. Fleet operating facilities—Security of fleet anchorage, Vieques, Puerto Rican area: Protected fleet anchorage, including breakwaters, dredging, development of limited repair facilities, and buildings and accessories, \$35,000,000.
- Alameda, Calif. Naval air station, Alameda, California: Additional aviation facilities, including buildings and accessories, \$3,499,000.
- Anacostia, D. C. Naval air station, Anacostia, District of Columbia: Additional aviation facilities, including buildings and accessories, \$1,250,000.
- Carderock, Md. Model testing basin, Carderock, Maryland: Wind tunnel building and accessories, \$500,000.
- Charleston, S. C. Naval air station, Charleston, South Carolina: Additional aviation facilities, including buildings and accessories and equipment, \$950,000.
- Coco Solo, C. Z. Naval air station, Coco Solo, Canal Zone: Additional aviation facilities, including buildings and accessories, \$450,000.

Naval air station, Lakehurst, New Jersey: Development of lighter-than-air facilities, including buildings and accessories and equipment, \$2,000,000.	Lakehurst, N. J.
Naval air station, Corpus Christi, Texas: Additional aviation training facilities, including buildings and accessories and equipment and purchase of outlying fields, \$12,954,500.	Corpus Christi, Tex.
Naval proving ground, Dahlgren, Virginia: Acquisition of land and developments of landing field for aircraft spotting work, \$520,000.	Dahlgren, Va.
Naval air station, Jacksonville, Florida: Additional aviation training facilities, including buildings and accessories and equipment, \$1,260,500.	Jacksonville, Fla.
Naval air station, Kaneohe Bay, Hawaii: Additional aviation facilities, including buildings and accessories and equipment, \$1,014,500.	Kaneohe Bay, T. H.
Naval air station, Kodiak, Alaska: Additional aviation facilities, including buildings and accessories and equipment, \$3,077,500.	Kodiak, Alaska.
Naval air station, Miami, Florida: Additional aviation training facilities, including buildings and accessories and equipment, \$550,000.	Miami, Fla.
Naval air station, Midway Islands: Additional aviation facilities, including buildings and accessories and equipment, \$5,592,000.	Midway Islands.
Naval aircraft factory, Philadelphia, Pennsylvania: Extension of landing field and additional facilities for aircraft testing, including buildings and equipment, \$720,000.	Philadelphia, Pa.
Naval air station, San Diego, California: Additional aviation facilities, including buildings and accessories and equipment, \$679,000.	San Diego, Calif.
Naval air station, San Juan, Puerto Rico: Additional aviation facilities, including buildings and accessories and breakwater, \$1,575,000.	San Juan, P. R.
Naval air station, Seattle, Washington: Additional aviation facilities, including buildings and accessories and equipment, \$390,000.	Seattle, Wash.
Naval air station, Sitka, Alaska: Additional aviation facilities, including buildings and accessories and equipment, \$499,000.	Sitka, Alaska.
Naval air station, Unalaska, Alaska: Additional aviation facilities, including buildings and accessories and equipment, \$4,086,500.	Unalaska, Alaska.
Naval air station, Wake Island: Additional aviation facilities, including buildings and accessories and equipment and the development of entrance channel, \$2,954,500.	Wake Island.
Naval air station, Cape May, New Jersey: Additional lighter-than-air facilities, including buildings and accessories, \$200,000.	Cape May, N. J.
Naval air stations, Trinidad, Newfoundland, Bermuda, British Guiana, Jamaica, Antigua, Saint Lucia, and the Bahama Islands: Aviation facilities, including buildings and accessories, \$66,050,000.	Trinidad, Newfoundland, Bermuda, British Guiana, etc.
Naval proving ground, Dahlgren, Virginia: Quarters and accessories for officers, \$40,000.	Dahlgren, Va.
Naval ammunition depot, Hawthorne, Nevada: Quarters for officers, \$20,000.	Hawthorne, Nev.
Naval torpedo station, Keyport, Washington: Quarters for officers, \$30,000.	Keyport, Wash.
Naval torpedo station, Newport, Rhode Island: \$2,855,000.	Newport, R. I.
Naval ammunition depot, Mare Island, California: Inert storehouse, \$70,000.	Mare Island, Calif.
Naval ammunition depot, Puget Sound, Washington: Inert storehouse, \$70,000.	Puget Sound, Wash.
Naval mine depot, Yorktown, Virginia: Additional inert storage facilities, \$350,000.	Yorktown, Va.
Naval net depots, various locations: Additional development of net depots, including buildings and accessories, piers, and dredging, \$2,000,000.	Naval net depots.

- Balboa, C. Z. Naval hospital, Balboa, Canal Zone: Development of temporary hospital facilities, including buildings and accessories, \$500,000.
- Chelsea, Mass. Naval hospital, Chelsea, Massachusetts: Additional ward building, \$65,000.
- Coco Solo, C. Z. Naval hospital, Coco Solo, Canal Zone: Extension of hospital facilities, including buildings and accessories, \$700,000.
- Corpus Christi, Tex. Naval hospital, Corpus Christi, Texas: Extension of hospital facilities, including buildings and accessories, \$750,000.
- Great Lakes, Ill. Naval hospital, Great Lakes, Illinois: Additional ward building, \$65,000.
- Guantanamo, Cuba. Naval hospital, Guantanamo, Cuba: Additional hospital facilities, including buildings and accessories, and quarters for corpsmen and nurses, \$610,000.
- Jacksonville, Fla. Naval hospital, Jacksonville, Florida: Additional hospital facilities, including buildings and accessories, \$490,000.
- Newport, R. I. Naval hospital, Newport, Rhode Island: Additional ward building, \$65,000.
- Parris Island, S. C. Naval hospital, Parris Island, South Carolina: Temporary barrack building, and accessories, \$90,000.
- Pearl Harbor, T. H. Naval hospital, Pearl Harbor, Hawaii: Development of hospital facilities, including buildings and accessories, and acquisition of land, \$2,600,000.
- Philadelphia, Pa. Naval hospital, Philadelphia, Pennsylvania: Storehouse and accessories, \$100,000.
- Quonset Point, R. I. Naval air station, Quonset Point, Rhode Island: Expansion of existing naval dispensary, including buildings and accessories, \$200,000.
- San Diego, Calif., and Quantico, Va. Naval hospital, San Diego, California, and Quantico, Virginia: Expansion of hospital facilities, including buildings and accessories, \$280,000.
- San Juan, P. R. Naval hospital, San Juan, Puerto Rico: Quarters for nurses and corpsmen, \$85,000.
- Long Beach-San Pedro area, Calif. Naval hospital, Long Beach-San Pedro area, California: Development of hospital facilities, including buildings and accessories, and acquisition of land, \$2,500,000.
- Bayonne, N. J. Naval supply depot, Bayonne, New Jersey: Additional fleet supply storage, including buildings and accessories, \$6,500,000.
- Norfolk, Va. Naval supply depot, Norfolk, Virginia: Additional fleet supply storage facilities, including buildings and accessories, and repair and improvement of Army terminal, supply depot annex, Norfolk, \$4,400,000.
- Oakland, Calif. Naval supply depot, Oakland, California: Additional fleet supply storage facilities, including buildings and accessories, \$1,500,000.
- Yorktown, Va. Naval fuel depot, Yorktown, Virginia: Recreation facilities, Mine Warfare School, \$80,000.
- Underground fuel storage facilities. General: Additional underground fuel storage facilities at various locations outside continental limits of the United States, \$5,000,000.
- Marine barracks at designated places. Marine barracks at Parris Island, Pearl Harbor, Quantico, and San Diego: Additional housing, storage, and recreation facilities, including buildings and accessories and facilities, \$3,500,000.
- Bellevue, D. C. Naval research laboratory, Bellevue, District of Columbia: Additional research facilities, including buildings and accessories, \$100,000.
- Floating drydock ARD-2. Floating drydock ARD-2: Accessory construction, including equipment and towing and mooring facilities, \$500,000.
- Fifth Naval District. Fifth Naval District: District communication center, including extension of underground service lines, replacement of administration building destroyed by fire on January 26, 1941, and additional officers' quarters, \$1,250,000.
- Tenth Naval District. Tenth Naval District: Acquisition, improvement, and development of Puerto Rican drydock, including berthing and limited repair

facilities, \$2,500,000; bombproofing communication centers, bombproofed shelters for personnel, and recreation facilities, \$650,000.

Eleventh Naval District: High frequency strategic direction finder station, including acquisition of land, \$80,000.

Fourteenth Naval District: Bombproofing communication centers, bombproof shelters for personnel, quarters for officers, and recreation facilities, \$2,300,000.

Fifteenth Naval District: Bombproofing communication centers, bombproof shelters for personnel, quarters for officers and recreation facilities, \$1,340,000.

Naval radio station, Bainbridge Island, Washington: Radio transmitting station including buildings and accessories, \$350,000.

The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590-592), shall be applicable to all public works and public utilities projects authorized by this Act, regardless of location: *Provided*, That the fixed fee to be paid the contractor as a result of any contract hereafter entered into under the authority of the above-mentioned Act shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of the Navy: *Provided further*, That the fact that any contract authorized by this or any other Act is entered into without regard to section 3709 of the Revised Statutes of the United States, or upon a cost-plus-a-fixed-fee basis or otherwise without advertising for proposals, shall not be construed to render inapplicable the provisions of the Act of March 3, 1931, as amended by the Act of August 30, 1935 (49 Stat. 1011; U. S. C., title 40, sec. 276 (a)), if such Act would otherwise be applicable to such contract.

The provisions of section 8 (a) of the Act approved June 28, 1940 (Public, Numbered 671, Seventy-sixth Congress), shall be applicable to naval public works projects authorized by this and all prior Acts.

The acquisition of necessary land is hereby authorized in connection with such of the projects provided in this Act as are enumerated in this paragraph, namely: (a) Navy Yards—Boston, Massachusetts (housing and messing facilities for crews of ships undergoing overhaul, and so forth), New York, New York, and Pearl Harbor, Hawaii; (b) naval stations—Guam and Key West, Florida; (c) submarine bases—Charlotte Amalie, Virgin Islands, and New London, Connecticut; (d) naval air stations—Unalaska, Alaska; Alameda, California; and Corpus Christi, Texas; (e) naval districts—Tenth and Fourteenth; (f) fleet operating facilities (security of fleet anchorage, Vieques, Puerto Rico); (g) general (underground fuel storage); (h) naval net depots; (i) medical supply depot, Brooklyn, New York; (j) naval radio station, Bainbridge Island, Washington; and (k) Marine barracks at Parris Island, Pearl Harbor, Quantico, and San Diego. The acquisition of such land shall be a part of the amount fixed for each respective project by this Act.

Approved, March 23, 1941, 12 noon.

[CHAPTER 30]

AN ACT

Making supplemental appropriations for the national defense to provide aid to the government of any country whose defense the President deems vital to the defense of the United States, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That to enable the President, through such departments or agencies of the Government as he may designate, to carry out the provisions of An Act to Promote the Defense of the United States, approved March 11, 1941, and for

Eleventh Naval District.

Fourteenth Naval District.

Fifteenth Naval District.

Bainbridge Island, Wash.

Cost-plus-a-fixed-fee contracts.

Provisos.

41 U. S. C. § 5.

46 Stat. 1494.

Increase of cost limitation.
54 Stat. 680.
41 U. S. C., prec. § 1 note.

Acquisition of land for designated projects.

March 27, 1941
[H. R. 4050]
[Public Law 23]

Defense Aid Supplemental Appropriation Act, 1941.

Ante, p. 31; *post*, p. 745.

each and every purpose incident to or necessary therefor, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the following sums for the following respective purposes, namely:

(a) For the procurement, by manufacture or otherwise, of 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, as follows:

(1) Ordnance and ordnance stores, supplies, spare parts, and materials, including armor and ammunition and components thereof, \$1,343,000,000.

(2) Aircraft and aeronautical material, including engines, spare parts, and accessories, \$2,054,000,000.

(3) Tanks, armored cars, automobiles, trucks, and other automotive vehicles, spare parts, and accessories, \$362,000,000.

(4) Vessels, ships, boats, and other watercraft, and equipage, supplies, materials, spare parts, and accessories, \$629,000,000.

(5) Miscellaneous military equipment, supplies, and materials, \$260,000,000.

(6) Facilities and equipment, for the manufacture or production of defense articles, by construction or acquisition, including the acquisition of land, and the maintenance and operation of such facilities and equipment, \$752,000,000.

(7) Agricultural, industrial, and other commodities and articles, \$1,350,000,000.

(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, \$200,000,000.

(c) Not to exceed 20 per centum of any of the foregoing eight appropriations may be transferred by the President to any other such appropriation, but no appropriation shall be increased by more than 30 per centum.

(d) For necessary services and expenses for carrying out the purposes of such Act not specified or included in the foregoing, \$40,000,000.

(e) For administrative expenses, \$10,000,000.

(f) In all, \$7,000,000,000, to remain available until June 30, 1943.

SEC. 2. If any defense article procured from an appropriation made before March 11, 1941, is disposed of, under such Act of March 11, 1941, by any department or agency to the government of any country whose defense the President deemed vital to the defense of the United States, the President may transfer, from the appropriations made by this Act to the appropriate appropriation of such department or agency, an amount equivalent to the value (as computed for the purposes of the \$1,300,000,000 limitation contained in section 3 (a) (2) of such Act of March 11, 1941) of the defense article so disposed of, but not to exceed in the aggregate \$1,300,000,000.

SEC. 3. Any defense article procured from an appropriation made by this Act 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.

SEC. 4. 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

Procurement of designated defense articles.
Post, p. 746.

Testing, outfitting, etc.
Post p. 746.

Interchangeability of funds.

Services and expenses.
Post, p. 746.

Post, p. 746.

Transfer of funds.

Ante, p. 31.

Retention of defense article by U. S.

Persons advocating overthrow of U. S. Government.

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. 5. This Act may be cited as the "Defense Aid Supplemental Appropriation Act, 1941".

Approved, March 27, 1941, 10:50 a. m., E. S. T.

Provisos.

Penalty.

Short title.

[CHAPTER 31]

AN ACT

To amend the National Housing Act, and for other purposes.

March 28, 1941

[H. R. 3575]

[Public Law 24]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the National Housing Act, as amended, is amended by the addition of the following title at the end thereof:

National Housing Act, amendments.
48 Stat. 1246, 1265.
12 U. S. C. §§ 1701-1735.

"TITLE VI—DEFENSE HOUSING INSURANCE

"SEC. 601. As used in this title—

"(a) The term 'mortgage' means a first mortgage on real estate, in fee simple, or on a leasehold (1) under a lease for not less than ninety-nine years which is renewable; or (2) under a lease having a period of not less than fifty years to run from the date the mortgage was executed; and the term 'first mortgage' means such classes of first liens as are commonly given to secure advances on, or the unpaid purchase price of, real estate, under the laws of the State in which the real estate is located, together with the credit instruments, if any, secured thereby.

"Mortgage."

"First mortgage."

"(b) The term 'mortgagee' includes the original lender under a mortgage, and his successors and assigns approved by the Administrator; and the term 'mortgagor' includes the original borrower under a mortgage and his successors and assigns.

"Mortgagee."

"Mortgagor."

"(c) The term 'maturity date' means the date on which the mortgage indebtedness would be extinguished if paid in accordance with periodic payments provided for in the mortgage.

"Maturity date."

"(d) The term 'State' includes the several States, and Alaska, Hawaii, Puerto Rico, the District of Columbia, and the Virgin Islands.

"State."

"SEC. 602. There is hereby created a Defense Housing Insurance Fund which shall be used by the Administrator as a revolving fund for the carrying out of the provisions of this title, and mortgages insured under this title shall be known and referred to as 'defense housing insured mortgages'. For this purpose, the Reconstruction Finance Corporation shall make available to the Administrator such funds as he may deem necessary, not to exceed \$10,000,000, and the amount of notes, debentures, bonds, or other such obligations which the Corporation is authorized to issue and have outstanding at any one time under existing law is hereby increased by an amount suffi-

Defense Housing Insurance Fund.

Availability of RFC funds.

Provisos.
Cancellation of Corporation notes.

cient to provide such funds: *Provided*, That the Secretary of the Treasury is authorized and directed to cancel from time to time, upon the request of the Corporation, notes of the Corporation (which notes are hereby made available to the Secretary of the Treasury for purposes of this section), and to discharge its liability, as respects all sums due and unpaid upon or in connection with such notes at the time of such cancellation and discharge in a principal amount equal to the funds made available to the Administrator by the Corporation under or by reason of this title together with interest paid to the Treasury thereon: *Provided further*, That any evidence of indebtedness with respect to funds so disbursed by the Corporation shall be transferred to the Secretary of the Treasury; that the Secretary and the Corporation are authorized and directed to make such adjustments on their books and records as may be necessary to carry out the purposes of this section; that the amount of notes, debentures, bonds, or other such obligations which the Corporation is authorized to issue and have outstanding at any one time under the provisions of this section shall be correspondingly reduced by the amount of notes so canceled by the Secretary, and that any sums at any time received by the Corporation, representing repayments or recoveries of funds so disbursed shall forthwith be covered into the general fund of the Treasury: *And provided further*, There shall be allocated immediately to the Defense Housing Insurance Fund the sum of \$5,000,000 out of funds made available to the Administrator for this purpose. General expenses of operation of the Federal Housing Administration under this title may be charged to the Defense Housing Insurance Fund.

Transfer of evidence of indebtedness, etc.

Allocation of funds.

Insurance of eligible mortgages.

“SEC. 603. (a) The Administrator is authorized, upon application by the mortgagee, to insure as hereinafter provided any mortgage which is eligible for insurance as hereinafter provided and upon such terms as the Administrator may prescribe to make commitments for the insuring of such mortgages prior to the date of their execution or disbursement thereon: *Provided*, That the property covered by the mortgage is in an area or locality in which the President shall find that an acute shortage of housing exists or impends which would impede national-defense activities: *Provided further*, That the aggregate amount of principal obligations of all mortgages insured under this section shall not exceed \$100,000,000: *And provided further*, That no mortgage shall be insured under this section after July 1, 1942, or after such earlier date as the emergency, declared by the President on September 8, 1939, to exist, has by his declaration ceased to exist, except pursuant to a commitment to insure issued on or before July 1, 1942, or such earlier date, whichever first occurs.

Provisos.
Locality of property.

Aggregate insurance.
Post, p. 686.
Duration of authority.

Eligibility requirements.

“(b) To be eligible for insurance under this section a mortgage shall—

Qualification of mortgagee.

“(1) have been made to, and be held by, a mortgagee approved by the Administrator as responsible and able to service the mortgage properly;

Amount of principal obligation.

“(2) involve a principal obligation (including such initial service charges, appraisal, inspection, and other fees as the Administrator shall approve) in an amount not to exceed 90 per centum of the appraised value (as of the date the mortgage is accepted for insurance) of a property, urban, suburban, or rural upon which there is located a dwelling designed principally for residential use for not more than four families in the aggregate, which is approved for mortgage insurance or defense housing insurance prior to the beginning of construction, and (i) the construction of which is begun after the date of enactment of

this title, or (ii) the construction of which was begun after January 1, 1940, and prior to the date of enactment of this title, and which has not been sold or occupied since completion. Such principal obligation shall not exceed—

“(A) \$4,000 if such dwelling is designed for a single-family residence, or

“(B) \$6,000 if such dwelling is designed for a two-family residence, or

“(C) \$8,000 if such dwelling is designed for a three-family residence, or

“(D) \$10,500 if such dwelling is designed for a four-family residence;

“(3) have a maturity satisfactory to the Administrator but not to exceed twenty years from the date of the insurance of the mortgage;

Maturity, limitation.

“(4) contain complete amortization provisions satisfactory to the Administrator;

Amortization provisions.

“(5) bear interest (exclusive of premium charges for insurance) but not to exceed 5 per centum per annum on the amount of the principal obligation outstanding at any time, or not to exceed 6 per centum per annum if the Administrator finds that in certain areas or under special circumstances the mortgage market demands it;

Interest.

“(6) provide, in a manner satisfactory to the Administrator, for the application of the mortgagor’s periodic payments (exclusive of the amount allocated to interest and to the premium charge which is required for mortgage insurance as herein provided) to amortization of the principal of the mortgage; and

Mortgagor’s periodic payments.

“(7) contain such terms and provisions with respect to insurance, repairs, alterations, payment of taxes, default reserves, delinquency charges, foreclosure proceedings, anticipation of maturity, additional and secondary liens, and other matters as the Administrator may in his discretion prescribe.

Terms and provisions respecting insurance, repairs, etc.

“(c) The Administrator is authorized to fix a premium charge for the insurance of mortgages under this title but in the case of any mortgage such charge shall not be less than an amount equivalent to one-half of 1 per centum per annum nor more than an amount equivalent to 1½ per centum per annum of the amount of the principal obligation of the mortgage outstanding at any time, without taking into account delinquent payments or prepayments. Such premium charges shall be payable by the mortgagee, either in cash, or in debentures issued by the Administrator under this title at par plus accrued interest, in such manner as may be prescribed by the Administrator: *Provided*, That the Administrator may require the payment of one or more such premium charges at the time the mortgage is insured, at such discount rate as he may prescribe not in excess of the interest rate specified in the mortgage. If the Administrator finds upon the presentation of a mortgage for insurance and the tender of the initial premium charge or charges so required that the mortgage complies with the provisions of this title, such mortgage may be accepted for insurance by endorsement or otherwise as the Administrator may prescribe; but no mortgage shall be accepted for insurance under this section unless the Administrator finds that the project with respect to which the mortgage is executed is economically sound. In the event that the principal obligation of any mortgage accepted for insurance under this title is paid in full prior to the maturity date, the Administrator is further authorized

Premium charges for insurance of mortgages.

Proviso.
Initial premium charge or charges.

Adjusted premium charge.

in his discretion to require the payment by the mortgagee of an adjusted premium charge in such amount as the Administrator determines to be equitable, but not in excess of the aggregate amount of the premium charges that the mortgagee would otherwise have been required to pay if the mortgage had continued to be insured under this section until such maturity date; and in the event that the principal obligation is paid in full as herein set forth, and a mortgage on the same property is accepted for insurance at the time of such payment, the Administrator is authorized to refund to the mortgagee for the account of the mortgagor all, or such portion as he shall determine to be equitable, of the current unearned premium charges theretofore paid.

Refund of current unearned premium charges.

Contract conclusive evidence of eligibility; validity.

“(d) Any contract of insurance heretofore or hereafter executed by the Administrator under this title shall be conclusive evidence of the eligibility of the mortgage for insurance, and the validity of any contract of insurance so executed shall be incontestable in the hands of an approved mortgagee from the date of the execution of such contract, except for fraud or misrepresentation on the part of such approved mortgagee.

Foreclosures; payment of insurance.

“SEC. 604. (a) In any case in which the mortgagee under a mortgage insured under this title shall have foreclosed and taken possession of the mortgaged property, in accordance with regulations of, and within a period to be determined by, the Administrator, or shall, with the consent of the Administrator, have otherwise acquired such property from the mortgagor after default, the mortgagee shall be entitled to receive the benefit of the insurance as hereinafter provided, upon (1) the prompt conveyance to the Administrator of title to the property which meets the requirements of rules and regulations of the Administrator in force at the time the mortgage was insured, and which is evidenced in the manner prescribed by such rules and regulations; and (2) the assignment to him of all claims of the mortgagee against the mortgagor or others, arising out of the mortgage transaction or foreclosure proceedings, except such claims as may have been released with the consent of the Administrator. Upon such conveyance and assignment the obligation of the mortgagee to pay the premium charges for insurance shall cease and the Administrator shall, subject to the cash adjustment hereinafter provided, issue to the mortgagee debentures having a total face value equal to the value of the mortgage and a certificate of claim, as hereinafter provided. For the purposes of this subsection, the value of the mortgage shall be determined, in accordance with rules and regulations prescribed by the Administrator, by adding to the amount of the original principal obligation of the mortgage which was unpaid on the date of the institution of foreclosure proceedings, or on the date of the acquisition of the property after default other than by foreclosure, the amount of all payments which have been made by the mortgagee for taxes, ground rents, and water rates, which are liens prior to the mortgage, special assessments which are noted on the application for insurance or which become liens after the insurance of the mortgage, insurance of the mortgaged property, and any mortgage insurance premiums paid after either of such dates and by deducting from such total amount any amount received on account of the mortgage after either of such dates, and any amount received as rent or other income from the property, less reasonable expenses incurred in handling the property, after either of such dates: *Provided*, That with respect to mortgages which are foreclosed before there shall have been paid on account of the principal obligation of the mortgage a sum equal to 10 per centum of the appraised value of the property

Conditions.

Termination of obligation to pay premium charges.

Debentures and certificates of claim.

Value of mortgage, determination.

Proviso.
Cost of foreclosure included in debenture.

as of the date the mortgage was accepted for insurance, there may be included in the debentures issued by the Administrator, on account of the cost of foreclosure (or of acquiring the property by other means) actually paid by the mortgagee and approved by the Administrator an amount—

“(1) not in excess of 2 per centum of the unpaid principal of the mortgage as of the date of the institution of foreclosure proceedings and not in excess of \$75; or

“(2) not in excess of two-thirds of such cost, whichever is the greater.

“(b) The Administrator may at any time, under such terms and conditions as he may prescribe, consent to the release of the mortgagor from his liability under the mortgage or the credit instrument secured thereby, or consent to the release of parts of the mortgaged property from the lien of the mortgage: *Provided*, That the mortgagor shall not be released from such liability in any case until the Administrator is satisfied that the mortgaged property has been sold to a purchaser satisfactory to the Administrator, and that such purchaser has paid on account of the purchase price, in cash or its equivalent, at least 10 per centum of the appraised value of such property as determined by the Administrator as of the date the mortgage is accepted for insurance.

Release of mortgagor from liability.

Provido.

“(c) Debentures issued under this section shall be in such form and denominations in multiples of \$50, shall be subject to such terms and conditions, and shall include such provisions for redemption, if any, as may be prescribed by the Administrator with the approval of the Secretary of the Treasury, and may be in coupon or registered form. Any difference between the value of the mortgage determined as herein provided and the aggregate face value of the debentures issued, not to exceed \$50, shall be adjusted by the payment of cash by the Administrator to the mortgagee from the Defense Housing Insurance Fund.

Debentures, form and denominations.

“(d) The debentures issued under this section to any mortgagee shall be executed in the name of the Defense Housing Insurance Fund as obligor, shall be signed by the Administrator by either his written or engraved signature, and shall be negotiable. All such debentures shall be dated as of the date foreclosure proceedings were instituted, or the property was otherwise acquired by the mortgagee after default, and shall bear interest from such date at a rate determined by the Administrator, with the approval of the Secretary of the Treasury, at the time the mortgage was offered for insurance, but not to exceed 3 per centum per annum, payable semiannually on the 1st day of January and the 1st day of July of each year, and shall mature three years after the 1st day of July following the maturity date of the mortgage on the property in exchange for which the debentures were issued. Such debentures shall be exempt, both as to principal and interest, from all taxation (except surtaxes, estate, inheritance, and gift taxes) now or hereafter imposed by any Territory, dependency, or possession of the United States, or by the District of Columbia, or by any State, county, municipality, or local taxing authority, and shall be paid out of the Defense Housing Insurance Fund, which shall be primarily liable therefor, and they shall be fully and unconditionally guaranteed as to principal and interest by the United States, and such guaranty shall be expressed on the face of the debentures. In the event that the Defense Housing Insurance Fund fails to pay upon demand, when due, the principal of or interest on any debentures issued under this section, the Secretary of the Treasury shall pay to the holders the amount thereof which is hereby authorized to be appropriated, out of any money in the Treasury not

Execution of debentures, etc.

Maturity.

Tax exemption.

Failure of Fund to pay.

otherwise appropriated, and thereupon to the extent of the amount so paid the Secretary of the Treasury shall succeed to all the rights of the holders of such debentures.

Certificate of claim.

“(e) The certificate of claim issued by the Administrator to any mortgagee shall be for an amount which the Administrator determines to be sufficient, when added to the face value of the debentures issued and the cash adjustment paid to the mortgagee, to equal the amount which the mortgagee would have received if, at the time of the conveyance to the Administrator of the property covered by the mortgage, the mortgagor had redeemed the property and paid in full all obligations under the mortgage and a reasonable amount for necessary expenses incurred by the mortgagee in connection with the foreclosure proceedings, or the acquisition of the mortgaged property otherwise, and the conveyance thereof to the Administrator. Each such certificate of claim shall provide that there shall accrue to the holder of such certificate with respect to the face amount of such certificate, an increment at the rate of 3 per centum per annum which shall not be compounded. The amount to which the holder of any such certificate shall be entitled shall be determined as provided in subsection (f).

Excess net earnings.

“(f) If the net amount realized from any property conveyed to the Administrator under this section and the claim assigned therewith, after deducting all expenses incurred by the Administrator in handling, dealing with, and disposing of such property and in collecting such claims, exceeds the face value of the debentures issued and the cash paid in exchange for such property plus all interest paid on such debentures, such excess shall be divided as follows:

“(1) If such excess is greater than the total amount payable under the certificate of claim issued in connection with such property, the Administrator shall pay to the holder of such certificate the full amount so payable, and any excess remaining thereafter shall be paid to the mortgagor of such property; and

“(2) If such excess is equal to or less than the total amount payable under such certificate of claim, the Administrator shall pay to the holder of such certificate the full amount of such excess.

Handling and disposal of real property.

“(g) Notwithstanding any other provision of law relating to the acquisition, handling, or disposal of real property by the United States, the Administrator shall have power to deal with, complete, rent, renovate, modernize, insure, make contracts or establish suitable agencies for the management of, or sell for cash or credit, in his discretion, any properties conveyed to him in exchange for debentures and certificates of claim as provided in this section; and notwithstanding any other provision of law, the Administrator shall also have power to pursue to final collection, by way of compromise or otherwise, all claims against mortgagors assigned by mortgagees to the Administrator as provided in this section, except that no suit or action shall be commenced by the Administrator against any such mortgagor on account of any claim so assigned unless such suit or action is commenced within six months after the assignment of such claim to the Administrator, or within six months after the last payment was made to the Administrator with respect to the claim so assigned, whichever is later: *Provided*, That section 3709 of the Revised Statutes shall not be construed to apply to any contract for hazard insurance, or to any purchase or contract for services or supplies on account of such property if the amount thereof does not exceed \$1,000. The power to convey and to execute in the name of

Settlement of claims.

Proviso.
41 U. S. C. § 5.

Delegation of power.

the Administrator deeds of conveyances, deeds of release, assignments, and satisfactions of mortgages, and any other written instrument relating to real property or any interest therein heretofore or hereafter acquired by the Administrator pursuant to the provisions of this Act, may be exercised by the Administrator or by any Assistant Administrator appointed by him, without the execution of any express delegation of power or power of attorney: *Provided*, That nothing in this subsection shall be construed to prevent the Administrator from delegating such power by order or by power of attorney in his discretion, to any officer, agent, or employee he may appoint.

“(h) No mortgagee or mortgagor shall have and no certificate of claim shall be construed to give to any mortgagee or mortgagor, any right or interest in any property conveyed to the Administrator or in any claim assigned to him; nor shall the Administrator owe any duty to any mortgagee or mortgagor with respect to the handling or disposal of any such property or the collection of any such claim.

“SEC. 605. (a) Moneys in the Defense Housing Insurance Fund not needed for the current operations of the Federal Housing Administration under this title shall be deposited with the Treasurer of the United States to the credit of the Defense Housing Insurance Fund, or invested in bonds or other obligations of, or in bonds or other obligations guaranteed as to principal and interest by the United States. The Administrator may, with the approval of the Secretary of the Treasury, purchase in the open market debentures issued under the provisions of section 604. Such purchases shall be made at a price which will provide an investment yield of not less than the yield obtainable from other investments authorized by this section. Debentures so purchased shall be canceled and not reissued.

“(b) Premium charges, adjusted premium charges, and appraisal and other fees received on account of the insurance of any mortgage accepted for insurance under this title, the receipts derived from the property covered by such mortgage and claims assigned to the Administrator in connection therewith shall be credited to the Defense Housing Insurance Fund. The principal of, and interest paid and to be paid on debentures issued under this title, cash adjustments, and expenses incurred in the handling, management, renovation, and disposal of properties acquired under the title shall be charged to the Defense Housing Insurance Fund.

“SEC. 606. Nothing in this title shall be construed to exempt any real property acquired and held by the Administrator under this title from taxation by any State or political subdivision thereof, to the same extent, according to its value, as other real property is taxed.

“SEC. 607. The Administrator is authorized and directed to make such rules and regulations as may be necessary to carry out the provisions of this title.”

SEC. 2. Section 1 of title I of such Act, as amended, is further amended by striking the words “titles II and III” each time they appear, and inserting in lieu thereof the words “titles II, III, and VI”.

SEC. 3. Section 5 of title I of such Act, as amended, is amended by striking the words “titles II and III” and inserting in lieu thereof the words “titles II, III, and VI”.

SEC. 4. (a) Section 201 of title II of such Act, as amended, is amended (1) by striking out the words “district, or Territory” in subsection (a) of such section, and (2) by adding at the end thereof the following new subsection:

“(d) The term ‘State’ includes the several States, and Alaska, Hawaii, Puerto Rico, the District of Columbia, and the Virgin Islands.”

Mortgagee's or mortgagor's interest in conveyed property.

Deposit of surplus moneys.

Purchase of debentures by Administrator.

Credits and charges to Fund.

Taxation of real property.

Rules and regulations.

48 Stat. 1246.
12 U. S. C. § 1702.

48 Stat. 1247.
12 U. S. C. § 1706.

52 Stat. 9.
12 U. S. C. § 1707.

52 Stat. 16.
12 U. S. C. § 1713.

(b) Section 207 (a) of title II of such Act, as amended, is amended (1) by striking out the words "district, or Territory" in paragraph (1) of such section, and (2) by adding at the end thereof the following new paragraph:

"(7) The term 'State' includes the several States, and Alaska, Hawaii, Puerto Rico, the District of Columbia, and the Virgin Islands."

52 Stat. 22.
12 U. S. C. § 1715.

(c) Section 209 of title II of such Act, as amended, is amended by striking out the words "Fund and the Housing Fund" and inserting in lieu thereof the words "Fund, the Housing Fund, and the Defense Housing Insurance Fund".

52 Stat. 23.
12 U. S. C. § 1716.

SEC. 5. Section 301 (a) (2) of title III of such Act, as amended, is further amended by striking the words "title II" and inserting in lieu thereof the words "titles II and VI".

48 Stat. 1254.
12 U. S. C. § 1717.

SEC. 6. The first sentence of section 302 of title III of such Act, as amended, is further amended, by striking the words "title II" and inserting in lieu thereof the words "titles II and VI".

48 Stat. 1261.
12 U. S. C. § 1430.

SEC. 7. Section 10 (a) of the Federal Home Loan Bank Act, as amended, is amended by striking the words "title II" and inserting in lieu thereof the words "titles II and VI".

49 Stat. 706.
12 U. S. C. § 371.

SEC. 8. The third sentence of section 24 of the Federal Reserve Act, as amended, is further amended by striking the words "Title II" and inserting thereof the words "Titles II and VI".

Saving clause.

SEC. 9. If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of the Act, and the application of such provision to other persons or circumstances, shall not be affected thereby.

Approved, March 28, 1941.

[CHAPTER 32]

AN ACT

Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1941, and prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 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 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, 1941, and prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1941, and for other purposes, namely:

TITLE I—GENERAL APPROPRIATIONS

LEGISLATIVE

SENATE

For payment to Mimosa Gates Pittman, widow of Key Pittman, late a Senator from the State of Nevada, \$10,000.

HOUSE OF REPRESENTATIVES

For payment to the widow of William D. Byron, late a Representative from the State of Maryland, \$10,000.

For payment to the widow of Sam C. Massingale, late a Representative from the State of Oklahoma, \$10,000.

For payment to the widow of Kenneth F. Simpson, late a Representative from the State of New York, \$10,000.

The three foregoing items to be disbursed by the Sergeant at Arms of the House of Representatives.

April 1, 1941
[H. R. 3836]
[Public Law 25]

First Deficiency Ap-
propriation Act, 1941.

CONTINGENT EXPENSES

Special and select committees: For an additional amount for expenses of special and select committees authorized by the House, fiscal year 1941, \$50,000.

Special and select committees.

JUDICIARY

UNITED STATES COURTS

Fees of commissioners: For additional amounts for fees of commissioners, United States courts, for the following fiscal years:
For 1937, \$6.75.
For 1939, \$781.93.

Fees of commissioners.

EXECUTIVE

INDEPENDENT ESTABLISHMENTS

EMPLOYEES' COMPENSATION COMMISSION

Appropriations or funds available during the fiscal years 1941 and 1942 for payments of benefits under the Act of September 7, 1916, as amended, and extended to enrollees of the Civilian Conservation Corps and to persons receiving compensation from the appropriations of the National Youth Administration for services rendered as employees of the United States, are hereby made available for payment to or reimbursement of agencies of the Federal Government for medical, surgical, and hospital services and supplies furnished by such agencies to beneficiaries of such Act.

Medical, etc., services and supplies.
39 Stat. 742.
5 U. S. C. §§ 751-758.
Post, pp. 198, 494.

FEDERAL LOAN AGENCY

EXPORT-IMPORT BANK OF WASHINGTON

For an additional amount for administrative expenses of the Export-Import Bank of Washington, fiscal year 1941, including the same objects specified under this head in the Independent Offices Appropriation Act, 1941, \$40,000, payable from the funds of the Export-Import Bank of Washington.

Administrative expenses.

54 Stat. 119.

FEDERAL HOME LOAN BANK BOARD

For an additional amount for administrative expenses of the Federal Home Loan Bank Board, fiscal year 1941, including the same objects specified under this head in the Independent Offices Appropriation Act, 1941, \$50,000, payable from assessments upon the Federal home-loan banks and receipts of the Federal Home Loan Bank Board from other sources for the fiscal year 1941 and prior fiscal years.

Administrative expenses.

54 Stat. 120.

RECONSTRUCTION FINANCE CORPORATION

MORTGAGE COMPANY

Reconstruction Finance Corporation and The RFC Mortgage Company: For an additional amount for administrative expenses of the Reconstruction Finance Corporation and The RFC Mortgage Company, fiscal year 1941, including the same objects specified under this head in the Independent Offices Appropriation Act, 1941, \$600,000, payable from the funds of the Reconstruction Finance Corporation.

Administrative expenses.

54 Stat. 123.

FEDERAL SECURITY AGENCY

CIVILIAN CONSERVATION CORPS

Transfer of funds.
54 Stat. 581, 1033.

Post, p. 472.
Provisos.

The Federal Security Agency Appropriation Act, 1941, as amended by the First Supplemental Civil Functions Appropriation Act, 1941, approved October 9, 1940, is further amended by striking out the figures "\$166,880,000" under the heading "Civilian Conservation Corps" and inserting in lieu thereof "\$165,380,000": *Provided*, That the \$1,500,000 transferred hereby from the amount available for "Pay, subsistence, clothing (and repair thereof), transportation, and hospitalization of enrollees" and thereby made available for expenditure for other expenses of the Civilian Conservation Corps shall continue available until June 30, 1942: *Provided further*, That of the funds hereby transferred not more than \$75,000 may be used for new repair shops, including equipment therefor.

SOCIAL SECURITY BOARD

49 Stat. 626.
42 U. S. C. §§ 501-
503.

Grants to States for unemployment compensation administration: For an additional amount for grants to States for unemployment compensation administration, as authorized in title III of the Social Security Act, approved August 14, 1935, as amended, fiscal year 1941, \$3,000,000.

48 Stat. 113.
29 U. S. C. §§ 49-49L.

Grants to States for public employment offices: For an additional amount for payments to the several States in accordance with the provisions of the Act of June 6, 1933 (29 U. S. C. 49-49L), as amended, \$103,000.

54 Stat. 588.

Salaries and expenses: Notwithstanding the 10 per centum limitation specified in the last proviso under the appropriation heading "Salaries and Expenses, Social Security Board" in the Labor-Federal Security Appropriation Act, 1941, with respect to increases in the amounts available for the several classes of objects of expenditure appearing in the Budget for 1941, the amount which may be expended from such appropriation for the object designated in the Budget "1360, Operation and Maintenance" is hereby increased to \$200,000.

NATIONAL YOUTH ADMINISTRATION

Additional amounts
for 1941.

54 Stat. 590.

For additional amounts for the National Youth Administration, fiscal year 1941, to be expended in accordance with the provisions of the National Youth Administration Appropriation Act, 1941, except that all training or educational programs for youth employed by the National Youth Administration on work projects shall be under the control and supervision of the State boards for vocational education of the several States and shall be paid for out of appropriations made to the Office of Education and expended by the States pursuant to plans submitted by State boards for vocational education and approved by the Commissioner of Education as provided for in First Supplemental Civil Functions Appropriation Act, 1941, under the heading, "Office of Education", paragraph (5), and except as hereinafter provided, for the following purposes:

54 Stat. 1034.

54 Stat. 590.

For the purposes and objects specified in paragraph 1 (b) of such Act, \$21,980,000, of which \$25,000 shall be available to the United States Employees' Compensation Commission for the purposes of paragraph 18 of such Act.

54 Stat. 593.

For salaries and other administrative expenses specified in paragraph 2 of such Act, \$500,000, of which sum so much as may be necessary may be transferred to appropriations of the Treasury Department in accordance with and for the purposes of such paragraph.

54 Stat. 590.

For printing and binding. \$20,000.

FEDERAL WORKS AGENCY

National-defense housing: For an additional amount to enable the Federal Works Administrator to carry out the purposes 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 (Public, Numbered 849), \$75,000,000, to remain available until expended and to be expended in accordance with the authority and limitations applying to the expenditure of funds under such Act and Public Resolution Numbered 106, approved October 14, 1940, for the liquidation of contractual obligations authorized to be incurred by such public resolution.

Post, p. 199.

54 Stat. 1125; *post*, pp. 147, 361.
42 U. S. C., ch. 9 note.54 Stat. 1115.
42 U. S. C., ch. 9 note.

RAILROAD RETIREMENT BOARD

Salaries: For an additional amount for salaries, fiscal year 1941, including the same objects specified under this head in the Railroad Retirement Board Appropriation Act, 1941, \$244,000.

54 Stat. 596.

Miscellaneous expenses: For an additional amount for miscellaneous expenses, fiscal year 1941, including the same objects specified under this head in the Railroad Retirement Board Appropriation Act, 1941, \$210,000.

54 Stat. 596.

Printing and binding: For an additional amount for printing and binding for the Railroad Retirement Board, fiscal year 1941, \$8,000.

DISTRICT OF COLUMBIA

DISTRICT OF COLUMBIA EMPLOYEES' COMPENSATION FUND

For an additional amount for the fiscal year 1941 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, \$15,000.

Payments for injuries.
41 Stat. 104.
5 U. S. C. § 794.39 Stat. 742.
5 U. S. C. §§ 751-793.

RECORDER OF DEEDS OFFICE

For an additional amount for personal services, fiscal year 1941, \$3,970.

For an additional amount for miscellaneous and contingent expenses, fiscal year 1941, including the same objects specified under the head in the District of Columbia Appropriation Act, 1941, \$2,750.

Post, p. 200.

54 Stat. 310.

CONTINGENT AND MISCELLANEOUS

For payment to Joseph Sharfsin, Esquire, of the Philadelphia bar, for retainer fee covering professional services heretofore rendered the District of Columbia as special counsel representing the interests of the District of Columbia in re First and Final Account of Girard Trust Company, trustee under deed of trust of Helen M. Fink (now deceased), dated April 10, 1929, Numbered 2446, in the Court of Common Pleas, Numbered 4 of Philadelphia County, and including the perfecting of appeal without bond from judgment of said court to the Supreme Court of Pennsylvania, \$1,500: *Provided*, That the Commissioners of the District of Columbia are hereby authorized and directed to pay to said Joseph Sharfsin, Esquire, in full satisfaction of all fees and charges for professional services rendered the District of Columbia in the above matter for carrying said cause to conclusion in the Supreme Court of Pennsylvania and in any subsequent proceedings, 10 per centum of the amount actually awarded to and received by the District of Columbia in said cause, less the sum of \$1,500.

Joseph Sharfsin,
Esq.
Payment to.*Proviso.*

SEWERS

Post, p. 200. For an additional amount for the fiscal year 1941 for assessment and permit work, sewers, \$160,000.

PUBLIC SCHOOLS

Construction, etc. Buildings and grounds: For the construction of an eight-room extensible elementary school building on a site to be acquired in the vicinity of Minnesota Avenue and Ely Place Southeast, \$180,000, to remain available until expended.

For the purchase of school building and playground sites as follows:

For the purchase of a site in the vicinity of Minnesota Avenue and Ely Place Southeast, for the construction of an elementary school;

Post, p. 200. For the purchase of a site in the vicinity of Pennsylvania and Alabama Avenues Southeast, for the construction of an elementary school;

In all, \$65,000, to remain available until expended.

PUBLIC WELFARE

District Training School: For replacement of laundry equipment, fiscal year 1941, \$7,000.

HIGHWAY FUND, GASOLINE TAX AND MOTOR VEHICLE FEES

Street improve-
ments.

Street improvements: For grading, paving, surfacing, and otherwise improving such unpaved or inadequately surfaced streets, avenues, and roads in newly developed areas as may be designated by the Commissioners of the District of Columbia and such curbing, gutters, and drainage facilities as may be necessary to insure reasonably satisfactory conditions pending permanent and final improvement, including all necessary expenses incident thereto, fiscal year 1941, \$250,000, to remain available until June 30, 1942, and to be paid 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 (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.

50 Stat. 676.
D. C. Code §§ 47-
1901 to 47-1910.

WATER SERVICE

Dalecarlia station,
changes.

Washington Aqueduct: For effecting changes in the Dalecarlia hydroelectric station to permit of its conversion, in cases of emergency, into a pumping station for lifting raw water from the Chesapeake and Ohio Canal into the Dalecarlia Reservoir, and for all necessary expenses incident thereto, fiscal year 1941, \$75,000, to continue available until June 30, 1942.

Protective fencing.

For construction of protective fencing around the intakes at Great Falls, the Dalecarlia Reservoir reservation, the Dalecarlia filter plant, the McMillan filter plant, and several isolated works, and for all necessary expenses incident thereto, fiscal year 1941, \$65,000.

Maintenance.

For an additional amount for the operation, maintenance, and repair of Washington aqueducts and their accessories, including the purchase of uniforms for guards and one additional passenger-carrying motor vehicle at a cost of not to exceed \$650, fiscal year 1941, \$18,190.

Extension of distri-
bution system.

Water Department: For an additional amount for the fiscal year 1941 for extension of the water department distribution system, laying of such service mains as may be necessary under the assessment system, \$150,000.

Post, p. 201.

The foregoing sums under the water service shall be paid wholly out of the revenues of the Water Department of the District of Columbia.

Use of Water Department revenues.

JUDGMENTS

For the payment of final judgments, including costs, rendered against the District of Columbia, as set forth in House Document Numbered 64 of the Seventy-seventh Congress, \$10,297.75, together with the further sum to pay the interest at not exceeding 4 per centum per annum on such judgments, as provided by law, from the date the same became due until the date of payment.

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

National forest protection and management: For an additional amount for national forest protection and management, fiscal year 1941, including the same objects specified under this head in the Department of Agriculture Appropriation Act, 1941, \$50,000.

54 Stat. 546.

Fighting forest fires: For an additional amount for fighting and preventing forest fires, fiscal year 1941, including the same objects specified under this head in the Department of Agriculture Appropriation Act, 1941, \$3,480,000.

54 Stat. 547.

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

Foreign plant quarantines: For an additional amount for the enforcement of foreign plant quarantines, fiscal year 1941, including the same objects specified under this head in the Department of Agriculture Appropriation Act, 1941, \$18,000.

54 Stat. 553.

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 public resolution approved May 9, 1938 (7 U. S. C. 148-148e), fiscal year 1941, to remain available until June 30, 1942, \$2,225,000: *Provided*, That no part of this sum allocated for expenditure in connection with the control and prevention of spread of the white-fringed beetle shall be used in any State without the request of the Governor of such State.

52 Stat. 344.
Proviso.

DEPARTMENT OF THE INTERIOR

BONNEVILLE POWER ADMINISTRATION

Construction, operation, and maintenance, Bonneville transmission system: For an additional amount for construction, operation, and maintenance, including the same objects specified under this head in the Interior Department Appropriation Act, 1941, to remain available until expended, \$1,000,000.

Transmission system.

54 Stat. 410.

GENERAL LAND OFFICE

Revested Oregon and California Railroad and Reconveyed Coos Bay Wagon Road Grant Lands, Oregon: For an additional amount for carrying out the provisions of title I of the Act entitled "An Act relating to the revested Oregon and California Railroad and

Conservation management, etc.

Proviso.
50 Stat. 876.
53 Stat. 754.

Reconveyed Coos Bay Wagon Road Grant Lands situated in the State of Oregon", approved August 28, 1937 (50 Stat. 874), fiscal year 1941, \$20,000: *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".

BUREAU OF INDIAN AFFAIRS

Payment to Cherokee Indians: For payment to the Cherokee Indian Nation or Tribe, as authorized by the Act of November 27, 1940 (54 Stat. 1218), entitled "An Act for the relief of the Cherokee Indian Nation or Tribe, and for other purposes", \$2,185.72, with interest at 5 per centum from June 30, 1919, to the date of this Act.

Purchase and transportation of Indian supplies: For additional amounts for expenses of purchase and transportation of goods and supplies for the Indian Service for the following fiscal years:

For 1937, \$674.69;

For 1940, \$120,000.

BUREAU OF RECLAMATION

COLORADO RIVER DAM FUND

Boulder Canyon project.
54 Stat. 436.

Boulder Canyon project: For an additional amount for the construction of the Boulder Dam and incidental works in the main stream of the Colorado River at Black Canyon, including the same objects specified under this head in the Interior Department Appropriation Act, 1941, \$1,000,000, to remain available until advanced to the Colorado River Dam fund; and the limitation of \$500,000 under this head in such Act on the amount available from power and other revenues for the operation and maintenance of the Boulder Dam, power plant, and other facilities is hereby increased to \$750,000.

Boulder Dam power plant.
54 Stat. 437.

GENERAL FUND, CONSTRUCTION

Grand Coulee Dam.

Grand Coulee Dam project, Washington: For an additional amount for construction of the Grand Coulee Dam and appurtenant works, including the same objects specified under this head in the Interior Department Appropriation Act, 1941, \$7,500,000, to remain available until expended and to be reimbursed under the reclamation law.

54 Stat. 438.

BUREAU OF MINES

Helium plants and investigations.
54 Stat. 443.
Post, p. 553:

Helium plants and investigations: To enable the Secretary of the Interior to increase and improve the production capacity of the helium plant located at Amarillo, Texas, by the construction and equipment of buildings or additions to existing buildings, the drilling of wells and construction of pipe lines, and other appurtenant facilities, and to conduct investigations with respect to available resources of helium-bearing gas, and for all necessary expenses incident to the foregoing, including the 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 that are necessary to design and construct the buildings, structures, and equipment; supplies and equipment; travel expenses; purchases in the District of Columbia and elsewhere of furniture and equipment, stationery and supplies, typewriting, adding and computing machines, accessories and repairs; and including the purchase, not to exceed \$5,250, and exchange as part payment for, operation, maintenance, and repair of passenger-carrying automobiles for official use in field

work, and not to exceed \$7,000 for personal services in the District of Columbia, fiscal year 1941, \$175,000, to remain available until June 30, 1942.

NATIONAL PARK SERVICE

Emergency reconstruction and fighting forest fires in national parks: For an additional amount for reconstruction and fighting forest fires in national parks, fiscal year 1941, including the same objects specified under this head in the Interior Department Appropriation Act, 1941, \$110,000.

54 Stat. 449.

GOVERNMENT IN THE TERRITORIES

Construction of Palmer-Richardson Road, Alaska: For commencement of construction of a road and necessary bridges between Palmer and the Richardson Highway, Alaska (within a limit of total cost of \$1,500,000), and all necessary expenses incident thereto, \$1,000,000, to remain available until expended.

Alaska.
Post, p. 827.

Insane of Alaska: For an additional amount for care and custody of persons legally adjudged insane in Alaska, fiscal year 1940, including the same objects specified under this head in the Interior Department Appropriation Act, 1940, \$157.58.

53 Stat. 734.

Defraying deficits in treasuries of municipal governments, Virgin Islands: For an additional amount for defraying the deficits in the treasuries of the municipal governments because of excess of current expenses over current revenues for the fiscal year 1941 as follows: Municipality of Saint Thomas and Saint John, \$29,933.78, to be used for the refund of income taxes in the amount of \$25,140.31 erroneously collected by said municipality, together with interest thereon; municipality of Saint Croix, \$28,500, to be paid to the treasury of said municipality in monthly installments; in all, \$58,433.78.

Virgin Islands.

DEPARTMENT OF JUSTICE

OFFICE OF THE ATTORNEY GENERAL

Contingent expenses: For an additional amount for contingent expenses, Department of Justice, fiscal year 1937, including the same objects specified under this head in the Department of Justice Appropriation Act, 1937, \$104.05.

49 Stat. 1322.

FEDERAL BUREAU OF INVESTIGATION

Salaries and expenses, detection and prosecution of crimes (emergency): For an additional amount for salaries and expenses, fiscal year 1941, including the same objects specified under this head in the Department of Justice Appropriation Act, 1941, \$975,000.

Detection and prosecution of crimes (emergency).

54 Stat. 200.

Claim for damages: For the payment of claims for damages to any person or damages to or loss of privately owned property caused by employees of the Federal Bureau of Investigation, acting within the scope of their employment, considered, adjusted, and determined by the Attorney General, under the provisions of the Act entitled "An Act to provide for the adjustment and settlement of certain claims arising out of the activities of the Federal Bureau of Investigation", approved March 20, 1936 (5 U. S. C. 300b), as fully set forth in House Document Numbered 103, Seventy-seventh Congress, \$169.50.

49 Stat. 1184.

IMMIGRATION AND NATURALIZATION SERVICE

Salaries, Office of Commissioner (departmental salaries): For an additional amount for personal services in the District of Columbia, fiscal year 1941, \$200,000.

Departmental salaries.

Field service.
54 Stat. 576.

Salaries, field service: For an additional amount for salaries, field service, fiscal year 1941, including the same objects specified under this head in the Department of Labor Appropriation Act, 1941, \$200,000.

Alien registration.
54 Stat. 645.

Salaries and expenses, Immigration and Naturalization Service (alien registration): For an additional amount for salaries and expenses, Immigration and Naturalization Service (alien registration), fiscal year 1941, including the same objects specified under this head in the Second Deficiency Appropriation Act, 1940, \$2,900,000.

Transfer of funds.
Post, p. 555.

The sum of \$105,000 of the unobligated balance of the appropriation "General Expenses, Immigration and Naturalization Service, 1941" is hereby transferred and made available for the purposes of the appropriations to which transferred, as follows: The sum of \$35,000 to "Traveling Expenses, Immigration and Naturalization Service, 1941"; the sum of \$20,000 to "Contingent Expenses, Immigration and Naturalization Service, 1941"; and the sum of \$50,000 to "Printing and Binding, Immigration and Naturalization Service, 1941".

Post, p. 556.

DEPARTMENT OF LABOR

WAGE AND HOUR DIVISION

Transfer of funds.

Salaries: Not to exceed \$29,000 of the appropriation "Salaries, Wage and Hour Division, Department of Labor, 1941", may be transferred to the appropriation "Miscellaneous Expenses, Wage and Hour Division, Department of Labor, 1941", and not to exceed \$5,000 of the appropriation "Salaries, Wage and Hour Division, Department of Labor, 1941", may be transferred to the appropriation "Contingent Expenses, Department of Labor, 1941".

Post, p. 202.

NAVY DEPARTMENT

OFFICE OF THE SECRETARY

Post, p. 556.

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 24, and House Document Numbered 104, Seventy-seventh Congress, \$1,133.57.

42 Stat. 1066.
34 U. S. C. § 509.

POST OFFICE DEPARTMENT

(OUT OF THE POSTAL REVENUES)

OFFICE OF CHIEF INSPECTOR

Proviso

Salaries of inspectors: For an additional amount for salaries of inspectors, fiscal year 1941, \$9,000: *Provided*, That the number of inspectors that may be employed is hereby increased from six hundred to six hundred and twenty for the remainder of the fiscal year 1941.

OFFICE OF FIRST ASSISTANT POSTMASTER GENERAL

Unusual conditions: For an additional amount for unusual conditions at post offices, fiscal year 1941, \$50,000.

Miscellaneous items, first- and second-class post offices: For an additional amount for miscellaneous items, first- and second-class post offices, fiscal year 1941, including the same objects specified under this head in the Post Office Department Appropriation Act, 1941, \$250,000.

54 Stat. 73.

OFFICE OF SECOND ASSISTANT POSTMASTER GENERAL

Railway Mail Service, traveling expenses: For an additional amount for Railway Mail Service, traveling expenses, fiscal year 1941, including the same objects specified under this head in the Post Office Department Appropriation Act, 1941, \$7,500.

54 Stat. 74.
Post, p. 560.

Domestic air mail: For an additional amount for the inland transportation of mail by aircraft, fiscal year 1940, including the same objects specified under this head in the Post Office Department Appropriation Act, 1940, \$285,000.

53 Stat. 677.

OFFICE OF THIRD ASSISTANT POSTMASTER GENERAL

Unpaid money orders more than one year old: For an additional amount for payment of domestic money orders after one year from the last day of the month of issue of such orders, fiscal year 1941, \$60,000.

DEPARTMENT OF STATE

OFFICE OF THE SECRETARY

Contingent expenses (departmental): For an additional amount for contingent expenses (departmental), fiscal year 1941, including the same objects specified under this head in the State Department Appropriation Act, 1941, \$37,500, of which amount there may be expended not to exceed \$10,000 for the purchase of typewriters, adding machines, and other labor-saving devices, including rental, exchange, and repair thereof.

Post, p. 202.

54 Stat. 182.

FOREIGN INTERCOURSE

Salaries, Ambassadors and Ministers: During the period of the existing state of emergency proclaimed by the President on September 8, 1939, 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 of career 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 is 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 years 1941 and 1942 of the salary of such officer, while serving under such assignment, is hereby authorized: *Provided*, That no person, while serving under such emergency appointment or assignment, shall receive compensation in excess of \$9,000 per annum while serving in continental United States or in excess of \$10,000 per annum while serving elsewhere.

Services during existing emergency.
54 Stat. 2643.
50 U. S. C., app.,
prec. § 1 note.

Proviso.
Limitation on compensation.

The appropriation for "Salaries of Ambassadors and Ministers" contained in the Department of State Appropriation Act, 1941, shall be available for the salary of an Ambassador Extraordinary and Plenipotentiary to Uruguay at the rate of \$17,500 per annum.

Ambassador to Uruguay.
54 Stat. 183.

Transportation, Foreign Service: For an additional amount for transportation, Foreign Service, fiscal year 1941, including the same objects specified under this head in the Department of State Appropriation Act, 1941, \$330,000.

54 Stat. 183.

Salaries of clerks, Foreign Service: For an additional amount for salaries of clerks, Foreign Service, fiscal year 1941, including the same objects specified under this head in the Department of State Appropriation Act, 1941, \$94,000.

54 Stat. 184.

Miscellaneous salaries and allowances, Foreign Service: For an additional amount for miscellaneous salaries and allowances, Foreign Service, fiscal year 1941, including the same objects specified under this head in the Department of State Appropriation Act, 1941, \$18,000.

54 Stat. 185.

Post, p. 202.

Contingent expenses, Foreign Service: For an additional amount for contingent expenses, Foreign Service, fiscal year 1941, including the same objects specified under this head in the Department of State Appropriation Act, 1941, \$650,000.

54 Stat. 185.

INTERNATIONAL COMMISSIONS, CONFERENCES, CONGRESSES, AND SO FORTH

International Joint Commission, U. S. and Great Britain.
54 Stat. 190.

International Joint Commission, United States and Great Britain: For an additional amount for salaries and expenses, fiscal year 1941, including the same objects specified under this head in the Department of State Appropriation Act, 1941, \$2,000.

Mixed Claims Commission, U. S. and Germany.
49 Stat. 1631.

Mixed Claims Commission, United States and Germany: For completing the work of the Mixed Claims Commission, United States and Germany, fiscal year 1941, including the same objects specified under this head in the First Deficiency Appropriation Act, fiscal year 1936, \$9,500.

• Eighth Pan American Child Congress.

Eighth Pan American Child Congress: For the expenses of organizing and holding the Eighth Pan American Child Congress in the United States in 1941, including personal services in the District of Columbia and elsewhere, without regard to classification laws; 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); communication service; rent; travel expenses; local transportation; transportation of things; purchase of necessary books, documents, newspapers, and periodicals; stationery; equipment; official cards; printing and binding; costs of assembling, installing, packing, transporting, safekeeping, demonstrating, and renovating a suitable exhibit, by contract, if deemed necessary, without regard to said section 3709, and the purchase of supplies incident thereto; entertainment and other expenses which may be actually and necessarily incurred by the Government of the United States in the observance of appropriate courtesies to foreign participants; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, fiscal years 1941 and 1942, \$9,000: *Provided*, That the unexpended balance of the appropriation "Eighth Pan American Child Congress, San Jose, Costa Rica" made in the Urgent Deficiency and Supplemental Appropriation Act, fiscal years 1939 and 1940, approved June 30, 1939, and continued available for the same purposes in the "Second Deficiency Appropriation Act, 1940", approved June 27, 1940, is hereby made available for the purposes enumerated herein, and continued available until June 30, 1942.

Proviso.
Availability of unexpended funds.

53 Stat. 987.

54 Stat. 651.

TREASURY DEPARTMENT

OFFICE OF THE SECRETARY

Post, p. 562.

Foreign-owned property control: For an additional amount for "Salaries and Expenses, Foreign-owned Property Control", fiscal year 1941, including the same objects specified under this head in the Second Deficiency Appropriation Act, 1940, \$550,000.

54 Stat. 652.

DIVISION OF PRINTING

Salaries: For an additional amount for personal services in the District of Columbia, fiscal year 1941, \$540.

Printing and binding: For an additional amount for printing and binding, Treasury Department, fiscal year 1941, including the same objects specified under this head in the Treasury Department Appropriation Act, 1941, \$64,500.

54 Stat. 57.

Stationery: For an additional amount for stationery, Treasury Department, fiscal year 1941, including the same objects specified under this head in the Treasury Department Appropriation Act, 1941, \$85,000.

54 Stat. 57.

BUREAU OF ACCOUNTS

Contingent expenses, public moneys: For an additional amount for contingent expenses, public moneys, fiscal year 1941, including the same objects specified under this head in the Treasury Department Appropriation Act, 1941, \$40,000.

Post, p. 563.

54 Stat. 57.

BUREAU OF THE PUBLIC DEBT

Expenses of loans: The limitation on the amount that may be obligated during the fiscal year 1941 under the indefinite appropriation "Expenses of Loans, Act of September 24, 1917, as Amended and Extended", contained in the Treasury Department Appropriation Act, 1941, is hereby increased from \$4,000,000 to \$5,500,000: *Provided*, That such appropriation shall be available during the fiscal years 1941 and 1942 for the payment of all necessary expenses connected with public debt issues or with any refunding operations, to be expended as the Secretary of the Treasury may direct.

Post, p. 563.

40 Stat. 292.
31 U. S. C. §§ 760,
761.
54 Stat. 58.
Proviso.

BUREAU OF INTERNAL REVENUE

Refunding internal revenue collections: For an additional amount for refunding internal revenue collections, fiscal year 1941, including the same objects specified under this head in the Treasury Department Appropriation Act, 1941, \$15,000,000.

54 Stat. 61.

COAST GUARD

Pay and allowances: For an additional amount for pay and allowances, Coast Guard, fiscal year 1941, including the same objects specified under this head in the Treasury Department Appropriation Act, 1941, \$380,000.

Post, p. 564.

54 Stat. 64.

General expenses: For an additional amount for general expenses, Coast Guard, fiscal year 1941, including the same objects specified under this head in the Treasury Department Appropriation Act, 1941, \$2,159,800, to remain available until June 30, 1942.

Post, p. 203.

54 Stat. 64.

Emergency construction, vessels and shore facilities: For an additional amount for emergency construction, Coast Guard, vessels and shore facilities, fiscal year 1941, including the same objects specified under this head in the First Supplemental Civil Functions Appropriations Act, 1941, \$457,800.

Post, p. 203.

54 Stat. 1046.

Special projects, vessels, and aids to navigation: For an additional amount for special projects, vessels, and aids to navigation, fiscal year 1941, \$7,466,600, of which amount \$5,850,000 shall be available for constructing or purchasing and equipping lighthouse tenders and light vessels for the Coast Guard, and, in addition, the Secretary of the Treasury may enter into contracts for an amount not in excess of \$500,000 in connection with five of such tenders to meet contingencies arising under escalator clauses in contracts for such tenders which

Post, p. 203.

relate to increased costs of labor and material, and \$1,616,600 shall be available for establishing and improving aids to navigation and other works.

Claims for damages, operation of vessels: To pay claims for damages adjusted and determined by the Secretary of the Treasury under the provisions of the Act entitled "An Act to provide for the adjustment and settlement of certain claims for damages resulting from the operation of vessels of the Coast Guard and the Public Health Service, in sums not exceeding \$3,000 in any one case", approved June 15, 1936, as fully set forth in House Document Numbered 106, Seventy-seventh Congress, \$501.67.

49 Stat. 1514.
14 U. S. C. § 71.

WAR DEPARTMENT—MILITARY ACTIVITIES

OFFICE OF THE SECRETARY

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 23, and House Document Numbered 110, Seventy-seventh Congress, \$9,151.75.

37 Stat. 586.
5 U. S. C. § 208.

Howard R. M.
Browne.

Relief of Howard R. M. Browne: For payment of Howard R. M. Browne, for baggage and property lost at La Nue, France, as authorized by the Act of October 14, 1940 (Private, Numbered 626, Seventy-sixth Congress), \$137.

54 Stat. 1388.

WAR DEPARTMENT—CIVIL FUNCTIONS

CORPS OF ENGINEERS

Rivers and harbors (National Defense): For an additional amount for the preservation and maintenance of existing river and harbor works and for the prosecution of projects authorized by the Act entitled "An Act authorizing the improvement of certain rivers and harbors in the interest of national defense, and for other purposes", approved October 17, 1940 (Public Act Numbered 868, Seventy-sixth Congress), and set forth in House Document Numbered 87, Seventy-seventh Congress, including the objects and under the conditions specified under this head in the War Department Civil Appropriation Act, 1941, \$23,882,000, to be available until expended; and, in addition, the Chief of Engineers, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1941, to an amount not in excess of \$5,794,000 for the purposes for which this appropriation is available.

Post, pp. 130, 203.

54 Stat. 1198.

54 Stat. 506.

Claim for damages, river and harbor work: To pay claims for damages under river and harbor work adjusted and determined by the War Department under the provision of section 9 of the River and Harbor Act, approved June 5, 1920 (33 U. S. C. 564), as set forth in House Document Numbered 105, Seventy-seventh Congress, \$900.

41 Stat. 1015.

THE PANAMA CANAL

Maintenance and operation: For an additional amount for maintenance and operation of the Panama Canal, fiscal year 1941, including the objects and conditions specified under this head in the War Department Civil Appropriation Act, 1941, \$11,281,300, to be available until expended, of which \$10,510,000 shall be available for continuing the construction of special protective works.

54 Stat. 509.

No part of any appropriation or other fund contained in this title 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

Persons advocating
overthrow of U. S.
Government.

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 or fund in such title 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.

Provisos.

Penalty.

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 102 of the Seventy-seventh Congress, as follows:

42 Stat. 1066.
31 U. S. C. §§ 215-217.

Federal Security Agency, \$42.35;
Railroad Retirement Board, \$10;
Department of Agriculture, \$3,199.14;
Department of Commerce, \$1,749.39;
Department of the Interior, \$1,557.01;
Department of Justice, \$57.01;
Navy Department, \$539.02;
Treasury Department, \$1,308.38;
War Department, \$4,981.31;
Post Office Department, payable from postal revenues, \$782.99;
In all, \$14,226.60.

(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 25, Seventy-seventh Congress, as follows:

42 Stat. 1066.
31 U. S. C. §§ 215-217.

Federal Communications Commission, \$11.50;
Department of Agriculture, \$828.69;
Department of Commerce, \$22.09;
Department of the Interior, \$1,448.02;
Navy Department, \$686.31;
War Department, \$1,331.13;
In all, \$4,327.74.

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

Payment of final judgments, etc.

24 Stat. 505; 36 Stat. 1168.

by Section 297 of the Act of March 3, 1911 (28 U. S. C. 761), certified to the Seventy-seventh Congress in House Document Numbered 108, under the following departments and establishments:

Public Buildings Administration (Federal Works Agency), \$2,199.54;

Work Projects Administration (Federal Works Agency), \$526.50;
War Department, \$336.90;

In all, \$3,062.94 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), certified to the Seventy-seventh Congress in House Document Numbered 108 under the following department:

Navy Department, \$3,000, together with such additional sum as may be necessary to pay interest as and where specified in such judgment or as provided by law.

43 Stat. 1112.
46 U. S. C. §§ 781-790.

Special cases.

(c) For the payment of final judgments and decree in special cases rendered against the Government of the United States pursuant to authority contained in the Act approved August 26, 1937 (Private Act Numbered 390, Seventy-fifth Congress, first session, 50 Stat. 1097), and Act approved June 29, 1937 (Private Act Numbered 195, Seventy-fifth Congress, first session, 50 Stat. 1012), as certified to the Seventy-seventh Congress in Senate Document Numbered 27, under the War Department, \$5,400, and House Document Numbered 108, under the Work Projects Administration, \$1,500;

In all, \$6,900, together with such additional amounts as may be necessary to pay costs and interest as specified in such judgments or as provided by law.

Time of payment.

(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, COURT OF CLAIMS

Payment of judgments.

SEC. 203. (a) For payment of the judgments rendered by the Court of Claims and reported to the Seventy-seventh Congress in Senate Document Numbered 26, and House Document Numbered 107, under the following establishment and departments, namely:

Public Buildings Administration (Federal Works Agency), \$11,482.49;

Department of Agriculture, \$1,160;

Navy Department, \$16,698.62;

Treasury Department, \$1,892.05;

War Department, \$336,205.96;

In all, \$367,439.12, together with such additional sum as may be necessary to pay interest as and where specified in such judgments.

Time of payment.

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

AUDITED CLAIMS

SEC. 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 1938 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 113, Seventy-seventh Congress, there is appropriated as follows:

Legislative: For public printing and binding, Government Printing Office, \$52.32.

Independent Offices: For National Industrial Recovery, Civil Works Administration, \$15.

For Federal Civil Works Administration, \$50.90.

For Securities and Exchange Commission, \$255.

For traveling expenses, Civil Service Commission, \$1.

For Federal Trade Commission, \$83.25.

For Interstate Commerce Commission, \$15.64.

For salaries and expenses, Railroad Retirement Board, \$40.15.

For salaries and expenses, Federal Communications Commission, \$11.50.

For salaries and expenses, National Labor Relations Board, \$9.

For operations under Mineral Act of October 5, 1918, \$148,693.66.

For salaries and expenses, Federal Housing Authority, \$257.45.

For medical and hospital service, penal institutions (Justice transfer to Treasury, Public Health Service, Act June 16, 1937), \$110.

For preventing the spread of epidemic diseases, \$9.

For diseases and sanitation investigations, Public Health Service, \$37.91.

For salaries and expenses, Social Security Board, \$156.85.

For wage records, Social Security Board, \$1.66.

For pay of personnel and maintenance of hospitals, Public Health Service, \$1,675.84.

For repair, preservation, and equipment, public buildings, Procurement Division, \$26.02.

For National Industrial Recovery, Federal Emergency Administration of Public Works, \$2.80.

For general administrative expenses, public buildings branch, Procurement Division, \$28.06.

For National Industrial Recovery, Federal Emergency Administration of Public Works, \$516.33.

For medical and hospital services, Veterans' Bureau, \$14.50.

For military and naval compensation, Veterans' Administration, \$30.

For Army and Navy pensions, \$50.

For salaries and expenses, Veterans' Administration, \$699.46.

Department of Agriculture: For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation, Act June 28, 1937), \$1,921.97.

For salaries and expenses, Soil Conservation Service, \$2,924.78.

For emergency conservation fund (transfer from War to Agriculture, Act March 31, 1933), \$89.34.

For working fund, Agriculture, Soil Conservation Service (War Conservation Corps), \$33.65.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture, \$646.38.

18 Stat. 110.

23 Stat. 254.

40 Stat. 1009.

50 Stat. 280.

50 Stat. 323.

48 Stat. 22.

For farmers' crop-production and harvesting loans, Farm Credit Administration, \$236.57.

For National Industrial Recovery, Interior, soil-erosion prevention (transfer to Agriculture), \$12.90.

For loans to farmers in storm- and drought-stricken areas, Southern States, \$11.56.

50 Stat. 522.
7 U. S. C. §§ 1000-1006.

For loans, title I, Farm Tenant Act, Department of Agriculture, \$6.

For agricultural credits and rehabilitation, emergency relief, \$49.30.

For salaries and expenses, Farm Credit Administration, \$136.75.

For conservation and use of agricultural land resources, Department of Agriculture, \$6,409.09.

For National Industrial Recovery, Resettlement Administration, submarginal lands (transfer to Agriculture), \$4,576.64.

For salaries and expenses, Bureau of Entomology and Plant Quarantine, \$1.

For salaries and expenses, Extension Service, \$1.50.

50 Stat. 525.
7 U. S. C. §§ 1010-1013.

For submarginal lands program, Farm Tenancy Act, Department of Agriculture, \$4,880.55.

For salaries and expenses, Bureau of Plant Industry, \$3.50.

For salaries and expenses, Office of Experiment Stations, \$36.

For increase of compensation, Department of Agriculture, \$10.

For elimination of diseased cattle, Department of Agriculture, \$615.86.

For special research fund, Department of Agriculture, \$113.42.

For salaries and expenses, Forest Service, \$156.50.

50 Stat. 903.
7 U. S. C. §§ 1101-1133.

For administration of Sugar Act of 1937, Department of Agriculture, \$12.38.

For acquisition of lands for protection of watersheds of navigable streams, \$1,840.93.

For salaries and expenses, Bureau of Animal Industry, \$13.31.

For salaries and expenses, Bureau of Agricultural Economics, \$95.26.

For control of emergency outbreaks of insect pests and plant diseases, \$123.08.

For general expenses, Agricultural Adjustment Administration, \$1,831.24.

For loans and relief in stricken agricultural areas (transfer to Farm Credit Administration), \$32.98.

For retirement of cotton pool participation trust certificates, Department of Agriculture, 1938-December 31, 1939, \$43.05.

Department of Commerce: For maintenance of air-navigation facilities, Civil Aeronautics Authority, \$247.76.

For establishment of air-navigation facilities, Civil Aeronautics Authority, \$8,340.92.

For party expenses, Coast and Geodetic Survey, \$69.

For Civil Aeronautics Authority fund, \$1,018.35.

For traveling expenses, Department of Commerce, \$26.12.

For air-navigation facilities, \$3.

For salaries and expenses, Weather Bureau, \$316.

For salaries and expenses, Bureau of the Census, 53 cents.

For census of agriculture, 1935-December 31, 1936, \$33.11.

For Public Works Administration, allotment to Commerce, Bureau of Air Commerce, \$150.

For domestic commerce, Department of Commerce, \$13.32.

For salaries, Patent Office, \$62.50.

Department of the Interior: For contingent expenses of land offices, \$12.38.

For migratory bird conservation fund (receipt limitation), \$80.28.

- For contingent expenses, Department of the Interior, \$21.65.
 For salaries and expenses, Bureau of Biological Survey, \$2.56.
 For range improvements within grazing districts (receipt limitation), \$16.69.
 For National Park Service, \$526.89.
 For operating rescue cars and stations and investigation of accidents, Bureau of Mines, \$7.06.
 For expenses, mining experiment stations, Bureau of Mines, \$1.01.
 For National Industrial Recovery, Interior, investigations, \$5.27.
 For National Industrial Recovery, Interior, National Park Service, recreational demonstration projects, \$422.45.
 For pay of Indian police, \$205.
 For maintaining law and order on Indian reservations, \$60.
 For construction, and so forth, irrigation systems, Indian reservations (reimbursable), \$4.
 For support of Indians and administration of Indian property, \$649.16.
 For conservation of health among Indians, \$435.56.
 For Indian agency buildings, \$1.60.
 For Indian boarding schools, \$75.22.
 For agriculture and stock raising among Indians, \$19.96.
 For Civilian Conservation Corps (transfer to Interior, Indians), \$69.62.
 For Indian school support, \$84.62.
 For expenses of organizing Indian corporations, \$71.11.
 For loans and relief in stricken agricultural areas (transfer from Agriculture to Interior, Indians), \$14.62.
 For Indian Service supply fund, \$459.32.
 For emergency conservation work (transfer to Interior, Indians, Act June 22, 1936), \$68.
 For emergency conservation work (transfer to Interior, Indians, Act February 9, 1937), \$339.40.
Department of Justice: For salaries, fees, and expenses of marshals, United States courts, \$239.17.
 For fees and expenses of conciliation commissioners, United States courts, \$25.
 For miscellaneous expenses, United States courts, \$304.75.
 For United States Penitentiary, Atlanta, Georgia, maintenance, \$9.91.
 For United States Northeastern Penitentiary, maintenance, \$109.50.
 For support of United States prisoners, \$1,117.60.
 For detection and prosecution of crimes, \$1.75.
 For fees of jurors and witnesses, United States, \$52.90.
 For contingent expenses, Department of Justice, \$229.01.
 For probation system, United States courts, \$72.22.
 For salaries and expenses of marshals, and so forth, Department of Justice, \$236.54.
 For salaries and expenses, Federal Bureau of Investigation, \$44.60.
 For printing and binding, Department of Justice and courts, \$48.97.
Department of Labor: For salaries and expenses, Children's Bureau, \$3.50.
 For foreign-service pay adjustment, appreciation of foreign currencies (Labor), \$88.66.
 For traveling expenses, Department of Labor, \$3.80.
Navy Department: For ordnance and ordnance stores, Bureau of Ordnance, \$453,425.54.
 For general expenses, Marine Corps, \$234.41.
 For pay, Marine Corps, \$239.67.
 For engineering, Bureau of Engineering, \$222,045.34.
 For miscellaneous expenses, Navy, \$16.70.

49 Stat. 1801.

50 Stat. 10.

- For organizing the Naval Reserve, \$11,404.16.
- For maintenance, Bureau of Supplies and Accounts, \$991.40.
- For construction and repair, Bureau of Construction and Repair, \$51,024.38.
- For pay, subsistence, and transportation, Navy, \$5,362.41.
- For increase of the Navy, emergency construction, \$115,685.
- For payment to officers and employees of the United States in foreign countries due to appreciation of foreign currencies (Navy), \$154.63.
- For aviation, Navy, \$415,244.44.
- For foreign-service pay adjustment, appreciation of foreign currencies (Navy), \$272.30.
- For pay of the Navy, \$173.34.
- For instruments and supplies, Bureau of Navigation, \$12,105.89.
- Post Office Department:** For operating supplies for public buildings, general fund, \$15.34.
- For operating supplies for public buildings, Post Office Department, general fund, \$15.06.
- Department of State:** For contingent expenses, Foreign Service, \$213.53.
- For miscellaneous salaries and allowances, Foreign Service, \$586.50.
- For contingent expenses, Department of State, \$12.68.
- For transportation of Foreign Service officers, \$73.69.
- Treasury Department:** For general expenses, Lighthouse Service, \$165.
- For retired pay, Lighthouse Service, \$100.92.
- For pay and allowance, Coast Guard, \$4.75.
- For contingent expenses, Coast Guard, \$221.38.
- For collecting the revenue from customs, \$24.51.
- For salaries and expenses, Bureau of Engraving and Printing, \$40.41.
- For increase of compensation, Treasury Department, \$30.67.
- For payment of officers and employees of the United States in foreign countries due to appreciation of foreign currencies (Treasury), \$53.67.
- For collecting the internal revenue, \$250.09.
- For salaries and expenses, Bureau of Narcotics, \$38.
- For public debt service, \$211.85.
- For foreign service pay adjustment, appreciation of foreign currencies (Treasury), \$165.84.
- War Department:** For general appropriations, Quartermaster Corps, \$6,015.52.
- For pay, and so forth, of the Army, \$4,647.33.
- For pay of the Army, \$10,337.63.
- For Army transportation, \$1,010.93.
- For Reserve Officers' Training Corps, \$88.36.
- For increase of compensation, Military Establishment, \$225.98.
- For replacing ordnance and ordnance stores, \$23.14.
- For supplies, services, and transportation, Quartermaster Corps, \$36.27.
- For construction and repair of hospitals, Army, \$67.74.
- For pay, and so forth, of the Army, War with Spain, \$102.69.
- For Organized Reserves, \$252.03.
- For barracks and quarters, Army, \$11.80.
- For travel of the Army, \$571.62.
- For Air Corps, Army, \$314.92.
- For medical and hospital department, \$53.33.
- For Signal Service of the Army, \$2,220.
- For medical and hospital department, Army, \$115.82.

For subsistence of the Army, \$281.09.

For payment to officers and employees of the United States in foreign countries due to appreciation of foreign currencies (War), 44 cents.

For seacoast defenses, \$178.64.

For citizens' military training camps, 16 cents.

For replacing Army transportation, \$6.03.

For replacing barracks and quarters, \$97.

For increase of compensation, War Department, \$12.33.

For expenses, camps of instruction, and so forth, National Guard, \$52.37.

For arrears of pay, bounty, and so forth, \$5.57.

For printing and binding, War Department, \$97.98.

For Air Corps Depot, Sacramento, California, \$55,469.65.

For ordnance service and supplies, Army, \$191.70.

For National Guard, \$1,489.51.

For clothing and equipage, Army, \$177.73.

For mileage of the Army, 6 cents.

For Civilian Conservation Corps (transfer to War), \$5,458.06.

For cemeterial expenses, War Department, \$12.03.

For emergency conservation work (transfer to War, Act June 22, 1936), \$9,519.84. 49 Stat. 1601.

For emergency conservation work (transfer to War, Act February 9, 1937), \$995.47. 50 Stat. 10.

For emergency conservation fund (transfer to War, Act March 31, 1933), \$4,737.49. 48 Stat. 22.

For emergency conservation fund (transfer to War, Act June 19, 1934), \$931.52. 48 Stat. 1055.

For loans and relief in stricken agricultural areas (transfer from emergency conservation work to War, Act June 19, 1934), \$508.99. 48 Stat. 1056.

Emergency Relief: For emergency relief, Agriculture, Forest Service, forestation, and so forth, \$1,324.55.

For emergency relief, Interior, administrative expenses, \$84.27.

For emergency relief, Interior, National Park Service, sanitation, prevention of soil erosion, and so forth, \$47.50.

For emergency relief, Labor, assistance for educational, professional and clerical persons, \$702.84.

For emergency relief, Treasury, Coast Guard, \$470.

For emergency relief, emergency conservation work, War, Civilian Conservation Corps, \$11,985.79.

For emergency relief, Federal Emergency Relief Administration, expenses of liquidation, \$405.98.

For emergency relief, Resettlement Administration, administrative expenses (transfer to Agriculture), \$272.27.

For emergency relief, Resettlement Administration, rural rehabilitation (transfer to Agriculture), \$712.35.

For emergency relief, Resettlement Administration, sanitation, prevention of soil erosion, and so forth (transfer to Agriculture), \$14,143.16.

For emergency relief, Works Progress Administration, grants to States, and so forth, \$5,387.51.

For emergency relief, Agriculture, Soil Conservation Service, \$64.22.

For emergency relief, Interior, National Park Service, acquisition of land for Yosemite National Park, \$3.24.

For emergency relief, Agriculture, administrative expenses, \$7.53.

For emergency relief, Works Progress Administration, work relief projects, \$417.44.

For emergency relief, Works Progress Administration, administrative expenses, \$8.10.

For emergency relief, Works Progress Administration, assistance for educational, professional, and clerical persons, \$125.12.

For emergency relief, Works Progress Administration, forestation, prevention of soil erosion, \$5.20.

For emergency relief, Farm Security Administration, administrative expenses, \$1,405.72.

For emergency relief, Labor, United States Employment Service, administrative expenses, \$5.50.

For emergency relief, Resettlement Administration, rural rehabilitation, loans and relief to farmers, and so forth (transfer to Agriculture), \$1,019.93.

For emergency relief, Agriculture, public roads, highways, roads, and streets, \$52,598.93.

For emergency relief, Works Progress Administration (non-Federal projects approved prior to June 22, 1936), \$21,548.73.

For emergency relief, Works Progress Administration, public utilities, and so forth, \$22.

For emergency relief, Works Progress Administration, highways, roads, and streets, \$7,484.14.

For emergency relief, Interior, National Park Service, parks and recreational facilities, non-Federal projects, \$73.56.

For emergency relief, Agriculture, Forest Service, flood control and other conservation, \$25.

For emergency relief, Works Progress Administration, administrative expenses, \$5.85.

For emergency relief, Works Progress Administration, women's projects, \$43.34.

For emergency relief, Works Progress Administration, miscellaneous work projects, \$3.38.

For emergency relief, Agriculture, Soil Conservation Service, flood control and other conservation, \$45.07.

For emergency relief, War, administrative expenses, \$54.05.

For emergency relief, Resettlement Administration, flood control and other conservation (transfer to Agriculture), \$6.03.

For emergency relief, Works Progress Administration, parks and recreational facilities, \$12.83.

For emergency relief, Works Progress Administration, public buildings (Federal projects), \$75.41.

For emergency relief, Works Progress Administration, public buildings, \$45.06.

For emergency relief, Works Progress Administration, assistance for educational, professional, and clerical persons, \$35.80.

For emergency relief, Labor, United States Employment Service, administrative expenses, \$1.80.

For emergency relief, Works Progress Administration (non-Federal projects approved prior to June 30, 1937), \$2,904.41.

For emergency relief, Works Progress Administration, public buildings, parks, utilities, flood control, and so forth, \$305.89.

For emergency relief, Works Progress Administration, assistance for educational, professional, and clerical persons, and so forth, \$23.42.

For emergency relief, Agriculture, Farm Security Administration, rural rehabilitation, \$52.92.

For emergency relief, Agriculture, Farm Security Administration, public buildings, parks, utilities, flood control, and so forth, \$118.91.

For emergency relief, Works Progress Administration, National Youth Administration (Federal projects), \$170.89.

For emergency relief, Works Progress Administration, administrative expenses, general, \$219.93.

For emergency relief, Interior, National Park Service, public buildings, parks, utilities, flood control, and so forth, non-Federal projects, 98 cents.

For emergency relief, Treasury, administrative expenses, \$86.90.

For emergency relief, Agriculture, Soil Conservation Service, public buildings, parks, utilities, flood control, and so forth, \$26.98.

For emergency relief, Works Progress Administration, assistance for educational, professional, and clerical persons, and so forth, Federal projects, \$36.05.

For emergency relief, Works Progress Administration, supply fund, \$2,744.33.

For emergency relief, Agriculture, Forest Service, public buildings, parks, utilities, flood control, and so forth, \$3.90.

For emergency relief, War, Quartermaster Corps, highways, roads, and streets, \$475.20.

For emergency relief, War, Quartermaster Corps, public buildings, parks, utilities, flood control, and so forth, \$219.01.

For emergency relief, Works Progress Administration, highways, roads, and streets, \$261.62.

For emergency relief, Justice, administrative expenses, \$101.65.

For emergency relief, Interior, National Park Service, public buildings, parks, utilities, flood control, and so forth, \$55.50.

For emergency relief, Agriculture, agricultural economics, public buildings, parks, utilities, flood control, and so forth, \$66.

For emergency relief, Works Progress Administration, Federal projects approved prior to June 30, 1937, \$479.46.

For emergency relief, Agriculture, Farm Security Administration, loans to farmers, and so forth, \$13.40.

District of Columbia: For general expenses, public parks, District of Columbia, \$14.15.

Post Office Department—Postal Service (out of the Postal Revenues): For city delivery carriers, \$31.63.

For clerks, contract stations, \$4.84.

For clerks, first- and second-class post offices, \$53.40.

For compensation of postmasters, \$201.12.

For foreign mail transportation, \$1,760.34.

For freight, express, or motor transportation of equipment, and so forth, \$10.51.

For increased compensation, Postal Service employees, \$10.20.

For indemnities, domestic mail, \$243.12.

For miscellaneous items, first- and second-class post offices, \$18.33.

For operating supplies for public buildings, Post Office Department, \$22.26.

For Railway Mail Service salaries, \$748.66.

For rent, light, and fuel, 50 cents.

For Rural Delivery Service, \$100.18.

For transportation of equipment and supplies, \$6.

For vehicle service, \$1,142.80.

Total, audited claims, section 204 (a), \$1,726,567.57, 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 specified in certain of the settlements of the General Accounting Office.

Total.

(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 1938 and prior years, unless otherwise stated, and which have been certified to Congress under section 2 of the Act of

Additional claims.

18 Stat. 110.

23 Stat. 254.

July 7, 1884 (5 U. S. C. 266), as fully set forth in Senate Document Numbered 30, Seventy-seventh Congress, there is appropriated as follows:

Independent Offices: For Federal Civil Works Administration, \$1.11.

For Securities and Exchange Commission, \$19.40.

For Interstate Commerce Commission, \$16.56.

40 Stat. 1009.

For operations under Mineral Act of October 5, 1918, \$35,146.90.

For salaries and expenses, Federal Housing Administration, \$1.80.

For National Industrial Recovery, Labor, United States Employment Service, \$1.11.

For National Industrial Recovery, Federal Emergency Administration of Public Works, \$185.86.

For administrative expenses, Federal Emergency Administration of Public Works, \$37.72.

For general administrative expenses, Public Works Branch, Procurement Division, \$3.91.

For salaries and expenses, Veterans' Bureau, \$1.80.

For salaries and expenses, Veterans' Administration, \$93.15.

Department of Agriculture: For conservation and use of agricultural land resources, Department of Agriculture, \$592.80.

50 Stat. 903.
7 U. S. C. §§ 1101-1183.

For administration of Sugar Act of 1937, Department of Agriculture, \$52.69.

50 Stat. 525.
7 U. S. C. §§ 1010-1013.

For submarginal land program, Farm Tenant Act, Department of Agriculture, \$435.

For acquisition of lands for protection of watersheds of navigable streams, \$1,373.05.

For elimination of diseased cattle, Department of Agriculture, \$43.64.

For National Industrial Recovery, Agricultural Adjustment Administration, \$3.14.

For retirement of cotton pool participation trust certificates, Department of Agriculture, \$11.70.

For salaries and expenses, Bureau of Entomology and Plant Quarantine, \$7.68.

For salaries and expenses, Forest Service, \$1.07.

For salaries and expenses, Soil Conservation Service, \$1.82.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture, \$6.50.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation, Act June 28, 1937), \$621.

Department of Commerce: For establishment of air-navigation facilities, Civil Aeronautics Authority, \$4,712.

For contingent expenses, Department of Commerce, 75 cents.

For traveling expenses, Department of Commerce, \$4.50.

For maintenance of air-navigation facilities, Civil Aeronautics Authority, \$61.04.

For Civil Aeronautics Authority fund, \$4.41.

For salaries and expenses, Bureau of the Census, 49 cents.

For salaries and expenses, Weather Bureau, \$14.57.

Department of the Interior: For salaries and expenses, National Bituminous Coal Commission, Department of the Interior, \$27.

For miscellaneous expenses, Bureau of Fisheries, \$23.97.

For power distribution system, Bonneville project, Oregon, Department of the Interior, \$319.57.

For National Industrial Recovery, Interior, National Park Service, recreational demonstration projects, \$124.67.

For support of Indians and administration of Indian property, \$270.82.

50 Stat. 323.
15 U. S. C. § 713c.

For conservation of health among Indians, \$3.40.

For emergency conservation work (transfer to Interior, Indians, Act February 9, 1937), \$7.18. 50 Stat. 10.

For emergency conservation work (transfer to Interior, Indians, Act June 22, 1936), \$7.34. 49 Stat. 1601.

Department of Justice: For miscellaneous expenses, United States courts, \$560.12.

For detection and prosecution of crimes, \$1.50.

For fees of jurors and witnesses, United States courts, \$44.

For salaries and expenses, Immigration and Naturalization Service, \$12.23.

For salaries, fees, and expenses of marshals, United States courts, \$1.

For salaries and expenses, Federal Bureau of Investigation, \$3.33.

For salaries and expenses, United States Court for China, \$145.06.

For traveling expenses, Department of Justice and Judiciary, \$6.69.

Navy Department: For ordnance and ordnance stores, Bureau of Ordnance, \$84,421.03.

For engineering, Bureau of Engineering, \$55,835.97.

For pay, subsistence, and transportation, Navy, \$264.13.

For aviation, Navy, \$92,161.08.

For pay of the Navy, \$175.56.

Department of State: For contingent expenses, Foreign Service, \$68.53.

Treasury Department: For pay and allowances, Coast Guard, \$87.75.

For collecting the revenue from customs, \$297.30.

For increase of compensation, Treasury Department, \$2.66.

For collecting the internal revenue, \$6.19.

For stationery, Treasury Department, 87 cents.

War Department: For general appropriations, Quartermaster Corps, \$1,254.64.

For pay, and so forth, of the Army, \$843.09.

For pay of the Army, \$297.34.

For Army transportation, \$86.70.

For Reserve Officers' Training Corps, \$81.48.

For increase of compensation, War Department, \$46.68.

For increase of compensation, Military Establishment, \$1.94.

For Organized Reserves, \$46.40.

For barracks and quarters, Army, \$345.65.

For travel of the Army, \$70.30.

For Air Corps, Army, \$3.57.

For subsistence of the Army, \$1.01.

For citizens' military training camps, \$2.28.

For expenses, camps of instruction, and so forth, National Guard, \$10.30.

For National Guard, \$279.15.

For clothing and equipage, Army, \$24.78.

For mileage of the Army, 7 cents.

For pay of the National Guard for armory drills, \$4.

For Civilian Conservation Corps (transfer to War), \$445.75.

For cemeterial expenses, War Department, \$1.28.

For emergency conservation work (transfer to War, Act June 22, 1936), \$228.85. 49 Stat. 1601.

For emergency conservation work (transfer to War, Act February 9, 1937), \$78.63. 50 Stat. 10.

For emergency conservation fund (transfer to War, Act March 31, 1933), \$499.34. 48 Stat. 22.

For emergency conservation fund (transfer to War, Act June 19, 1934), \$20.55. 48 Stat. 1055.

For loans and relief in stricken agricultural areas (transfer from emergency conservation work to War, Act June 19, 1934), \$1.84.

Emergency Relief: For emergency relief, Resettlement Administration, rural rehabilitation (transfer to Agriculture), \$603.29.

For emergency relief, Agriculture, administrative expenses, \$2.25.

For emergency relief, Office of Coordinator for Industrial Cooperation, administrative expenses, \$45.20.

For emergency relief, Federal Emergency Relief Administration, expenses of liquidation, \$148.46.

For emergency relief, Works Progress Administration, assistance for educational, professional, and clerical persons, \$297.

For emergency relief, Works Progress Administration, grants to States, and so forth, \$956.31.

For emergency relief, Resettlement Administration, sanitation, prevention of soil erosion, and so forth (transfer to Agriculture), \$244.82.

For emergency relief, emergency conservation work, War, Civilian Conservation Corps, \$385.12.

For emergency relief, Office of Coordinator for Industrial Cooperation, administrative expenses, \$19.90.

For emergency relief, Works Progress Administration (non-Federal projects approved prior to June 22, 1936), \$3,365.95.

For emergency relief, Resettlement Administration, rural rehabilitation, loans and relief to farmers, and so forth (transfer to Agriculture), \$1.50.

For emergency relief, Treasury, Office of the Secretary, assistance for educational, professional, and clerical persons, \$42.34.

For emergency relief, Interior, National Park Service, parks and recreational facilities, \$2.32.

For emergency relief, War, administrative expenses, \$29.20.

For emergency relief, Works Progress Administration, assistance for educational, professional, and clerical persons, \$370.30.

For emergency relief, Works Progress Administration, administrative expenses, \$1.

For emergency relief, Interior, National Park Service, public buildings, parks, utilities, flood control, and so forth, \$9.12.

For emergency relief, Works Progress Administration, highways, roads, and streets, \$11.11.

For emergency relief, Interior, National Park Service, public buildings, parks, utilities, flood control, and so forth, non-Federal projects, \$8.55.

For emergency relief, Works Progress Administration, assistance for educational, professional, and clerical persons, and so forth, \$467.10.

For emergency relief, Works Progress Administration, non-Federal projects approved prior to June 30, 1937, \$1,520.42.

For emergency relief, Works Progress Administration, administrative expenses, general, \$54.34.

For emergency relief, Treasury, Procurement Division, work relief supply fund, \$14.62.

For emergency relief, Agriculture, agricultural economics, public buildings, parks, utilities, flood control, and so forth, \$405.81.

For emergency relief, Works Progress Administration, public buildings, parks, utilities, flood control, and so forth, \$12.38.

Post Office Department—Postal Service (out of the Postal Revenues): For clerks, contract stations, \$18.67.

For indemnities, domestic mail, \$11.28.

For rent, light, and fuel, \$10.18.

For rent, light, fuel, and water, \$20.72.

For Rural Delivery Service, \$62.74.

Total, audited claims, section 204 (b), \$292,153.74, 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 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), which have been certified to 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 29, and in House Document Numbered 112 of the Seventy-seventh Congress, \$2,675,646.16.

SEC. 206. For payment of the claim allowed by the General Accounting Office for payment of bounty for destruction of enemy's vessels, provided in section 4635 of the Revised Statutes of the United States, as amended by the Permanent Appropriation Repeal Act, 1934 (31 U. S. C., 725b), which has been certified to Congress in House Document Numbered 111 of the Seventy-seventh Congress, \$19.31.

SEC. 207. For payment of the claims allowed by the General Accounting Office for extra pay to volunteers, War with Spain, and certified to Congress as provided by law, under the War Department, in Senate Document Numbered 28, and in House Document Numbered 101, Seventy-seventh Congress, \$115.96.

SEC. 208. This Act may be cited as the "First Deficiency Appropriation Act, 1941".

Approved, April 1, 1941.

[CHAPTER 35]

AN ACT

Granting the consent of Congress to Rensselaer and Saratoga Counties, New York, or to either of them, or any agency representing said counties, to construct, maintain, and operate a free highway bridge across the Hudson River between the city of Mechanicville and Hemstreet Park in the town of Schaghticoke, New York.

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 counties of Rensselaer and Saratoga, New York, or to either of them, or any agency representing said counties, to construct, maintain, and operate a free highway bridge across the Hudson River, at a point suitable to the interests of navigation, between the city of Mechanicville and Hemstreet Park in the town of Schaghticoke, New York, at or near River Street in the city of Mechanicville, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906. The proposed highway bridge will replace the existing highway bridge over the Hudson River between the city of Mechanicville and Hemstreet Park in the town of Schaghticoke, New York.

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

Approved, April 2, 1941.

Total.

Volunteers, War with Spain.

54 Stat. 176.
10 U. S. C. §§ 866a-866e.

23 Stat. 254.

Claim for payment of bounty.

48 Stat. 1226.

Volunteers, War with Spain.

Short title.

April 2, 1941
[H. R. 537]
[Public Law 26]

Hudson River.
Bridge authorized across Mechanicville to Schaghticoke, N. Y.

34 Stat. 84.
33 U. S. C. §§ 491-498.

[CHAPTER 39]

AN ACT

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

April 3, 1941
[H. R. 3546]
[Public Law 27]

Agricultural Adjust-
ment Act of 1938,
amendments.
52 Stat. 62.
7 U. S. C. §§ 1351-
1356.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title III of the Agricultural Adjustment Act of 1938, as amended, is amended by inserting after part V of subtitle B thereof the following new part:

“PART VI—MARKETING QUOTAS—PEANUTS

“LEGISLATIVE FINDINGS

“SEC. 357. The production, marketing, and processing of peanuts and peanut products employs a large number of persons and is of national interest. The movement of peanuts from producer to consumer is preponderantly in interstate and foreign commerce, and, owing to causes beyond their control, the farmers producing such commodity and the persons engaged in the marketing and processing thereof are unable to regulate effectively the orderly marketing of the commodity. As the quantity of peanuts marketed in the channels of interstate and foreign commerce increases above the quantity of peanuts needed for cleaning and shelling, the prices at which all peanuts are marketed are depressed to low levels. These low prices tend to cause the quantity of peanuts available for marketing in later years to be less than normal, which in turn tends to cause relatively high prices. This fluctuation of prices and marketings of peanuts creates an unstable and chaotic condition in the marketing of peanuts for cleaning and shelling and for crushing for oil in the channels of interstate and foreign commerce. Since these unstable and chaotic conditions have existed for a period of years and are likely, without proper regulation, to continue to exist, it is imperative that the marketing of peanuts for cleaning and shelling and for crushing for oil in interstate and foreign commerce be regulated in order to protect producers, handlers, processors, and consumers.

“MARKETING QUOTAS

“SEC. 358. (a) Between July 1 and December 1 of each calendar year the Secretary shall proclaim the amount of the national marketing quota for peanuts for the crop produced in the next succeeding calendar year in terms of the total quantity of peanuts which will make available for marketing a supply of peanuts from the crop with respect to which the quota is proclaimed equal to the average quantity of peanuts harvested for nuts during the five years immediately preceding the year in which such quota is proclaimed, adjusted for current trends and prospective demand conditions, and the quota so proclaimed shall be in effect with respect to such crop. The national marketing quota for peanuts for any year shall be converted to a national acreage allotment by dividing such quota by the normal yield per acre of peanuts for the United States determined by the Secretary on the basis of the average yield per acre of peanuts in the five years preceding the year in which the quota is proclaimed, with such adjustments as may be found necessary to correct for trends in yields and for abnormal conditions of production affecting yields in such five years: *Provided*, That the national marketing quota established for the crop produced in the calendar year 1941 shall be a quantity of peanuts sufficient to provide a national acreage allotment of not less than one million six hundred and ten thousand acres, and

Annual proclama-
tion.

National acreage al-
lotment.

Proviso.
Minimum.

that the national marketing quota established for any subsequent year shall be quantity of peanuts sufficient to provide a national acreage allotment of not less than 95 per centum of that established for the crop produced in the calendar year 1941.

“(b) Not later than December 15 of each calendar year the Secretary shall conduct a referendum of farmers engaged in the production of peanuts in the calendar year in which the referendum is held to determine whether such farmers are in favor of or opposed to marketing quotas with respect to the crops of peanuts produced in the three calendar years immediately following the year in which the referendum is held, except that, if as many as two-thirds of the farmers voting in any referendum vote in favor of marketing quotas, no referendum shall be held with respect to quotas for the second and third years of the period. The Secretary shall proclaim the results of the referendum within thirty days after the date on which it is held, and, if more than one-third of the farmers voting in the referendum vote against marketing quotas, the Secretary also shall proclaim that marketing quotas will not be in effect with respect to the crop of peanuts produced in the calendar year immediately following the calendar year in which the referendum is held. Notwithstanding any other provisions of this section, the Secretary shall proclaim a national marketing quota with respect to the crop of peanuts produced in the calendar year 1941 equal to the minimum quota provided for said year in subsection (a) hereof and shall provide for the holding of a referendum on such quota within thirty days after the date upon which this Act becomes effective, and the State and farm acreage allotments established under the 1941 agricultural conservation program shall be the State and farm acreage allotments for the 1941 crop of peanuts.

Referendum.

“(c) The national acreage allotment shall be apportioned among States on the basis of the average acreage of peanuts harvested for nuts in the five years preceding the year in which the national allotment is determined, with adjustments for trends, abnormal conditions of production, and the State peanut-acreage allotment for the crop immediately preceding the crop for which the allotment hereunder is established: *Provided*, That the allotment established for any State for any year subsequent to 1941 shall be not less than 95 per centum of the allotment established for such State for the crop produced in the calendar year 1941: *Provided further*, That for the second or third year of any three-year period in which marketing quotas are in effect the acreage allotment for each State for such year shall be increased above or decreased below the allotment for the State for the immediately preceding year by the same percentage as the national marketing quota for such year is increased above or decreased below the national marketing quota for the preceding year.

State acreage allotment.

Provisos.

“(d) The Secretary shall provide for apportionment of the State acreage allotment for any State through local committees among farms on which peanuts were grown in any of the three years immediately preceding the year for which such allotment is determined. Such apportionment shall be made on the basis of the tillable acreage available for the production of peanuts and the past acreage of peanuts on the farm, taking into consideration the peanut-acreage allotments established for the farm under previous agricultural adjustment and conservation programs. Any acreage of peanuts harvested in excess of the allotted acreage for any farm for any year shall not be considered in the establishment of the allotment for the farm until the third year following the year in which such excess acreage is harvested and the total increases made in farm-acreage allotments in any year based

Farm-acreage allotment.

Excess harvest; distribution of increases.

on such excess acreage shall not exceed 2 per centum of the national acreage allotment for such year: *Provided*, That in the distribution of such increases based on such excess acreage the total allotments established for new farms shall not be less than 50 per centum of such increases. The amount of the marketing quota for each farm shall be the actual production of the farm-acreage allotment, and no peanuts shall be marketed under the quota for any farm other than peanuts actually produced on the farm.

“MARKETING PENALTIES

Marketing in excess of quota. **Penalty.** “SEC. 359. (a) The marketing of any peanuts in excess of the marketing quota for the farm on which such peanuts are produced, or the marketing of peanuts from any farm for which no acreage allotment was determined, shall be subject to a penalty of 3 cents per pound, except as provided in subsection (b) of this section. Such penalty shall be paid by the person who buys or otherwise acquires the peanuts from the producer, or, if the peanuts are marketed by the producer through an agent, the penalty shall be paid by such agent, and such person or agent may deduct an amount equivalent to the penalty from the price paid to the producer. The Secretary may require collection of the penalty upon a portion of each lot of peanuts marketed from the farm equal to the proportion which the acreage of peanuts in excess of the farm-acreage allotment is of the total acreage of peanuts on the farm. If the person required to collect the penalty fails to collect such penalty, such person and all persons entitled to share in the peanuts marketed from the farm or the proceeds thereof shall be jointly and severally liable for the amount of the penalty. All funds collected pursuant to this section shall be deposited in a special deposit account with the Treasurer of the United States and such amounts as are determined, in accordance with regulations prescribed by the Secretary, to be penalties incurred shall be transferred to the general fund of the Treasury of the United States. Amounts collected in excess of determined penalties shall be paid to such producers as the Secretary determines, in accordance with regulations prescribed by him, bore the burden of the payment of the amount collected. Such special account shall be administered by the Secretary and the basis for, the amount of, and the producer entitled to receive a payment from such account, when determined in accordance with regulations prescribed by the Secretary, shall be final and conclusive. If, in the course of marketing, any peanuts produced on one farm are falsely identified by a representation that such peanuts were produced on another farm, or, if there is a failure to make a report of the disposition of peanuts available for marketing from any farm, each person participating in the false identification of the peanuts or failing to make a report of the disposition of such peanuts as required by regulations issued by the Secretary shall be subject to a penalty of \$25 for each acre, or fraction thereof, of peanuts harvested in excess of the farm-acreage allotment for the farm on which such peanuts were produced and such penalty shall be in addition to any other penalty due hereunder.

Deposit of collections. **False identifications, etc.** **Penalty.** “(b) Payment of the penalty of 3 cents per pound upon the marketing of peanuts as provided in subsection (a) above will not be required if such excess peanuts are delivered to and marketed through an agency or agencies designated each year by the Secretary. Any peanuts received under this subsection by such agency shall be sold by such agency for crushing for oil under a sales agreement approved by the Secretary, or for cleaning and shelling at prices not less than those established under any peanut-diversion or peanut-loan program operated by the Secretary. For all peanuts so

Release from payment of penalty. **Delivery of excess peanuts.**

delivered under this subsection, producers shall be paid for the portion of the lot constituting excess peanuts the market value thereof for crushing for oil as of the date of such delivery, less the estimated cost of storing, handling, and selling such peanuts. Any person who acquires peanuts for crushing for oil under the provisions of this subsection, and who uses or disposes of such peanuts for purposes other than for crushing into oil, shall pay a penalty of 3 cents per pound upon the peanuts so used or disposed of and shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than \$1,000 or imprisoned for not more than one year, or both. Operations under this subsection shall be carried on under regulations prescribed by the Secretary, and the operations of any agency designated to receive and market peanuts may be separate from or combined with operations of other agencies.

Penalty for unauthorized use.

“(c) The provisions of this part shall not apply to peanuts produced on any farm on which the acreage harvested for nuts is one acre or less.

One-acre harvests.

“(d) The word ‘peanuts’ wherever used in this Act means peanuts which are picked and threshed by mechanical means, whether such peanuts are picked and threshed before or after marketing by the producer.

“Peanuts” defined.

“(e) If, in any referendum carried out pursuant to subsection (b) of section 358, marketing quotas with respect to peanuts are opposed by more than one-third of the farmers voting in such referendum, no peanut-diversion program or peanut loan shall be in effect with respect to the crop produced in the calendar year immediately following that in which the referendum is held. If quotas are approved by not less than two-thirds of the farmers voting in such referendum, either a peanut-diversion program or a peanut-loan program, or both, shall be in effect with respect to the crops of peanuts produced in the three calendar years immediately following the year in which the referendum is held. The Commodity Credit Corporation is directed to make available loans upon peanuts during any marketing year in which marketing quotas are in effect. Such loans shall be made only to producers, farmer cooperatives, and farmer associations, only on the marketing quota for each farm, at rates not less than 50 per centum and not more than 75 per centum of the parity price of peanuts as of the beginning of the marketing year (which parity price shall be on the basis of the formula used in determining the parity price of peanuts as published by the Bureau of Agricultural Economics in *The Agricultural Situation*, volume 25, number 1, January 1941), and the peanuts shall be the sole security for such loans. If a referendum is held in 1941 with respect to the crop produced in 1941, the provisions of this subsection shall apply as though such referendum had been held in the calendar year 1940.

Diversion and loan programs.

Commodity Credit Corporation loans.

“(f) There is hereby authorized to be appropriated, each fiscal year beginning with the fiscal year 1941, out of any moneys in the Treasury not otherwise appropriated, such sums as may be necessary for the purposes set forth in this part and for the expenses of administering this part.

Annual appropriation authorized.

“(g) The provisions of this section shall not apply to nor interfere with the inauguration or the operation of any program approved by the Secretary pursuant to authority contained in existing law designed to establish new uses for peanuts and peanut products or expand markets for peanuts and peanut products.”

New uses and markets.

SEC. 2. Paragraph (1) (B) of subsection (b) of section 301 of subtitle A of title III of the Agricultural Adjustment Act of 1938, as amended, is amended by inserting immediately following the word “cotton” the words “or peanuts”.

Definitions.
“Actual production.”
52 Stat. 39.
7 U. S. C. § 1301 (b)
(1) (B).

52 Stat. 40; 54 Stat.
727.
7 U. S. C. § 1301 (b)
(6).

"Market."

SEC. 3. Paragraph (6) of subsection (b) of section 301 of subtitle A of title III of the Agricultural Adjustment Act of 1938, as amended, is amended by adding the following new paragraph:

"(C) 'Market', in the case of peanuts, means to dispose of peanuts, including farmers' stock peanuts, shelled peanuts, cleaned peanuts, or peanuts in processed form, by voluntary or involuntary sale, barter, or exchange, or by gift *inter vivos*."

Publication and re-
view of quotas
52 Stat. 62.
7 U. S. C. §§ 1361.

SEC. 4. Section 361 of subtitle C of title III of the Agricultural Adjustment Act of 1938, as amended, is amended by inserting after the comma following the word "cotton" the word "peanuts" and a comma.

Adjustment of
quotas.
52 Stat. 64.
7 U. S. C. § 1371 (a),
(b).

SEC. 5. Subsections (a) and (b) of section 371 of subtitle C of title III of the Agricultural Adjustment Act of 1938, as amended, are amended by inserting after the comma following the word "rice" the word "peanuts" and a comma.

Reports and records.
52 Stat. 65.
7 U. S. C. § 1373 (a).

SEC. 6. Subsection (a) of section 373 of subtitle C of title III of the Agricultural Adjustment Act of 1938, as amended, is amended by inserting after the comma following the word "rice" wherever it appears in the first sentence thereof the word "peanuts" and a comma, by striking out the word "and" following the word "producers" in such first sentence; and by striking out the period at the end of such first sentence and inserting in lieu thereof a comma and the following: "all brokers and dealers in peanuts, all agents marketing peanuts for producers, or acquiring peanuts for buyers and dealers, and all peanut growers' cooperative associations, all persons engaged in the business of cleaning, shelling, crushing, and salting of peanuts and the manufacture of peanut products, and all persons owning or operating peanut-picking or peanut-threshing machines."

Proof of acreage, etc.
52 Stat. 65.
7 U. S. C. § 1373 (b).

SEC. 7. Subsection (b) of section 373 of subtitle C of title III of the Agricultural Adjustment Act of 1938, as amended, is amended by inserting after the comma following the word "rice" the word "peanuts" and a comma.

Farm measurement
and planting.
52 Stat. 65.
7 U. S. C. § 1374.

SEC. 8. Section 374 of subtitle C of title III of the Agricultural Adjustment Act of 1938, as amended, is amended by inserting after the comma following the word "cotton" the word "peanuts" and a comma.

Regulations.
52 Stat. 66.
7 U. S. C. § 1375.

SEC. 9. Subsection (a) of section 375 of subtitle C of title III of the Agricultural Adjustment Act of 1938, as amended, is amended by inserting after the comma following the word "rice" the word "peanuts" and a comma.

Approved, April 3, 1941.

[CHAPTER 40]

AN ACT

Making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices, for the fiscal year ending June 30, 1942, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices, for the fiscal year ending June 30, 1942, namely:

EXECUTIVE OFFICE OF THE PRESIDENT

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.

April 5, 1941
[H. R. 2788]
[Public Law 28]

Independent Offices
Appropriation Act,
1942.

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; \$224,860: *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.

Proviso.
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, \$50,000.

For printing and binding, \$2,700.

Traveling expenses: For traveling and official entertainment expenses of the President of the United States, to be expended in his discretion and accounted for on his certificate solely, \$30,000.

Total, The White House Office proper, \$307,560.

EXECUTIVE MANSION AND GROUNDS

For the care, maintenance, repair and alteration, refurnishing, improvement, heating and lighting, including electric power and fixtures of the Executive Mansion, the Executive Mansion greenhouses, including reconstruction, and the Executive Mansion grounds, and traveling expenses, to be expended as the President may determine, notwithstanding the provisions of any other Act, \$150,670.

Care, repair, etc.
Post, p. 542.

BUREAU OF THE BUDGET

Salaries and expenses: For every expenditure requisite for and incident to 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, streetcar fares, lawbooks, books of reference, periodicals, and newspapers, purchase (not to exceed \$750), maintenance, repair, and operation of passenger-carrying automobiles for official use, and not to exceed \$50,000 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, and including obligations chargeable against the appropriation for this purpose for the fiscal year 1941, \$993,000, together with the unexpended balance of the appropriation under this head for the fiscal year 1941.

Post, p. 542i

For printing and binding, \$44,000.

National defense activities: For all necessary expenses to enable the Bureau of the Budget during the fiscal year 1942 to continue to perform the functions or activities for the performance of which, during the fiscal year 1941, the Bureau of the Budget received an allocation 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 allocation was expended during the fiscal year 1941, \$200,000.

Temporary employ-
ment.

41 U. S. C. § 5.
42 Stat. 1488.
5 U. S. C. §§ 661-
674.
Post, p. 613.

Post, p. 542.

54 Stat. 377.

NATIONAL RESOURCES PLANNING BOARD

Salaries and expenses: For every expenditure requisite for and incident to the work of the National Resources Planning Board, to perform the functions transferred to said Board on July 1, 1939,

including personal services in the District of Columbia and elsewhere; contract stenographic reporting services; purchase of books of reference, and periodicals; expenses of attendance at meetings concerned with development, conservation, and use of the resources of the Nation; traveling expenses; 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 Board; purchase of office equipment and supplies, without regard to section 3709 of the Revised Statutes when the amount involved in any case does not exceed \$50, and not to exceed \$50,000 for temporary employment of persons or organizations by contract or otherwise without regard to said section 3709, or classification laws, \$701,390, of which not to exceed \$40,000 shall be available for printing and binding: *Provided*, That no part of the funds appropriated under this item shall be used for the performance of any functions or duties other than the functions heretofore authorized by law to be performed by the Federal Employment Stabilization Board.

National defense activities: For all necessary expenses to enable the National Resources Planning Board during the fiscal year 1942 to continue to perform the functions or activities for the performance of which, during the fiscal year 1941, the National Resources Planning Board received allocations of funds from the appropriations "Emergency fund for the President" contained in the Military Appropriation Act, 1941, and in the Act making appropriations for the Navy Department for the fiscal year 1941, including the objects for which and subject to the conditions under which such allocations were expended during the fiscal year 1941, \$400,000.

Total, Executive Office of the President, \$2,886,620.

EMERGENCY FUNDS FOR THE PRESIDENT

EMERGENCY FUND FOR THE PRESIDENT

To enable the President, through appropriate agencies of the Government, to provide for emergencies affecting the national security and defense and for each and every purpose connected therewith, and to make all necessary expenditures incident thereto for any purpose for which the Congress has previously made appropriation or authorization and without regard to the provisions of law regulating the expenditure of Government funds or the employment of persons in the Government service, such as section 3709 of the Revised Statutes and the civil service and classification laws; and any waiver hereunder of the provisions of any law regulating such expenditure or such employment shall not be exercised by any agency unless the allocation to such agency or subsequent action of the President in connection therewith permits any such waiver to be availed of; \$100,000,000; and, in addition, the President is authorized, through such agencies, to enter into contracts during the fiscal year 1942 for the same purposes to an amount not exceeding \$25,000,000: *Provided*, That an account shall be kept of all expenditures made or authorized hereunder, and a report thereon shall be submitted to the Congress on June 30, 1942.

For the payment of obligations incurred under the contract authorization of \$66,000,000 under this head in the Military Appropriation Act, 1941, \$66,000,000.

For the payment of obligations incurred under the contract authorization of \$34,000,000 under this head in the Act making appropriations for the Navy Department and the naval service for the fiscal

41 U. S. C. § 5.

Temporary employment.

Proviso.
Restriction on use
of funds.

54 Stat. 377, 297.

Post, pp. 682, 813,
818.

Expenditures.

41 U. S. C. § 5.

Contract authorization.

Proviso.
Report to Congress.

Incurred obligations.

54 Stat. 377.

54 Stat. 297.

year ending June 30, 1941, \$34,000,000: *Provided*, That the unobligated portion of said contract authorization is hereby continued in effect until June 30, 1942, and the unobligated balance of the appropriation under this head for the fiscal year 1941 is hereby continued available until June 30, 1942.

Proviso.
Continuance of unobligated balances.

INDEPENDENT ESTABLISHMENTS

AMERICAN BATTLE MONUMENTS COMMISSION

For every expenditure requisite for or incident to the work of the American Battle Monuments Commission authorized by the Act of March 4, 1923 (36 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 (Public, Numbered 839), and regulations promulgated thereunder, and expenses of travel of dependents of employees when transferred from one official station to another by order of the Commission; the purchase of maps, textbooks, newspapers and periodicals, \$134,250: *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.

Post, p. 544.

42 Stat. 1509.

Acquisition of land abroad.

46 Stat. 818.

Post, p. 544

54 Stat. 1105.
5 U. S. C. § 73c-1.

Provisos.
Supplies and technical personnel.

Travel expenses,
Army officers.

Delegation of authority.

Post, p. 830.

BOARD OF TAX APPEALS

For every expenditure requisite for and incident to the work of the Board of Tax Appeals as authorized under title IX, section 900, of the Revenue Act of 1924, approved June 2, 1924, as amended by title X of the Revenue Act of 1926, approved February 26, 1926, and title IV of the Revenue Act of 1928, approved May 29, 1928, and title IX of the Revenue Act of 1932, approved June 6, 1932, including personal services and contract stenographic reporting serv-

Salaries and expenses.

43 Stat. 336; 44 Stat. 105; 45 Stat. 871; 47 Stat. 286.
26 U. S. C. ch. 5.

ices, rent outside the District of Columbia, traveling expenses, carfare, stationery, furniture, office equipment, purchase and exchange of typewriters, lawbooks and books of reference, periodicals, and all other necessary supplies, \$522,000.

Printing and binding.

For all printing and binding for the Board of Tax Appeals, \$32,000.

Total, Board of Tax Appeals, \$554,000.

CIVIL SERVICE COMMISSION

Salaries and expenses.
Post, pp. 544, 820.

For three Commissioners and other personal services in the District of Columbia, including personal services required for examination of Presidential postmasters, and including not to exceed \$2,500 for employment of expert examiners not in the Federal service on special subjects for which examiners within the service are not available, and for personal services in the field; for medical examinations; for necessary traveling expenses, including those of examiners acting under the direction of the Commission, and for expenses of examinations and investigations held elsewhere than at Washington, including not to exceed \$5,000 for expenses incident to attendance at meetings concerned with problems of public officials, educational groups, Government employees as such, and other similar organizations, which are peculiar to the interests and business of the Commission, when specifically directed by the Commission; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; for furniture and other equipment and repairs thereto; rental of equipment; supplies; advertising; telegraph, telephone, and laundry service; freight and express charges; streetcar fares not to exceed \$1,000; stationery; purchase and exchange of lawbooks, books of reference, directories, subscriptions to 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, exchange, maintenance, and repair of motortrucks, motorcycles, and bicycles; garage rent; postage stamps to prepay postage on matter addressed to Postal Union countries; special-delivery stamps; and other like miscellaneous necessary expenses not hereinbefore provided for, \$4,975,000, of which not to exceed \$175,000 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 district offices shall be made during the fiscal year ending June 30, 1942, but this shall not affect the making of details for service as members of the boards of examiners outside the immediate offices of the district managers: *Provided further*, That the Civil 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.

54 Stat. 1105.
5 U. S. C. § 73c-1.

Reimbursement of Veterans' Administration.

Provisos.
Actuarial services.

Details from departments, etc., restriction.

Emergency transfers, etc.

Prevention of pernicious political activities.
Post, p. 544.

Prevention of pernicious political activities: For all 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; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; witness fees and mileage, including fees to deponents and persons taking deposition, at rates paid in the courts of the United States; and printing and binding, \$25,000.

For all printing and binding for the Civil Service Commission, including all of its bureaus, offices, institutions, and services located in Washington and elsewhere, \$160,000.

National defense activities: For all necessary expenses to enable the Civil Service Commission during the fiscal year 1942 to continue to perform the functions or activities for the performance of which, during the fiscal year 1941, the Civil Service Commission received allocations of funds from the appropriations "Emergency Fund for the President" contained in the Military Appropriation Act, 1941, and the Act making appropriations for the Navy Department for the fiscal year 1941, including the objects for which and subject to the conditions under which such allocations were expended during the fiscal year 1941, \$3,000,000.

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), \$100,911,562, which amount shall be placed to the credit of the "civil-service retirement and disability fund".

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".

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".

Total, Civil Service Commission, \$110,423,562.

THE ALLEY DWELLING AUTHORITY

The unexpended balance on June 30, 1941, of the "Conversion of inhabited alleys fund", established pursuant to the provisions of the District of Columbia Alley Dwelling Act, together with all accretions during the fiscal year 1942 to said fund under the provisions of said Act and of the United States Housing Act of 1937 shall be available until June 30, 1942, for the purpose of carrying out the provisions of said District of Columbia Alley Dwelling Act.

18 U. S. C. §§ 61a, 61b, 61j, 61i-61t.

54 Stat. 1105.
5 U. S. C. § 73c-1.

Printing and binding.
Post, pp. 545, 820.

National defense activities.
Post, pp. 545, 820.

54 Stat. 377, 297.

41 Stat. 614.
5 U. S. C., ch. 14.

46 Stat. 1471.

5 U. S. C., §§ 745-745f.

Reappropriation.

48 Stat. 931.
D. C. Code § 5-105
(a).
50 Stat. 899.
42 U. S. C. § 1428

FEDERAL COMMUNICATIONS COMMISSION

Salaries and expenses: For seven Commissioners, and for all other authorized expenditures of the Federal Communications Commission in performing the duties imposed by the Communications Act of 1934, approved June 19, 1934 (48 Stat. 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 of the United States, July 7, 1936, including personal services, contract stenographic reporting services, rental of quarters, newspapers, periodicals, reference books, lawbooks, special counsel fees, supplies and equipment, including purchase and exchange of instruments, which may be purchased without regard to section 3709 of the Revised Statutes (41 U. S. C. 5) when the aggregate amount involved does not exceed \$25; improvement and care of grounds and repairs to buildings, not to exceed \$5,000, purchase and exchange (not to exceed \$8,000), 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, transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder, \$2,315,229, of which amount not to exceed \$1,419,350 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 all printing and binding for the Federal Communications Commission, \$24,500.

National defense activities: For all necessary expenses to enable the Federal Communications Commission, during the fiscal year 1942, to continue to perform the functions or activities for the performance of which, during the fiscal year 1941, the Federal Communications Commission received an allocation 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 allocation was expended during the fiscal year 1941, \$1,920,000.

Total, Federal Communications Commission, \$4,259,729.

FEDERAL LOAN AGENCY

OFFICE OF THE ADMINISTRATOR

Administrative expenses, Federal Loan Agency: Of the funds available for administrative expenses to the agencies placed under the supervision of the Federal Loan Administrator by section 402 of Reorganization Plan Numbered I under authority of the Reorganization Act of 1939, \$200,000 is hereby made available to the Federal Loan Agency for all the general administrative expenses thereof, including personal services in the District of Columbia and elsewhere; printing and binding (\$3,000); lawbooks, other books of reference and periodicals; newspapers (not exceeding \$500); not exceeding \$1,500 for expenses of attendance at meetings or conven-

47 U. S. C. §§ 151-609.

36 Stat. 629.

50 Stat. 1146.

50 Stat. 195.
47 U. S. C. § 357.

54 Stat. 1105.
5 U. S. C. § 73c-1.

Interdepartment
Radio Advisory Com-
mittee.

Post, pp. 545, 683.

54 Stat. 377.

53 Stat. 1429, 561.
5 U. S. C. § 133c
(note), §§ 133-133r.

tions of societies or associations concerned with the furtherance of the work of the Agency, when specifically authorized by the Administrator; purchase (including exchange in part payment) of office equipment and purchase of one passenger-carrying automobile at \$1,800 for the use of the Administrator and the rental of garage therefor, and the maintenance, operation, or repair thereof; not to exceed \$15,000 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 Administrator of actual transportation expenses and not to exceed \$10 per diem in lieu of subsistence and other expenses to persons serving, while away from their home, without other compensation from the United States, in an advisory capacity to the Agency: *Provided*, That none of the funds made available by this Act for administrative expenses of the Federal Loan Agency and the agencies under its supervision named herein 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.

Temporary employment.
41 U. S. C. § 5.

Proviso.
Accounting.

42 Stat. 20.

EXPORT-IMPORT BANK OF WASHINGTON

Export-Import Bank of Washington, administrative expenses: Not to exceed \$220,000 of the funds of the Export-Import Bank of Washington, established as an agency of the Government by Executive Order Numbered 6581 of February 2, 1934, and continued as such agency until January 22, 1947, by the Act approved January 31, 1935, as amended by the Act of September 26, 1940 (Public, Numbered 792), shall be available during the fiscal year 1942 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; procurement of supplies, equipment, and services; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; not to exceed \$25,000 for the temporary employment of persons or organizations for special services by contract or otherwise, without regard to section 3709 of the Revised Statutes; transfer of household goods and effects, as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; 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.

49 Stat. 4; 54 Stat.
962.
15 U. S. C. § 713b.

44 Stat. 688.

Temporary employment.
41 U. S. C. § 5.

54 Stat. 1105.
5 U. S. C. § 73c-1.

Proviso.
Nonadministrative expenses.

FEDERAL HOME LOAN BANK BOARD

For the administrative expenses of the Federal Home Loan Bank Board, established by the Federal Home Loan Bank Act of July 22, 1932 (47 Stat. 725), including personal services in the District of Columbia and elsewhere; travel expenses, in accordance with the Standardized Government Travel Regulations and the Act of June 3, 1926, as amended (5 U. S. C. 821-833); expenses (not to exceed

12 U. S. C. §§ 1421-1449.

44 Stat. 688.

\$2,500) of attendance at meetings concerned with the work of the Board when specifically authorized by the Board; printing and binding; lawbooks, books of reference, and not to exceed \$500 for periodicals and newspapers; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; payment, when specifically authorized by the Board, of actual transportation expenses and not to exceed \$10 per diem in lieu of subsistence and other expenses of persons serving, while away from their homes, without other compensation from the United States, in an advisory capacity to the Board; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; use of the services and facilities of the Home Owners' Loan Corporation and the Federal Savings and Loan Insurance Corporation; and all other necessary administrative expenses, \$1,500,000, payable from assessments upon the Federal home-loan banks and receipts of the Federal Home Loan Board from other sources for the fiscal year 1942 and prior fiscal years: *Provided*, That all necessary expenses (including services performed on a contract or fee basis, but not including other personal services) in connection with the sale, issuance, and retirement of, or payment of interest on, debentures or bonds, under said Federal Home Loan Bank Act, as amended, shall be considered as nonadministrative expenses for the purposes hereof: *Provided further*, That except for the limitations in amounts hereinbefore specified, and the restrictions in respect to travel expenses, the administrative expenses and other obligations of the Board shall be incurred, allowed, and paid in accordance with the provisions of said Act of July 22, 1932, as amended (12 U. S. C. 1421-1449).

54 Stat. 1105.
5 U. S. C. § 73c-1.

Provisos.
Nonadministrative
expenses.

Payment, etc., of
obligations.

47 Stat. 725.

FEDERAL HOUSING ADMINISTRATION

Administrative ex-
penses.
Post, p. 820.

53 Stat. 805.
12 U. S. C. § 1703 (f).
Post, p. 365.

44 Stat. 683.

Not to exceed \$11,283,000 of the mutual mortgage insurance fund, \$1,065,000 of the housing insurance fund, and \$1,040,000 from 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 (48 Stat. 1246) as amended by the Act of June 3, 1939, in all \$13,388,000 shall be available for 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 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 contract actuarial services; procurement of supplies, equipment, and services; purchase (including exchange) of one and maintenance, repair, and operation of two motor-propelled passenger-carrying vehicles, to be used only for official purposes; payment, when specifically authorized by the Administrator, of actual transportation expenses and not to exceed \$10 per diem in lieu of subsistence and other expenses to persons serving, while away from their homes, without other compensation from the United States, in an advisory capacity to the Administration; not to exceed \$2,000 for expenses of attendance,

when specifically authorized by the Administrator, at meetings concerned with the work of the Administration; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; rent in the District of Columbia; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; and all other necessary administrative expenses: *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 and II of said National Housing Act, shall be considered as nonadministrative expenses for the purposes hereof, and such expenses with respect to title I property shall be paid from funds in the Treasury derived from premiums collected under authority of section 2 (f) title I of said Act and such expenses with respect to title II property shall be paid from the mutual mortgage insurance fund or the housing insurance fund as provided in title II of said Act: *Provided further*, That, except for the limitations in amounts hereinbefore specified and the restrictions in respect to travel expenses, the administrative expenses and other obligations of the Administration shall be incurred, allowed, and paid in accordance with the provisions of said Act of June 27, 1934, as amended (12 U. S. C. 1701-1723): *Provided further*, That not exceeding \$300,000 of the sum herein authorized shall be expended in the District of Columbia for purposes of the Public Relations and Education Division: *Provided further*, That not to exceed \$50,000 of the amount made available hereby for administrative expenses may be transferred to the National Bureau of Standards to carry out specific projects of the Administration, upon the request of the Administrator, for studies of the properties and suitability of building materials with particular reference to their use in low-cost and low-rent housing, including the construction of such experimental structures as may be necessary therefor, and for printing, binding, and disseminating the results of such studies.

Not to exceed \$7,000,000 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 (48 Stat. 1246), as amended, shall be available for the payment of losses under insurance granted under section 2 and section 6, title I, of said Act.

FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION

Not to exceed \$389,874 of the funds of the Federal Savings and Loan Insurance Corporation, established by title IV of the National Housing Act of June 27, 1934 (48 Stat. 1246), shall be available during the fiscal year 1942 for administrative expenses of the Corporation, including personal services in the District of Columbia and elsewhere; travel expenses, in accordance with the Standardized Government Travel Regulations and the Act of June 3, 1926, as amended (5 U. S. C. 821-833); expenses (not to exceed \$2,500) of attendance at meetings concerned with the work of the Corporation when specifically authorized by the Board of Trustees; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; printing and binding; law-books, books of reference, and not to exceed \$250 for periodicals and newspapers; procurement of supplies, equipment, and services; typewriters, adding machines, and other labor-saving devices, including

54 Stat. 1105.
5 U. S. C. §73c-1.

Provision.
Nonadministrative
expenses.

48 Stat. 1246, 1247.
12 U. S. C. §§ 1701-
1715c.

Payment, etc., of
obligations.

48 Stat. 1246.

Public Relations
and Education Divi-
sion.

Studies of building
materials.

Payment of losses
under insurance.
Post, p. 820.

12 U. S. C. §§ 1703,
1706a (note).

Administrative ex-
penses.
48 Stat. 1255.
12 U. S. C. §§ 1724-
1730.

44 Stat. 688.

54 Stat. 1105.
5 U. S. C. § 73c-1.

their repair and exchange; use of the services and facilities of the Federal Home Loan Bank Board, Federal home-loan banks, Federal Reserve banks, and agencies of the Government as authorized by said title IV; and all other necessary administrative expenses: *Provided*, That all necessary expenses in connection with the liquidation of insured institutions under said title IV shall be considered as non-administrative expenses for the purposes hereof: *Provided further*, That, except for the limitations in amounts 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 June 27, 1934, as amended (12 U. S. C. 1725-1732).

HOME OWNERS' LOAN CORPORATION

Not to exceed \$19,400,000 of the funds of the Home Owners' Loan Corporation, established by the Home Owners' Loan Act of 1933 (48 Stat. 128), shall be available during the fiscal year 1942 for administrative expenses of the Corporation, including personal services in the District of Columbia and elsewhere; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; 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 \$3,500) of attendance at meetings concerned with the work of the Corporation when specifically authorized by the Board of Directors; printing and binding; lawbooks, books of reference, and not to exceed \$500 for periodicals and newspapers; procurement of supplies, equipment, and services; maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, to be used only for official purposes; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; rent in the District of Columbia; use of the services and facilities of the Federal Home Loan Bank Board, Federal home-loan banks, and Federal Reserve banks: *Provided*, That all necessary expenses (including services performed on a force account, contract or fee basis, but not including other personal services) in connection with the acquisition, protection, operation, maintenance, improvement, or disposition of real or personal property belonging to the Corporation or in which it has an interest, shall be considered as nonadministrative expenses for the purposes hereof: *Provided further*, That not to exceed \$50,000 of the amount made available hereby for administrative expenses may be transferred to the National Bureau of Standards to carry out specific projects of the Corporation, upon its request, for studies of the properties and suitability of building materials, with particular reference to their use in low-cost and low-rent housing, including the construction of such experimental structures as may be necessary therefor, and for printing, binding, and disseminating the results of such studies: *Provided further*, That except for the limitations in amounts hereinbefore specified, and the restrictions in respect to travel expenses, the administrative expenses and other obligations of the Corporation shall be incurred, allowed, and paid in accordance with the provisions of said Home Owners' Loan Act of 1933, as amended (12 U. S. C. 1461-1468).

RECONSTRUCTION FINANCE CORPORATION

Not to exceed \$9,890,680 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 1942 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 \$1,500 for periodicals and newspapers; procurement of supplies, equipment, and services; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; rent in the District of Columbia; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 893), and regulations promulgated thereunder; 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 (15 U. S. C. 601-617).

44 Stat. 688.

54 Stat. 1105.
5 U. S. C. § 73c-1.*Provisos.*
Nonadministrative expenses.

Payment, etc., of obligations.

47 Stat. 5.

FEDERAL POWER COMMISSION

SALARIES AND EXPENSES

Post, p. 830.

For every expenditure requisite for and incident to the work of the Federal Power Commission as authorized by law except for the work authorized by the Act of June 28, 1938, entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control and for other purposes" (52 Stat. 1215), 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 and exchange (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; supplies and office equipment; services; scientific instruments; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; and not exceeding \$6,000 for purchase and exchange of lawbooks, other books of reference, newspapers, and periodicals, \$2,235,000; of which amount not to exceed \$1,163,000 shall be available for personal services in the District of Columbia exclusive of not to exceed \$25,000 which may be expended for consultants and special counsel.

33 U. S. C. §§ 701b-706.

54 Stat. 1105.
5 U. S. C. § 73c-1.

Flood control.

33 U. S. C. §§ 701b-706.

For every expenditure requisite for and incident to the work of the Federal Power Commission as authorized by the provisions of the Act of June 28, 1938, entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes" (52 Stat. 1215), including travel expenses; contract stenographic reporting services; maintenance, repair, and operation of one motor-propelled passenger-carrying vehicle; supplies and office equipment; services; scientific instruments; \$200,000, of which amount not to exceed \$180,000 shall be available for personal services in the District of Columbia.

In all, salaries and expenses, Federal Power Commission, \$2,435,000.

National defense activities.
Post, p. 821.

54 Stat. 377.

Printing and binding.

National defense activities: For all necessary expenses to enable the Federal Power Commission, during the fiscal year 1942, to continue to perform the functions or activities for the performance of which, during the fiscal year 1941, the Federal Power Commission received an allocation 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 allocation was expended during the fiscal year 1941, \$150,000.

For all printing and binding for the Federal Power Commission, including engraving, lithographing, and photolithographing, \$42,000.
Total, Federal Power Commission, \$2,627,000.

FEDERAL TRADE COMMISSION

Salaries and expenses.

38 Stat. 722.
15 U. S. C. § 49.
Proviso.

For five Commissioners, and for all other authorized expenditures of the Federal Trade Commission in performing the duties imposed by law or in pursuance of law, including secretary to the Commission and other personal services, contract stenographic reporting services; supplies and equipment, 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, for newspapers not to exceed \$500, foreign postage, and witness fees and mileage in accordance with section 9 of the Federal Trade Commission Act; \$2,300,000: *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, \$60,000.

Total, Federal Trade Commission, \$2,360,000.

FEDERAL WORKS AGENCY

OFFICE OF THE ADMINISTRATOR

Salaries and expenses: For salaries in the Office of the Administrator in the District of Columbia, including the salary of a General Counsel at \$10,000 per annum, and other expenses of said office, including printing and binding (not to exceed \$8,000); actual transportation expenses and not to exceed \$10 per diem in lieu of subsistence and other expenses to persons serving, while away from their homes without other compensation from the United States, in an advisory capacity to the Administrator; purchase (including exchange) of lawbooks and other books of reference, and periodicals; not to exceed \$1,800 for the purchase of a motor-propelled passenger-carrying vehicle for the use of the Administrator; 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 \$10,000 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, \$312,000: *Provided*, That the Administrator in order to effectuate part 3 of Reorganization Plan Numbered 1 submitted and approved pursuant to the Reorganization Act of 1939 may transfer to this appropriation from funds available for administrative expenses of the constituent

Proviso.
Transfer of funds.
53 Stat. 1426.
5 U. S. C. § 133r
(note).
53 Stat. 561.
5 U. S. C. §§ 133-133r.

Post, pp. 396, 546, 663, 748.

units of the Federal Works Agency such sums as represent a consolidation in the Office of the Administrator of any of the administrative functions of said constituent units; but 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 Works Agency, which savings shall not be expended for any other purpose but shall be impounded and returned to the Treasury.

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, the Treasury, Treasury Annex, Liberty Loan, and Auditors' Buildings:

General administrative expenses: For architectural, engineering, mechanical, administrative, clerical, and other personal services; traveling expenses, including expenses of employees directed by the Federal Works Administrator to attend meetings of technical and professional societies and educational exhibits in connection with subjects related to the work of the Public Buildings Administration, and for transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; printing and binding (not to exceed \$13,000), advertising, not exceeding \$1,000 for expenses of educational exhibits, specifically approved by the Federal Works Administrator, 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; expenses necessary to wind up the affairs of the United States Housing Corporation and effect its dissolution; \$875,840, of which amount not to exceed \$518,500 may be expended for personal services in the District of Columbia and not to exceed \$196,910 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.

Repair, preservation, and equipment, outside the District of Columbia: For repairs, alterations, improvement, and preservation, including personal services employed therefor, of completed Federal buildings (including Marcus Hook), the grounds and approaches thereof, wharves, and piers, together with the necessary dredging adjacent thereto, and care and safeguarding, not otherwise provided for, of sites acquired for Federal buildings, including tools and materials for the use of the custodial and mechanical force, wire partitions and insect screens, installation and repair of mechanical

Post. pp. 546, 683, 821.

Maintenance.
35 Stat. 537.

Administrative ex-
penditures.

54 Stat. 1105.
5 U. S. C. § 73c-1.
Printing and bind-
ing.

U. S. Housing Cor-
poration, dissolution.

Proviso.
Surveys, models,
etc.

Buildings, etc., out-
side D. C.
Maintenance.

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), \$3,650,000: *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.

Pneumatic-tube system, New York City.

Proriso.
Limitation.

Public buildings and grounds, D. C.
Salaries and expenses.
Post, p. 546.

Salaries and expenses, public buildings and grounds in the District of Columbia: For administration, protection, maintenance, and improvement of public buildings and grounds in the District of Columbia maintained and operated by the Public Buildings Administration, including the National Archives Building and including Federal Office Buildings numbered 2 and 3 outside the District of Columbia; repair, preservation, and equipment of the Treasury, Treasury Annex, City Post Office, Auditors' Building, Liberty Loan Building, and Customhouse; 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; not exceeding \$44,290 for purchase, repair, and cleaning of uniforms for guards and elevator conductors; and the purchase of two motor-propelled passenger-carrying vehicles; \$12,931,900, of which amount not to exceed \$500,000 shall be available for major repairs and improvements to public buildings and grounds in the District of Columbia: *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.

Proriso.
Payment for services.

Public buildings outside D. C.
Salaries and expenses.

Salaries and expenses, public buildings 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 outside of the District of Columbia maintained and operated by the Public Buildings Administration, \$2,995,265: *Provided*, 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 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

Prorisos.
Use of present furniture.

Joint telephone service.

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.

Under the appropriations for salaries and expenses public buildings 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.

Construction of public buildings, District of Columbia: The Federal Works Administrator is hereby authorized, pursuant to the provisions of the Act of May 25, 1926 (44 Stat. 630), as amended, to acquire sites or additional land and to enter into contracts for construction of the following public-building projects in amounts not exceeding the following respective limits of cost, which limits of cost shall include salaries, cost of supervision of construction, and inspection, furniture, equipment, moving expenses, extension of steam and water mains and removal or diversion of such sewers and utilities as may be necessary, and all other expenses required solely for the purpose of carrying out said public-building projects; and such Administrator is authorized to direct the preparation of all sketches, estimates, plans, drawings, and specifications, and to enter into all other contracts necessary for carrying out the purposes hereof; and he is further authorized, when deemed by him desirable and advantageous, to employ by contract or otherwise, temporary professional, technical, or nontechnical employees, firms, or corporations, to such extent as may be necessary to carry out the purposes hereof, without regard to classification laws, or section 3709 of the Revised Statutes:

War Department Building: The Commissioner of Public Buildings is hereby authorize to utilize for preliminary expenses and plans and specifications, in connection with the second unit of the War Department buildings, any unexpended balances of appropriations for the acquisition of site and the construction of the first unit of said buildings.

Site and building, west central heating plant, Washington, District of Columbia: For completion of the acquisition of site and construction of a central heating plant in the District of Columbia, \$2,400,000.

Site and building, General Accounting Office, Washington, District of Columbia: For continuation of the acquisition of site and construction of a building for the General Accounting Office, \$5,000,000.

Government Printing Office, annex buildings, Washington, District of Columbia: For completion of construction of annex buildings for the Government Printing Office, \$200,000.

Acquisition of property in the District of Columbia: For the acquisition of property within the areas prescribed by the Act of May 25, 1926, as amended, authorizing the Federal Works Administrator to acquire certain lands within the District of Columbia, \$700,000.

State Department Annex Building: For the acquisition of land as a site for the State Department Annex building in square 167, in the District of Columbia, \$920,000.

The National Archives Building, installation of facilities: For the purchase and installation of filing and storage equipment in stack areas, changes and additions to the air-conditioning system, and necessary structural and mechanical remodeling, \$500,000.

Per diem employees,
pay rates, etc.

Construction of
public buildings,
D. C.

40 U. S. C., ch. 6.

Temporary services.

41 U. S. C. § 5.

War Department
Building.

West central heat-
ing plant.

General Accounting
Office.

Government Print-
ing Office, annex
buildings.

Acquisition of prop-
erty, D. C.
44 Stat. 630.
40 U. S. C., ch. 6.

State Department
Annex Building.

National Archives
Building, facilities.

Post, p. 821.

PUBLIC ROADS ADMINISTRATION

Printing and binding.

Road-making experiments, etc.

23 U. S. C. §§ 12a,
48; 16 U. S. C. § 503.

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 \$32,000), 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.

FEDERAL-AID HIGHWAY SYSTEM

Construction of rural post roads.

23 U. S. C. §§ 12a,
48; 16 U. S. C. § 503.

23 U. S. C., ch. 1.

Provision.
Convict labor.

Vehicles.

42 Stat. 217.

Depreciation of equipment used.

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 \$1,100,000 for departmental personal services in the District of Columbia, \$100,000,000, to be immediately available and to remain available until expended, which sum is composed of \$95,000,000, part of the amount authorized to be appropriated for the fiscal year 1941 by section 1 of the Act approved June 8, 1938 (52 Stat. 633), and \$5,000,000, a partial reimbursement of the sums expended for the repair or reconstruction of highways and bridges on the system of Federal-aid highways which have been damaged or destroyed by floods, hurricanes, earthquakes, or landslides, as provided for by section 3 of the Act approved June 18, 1934 (48 Stat. 994): *Provided*, That none of the money herein appropriated shall be paid to any State on account of any project on which convict labor shall be employed, except this provision shall not apply to convict labor performed by convicts on parole or probation: *Provided further*, That not to exceed \$45,000 of the funds provided for carrying out the provisions of the Federal Highway Act of November 9, 1921 (23 U. S. C. 21, 23), shall be available for the purchase of motor-propelled passenger-carrying vehicles necessary for carrying out the provisions of said Act, including the replacement of not to exceed one such vehicle for use in the administrative work of the Public Roads Administration in the District of Columbia: *Provided further*, That, during the fiscal year 1942, 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 1942 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 (not exceeding \$5,000) for the transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; 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 classifications laws.

Warehouse, maintenance, etc.

Medical supplies, etc., in emergencies.

Transfer of household effects, etc.

54 Stat. 1105.
5 U. S. C. § 73c-1.

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 connection 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.

Fulfillment of U. S. obligations.

39 Stat. 355.
42 Stat. 217.

FEDERAL-AID SECONDARY OR FEEDER ROADS

For secondary or feeder roads, including farm-to-market roads, rural free delivery mail roads, and public-school bus routes, \$15,000,000, to be immediately available and to remain available until expended, which sum is the amount authorized to be appropriated for the fiscal year 1941, by section 2 of the Act approved June 8, 1938 (52 Stat. 634).

ELIMINATION OF GRADE CROSSINGS

For the elimination of hazards to life at railroad grade crossings, including the separation or protection of grades at crossings, the reconstruction of existing railroad grade-crossing structures, and the relocation of highways to eliminate grade crossings, \$10,000,000, to

be immediately available and to remain available until expended, which sum is composed of \$5,000,000, which is the remainder of the amount authorized to be appropriated for the fiscal year 1940 by section 3 of the Act approved June 8, 1938 (52 Stat. 634), and \$5,000,000, part of the amount authorized to be appropriated for the fiscal year 1941, by said section 3.

PUBLIC-LANDS HIGHWAYS

For the survey, construction, reconstruction, and maintenance of main roads through unappropriated or unreserved public lands, non-taxable Indian lands, or other Federal reservations other than the forest reservations, under the provisions of the Act of June 24, 1930 (23 U. S. C. 3), \$1,000,000, to be immediately available and to remain available until expended, which sum is authorized for the fiscal year 1942 by section 7 of the Act of September 5, 1940 (Public, Numbered 780).

Total, Public Roads Administration, \$126,000,000.

PUBLIC WORKS ADMINISTRATION

Administrative ex-
penses.

52 Stat. 816.

44 Stat. 688.

Proviso.
Payment, etc., of
obligations.

48 Stat. 200.

40 U. S. C., ch. 8.

52 Stat. 816; 54 Stat.
633.

15 U. S. C., ch. 16
(note).

Post, p. 748.

50 Stat. 888.

Not to exceed \$620,000 of the funds appropriated by the Public Works Administration Appropriation Act of 1938 shall be available for administrative expenses of said Administration, which administrative expenses shall include 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; purchase including exchange of lawbooks, and books of reference, and not to exceed \$500 for periodicals, and newspapers; procurement of supplies, equipment, and services; not to exceed \$500 for expenses of attendance, when specifically authorized by the Commissioner, at meetings concerned with the work of the Administration; rent in the District of Columbia and elsewhere; and all other necessary administrative expenses: *Provided*, That except for the limitations in amounts hereinbefore specified, and the restrictions in respect to travel expenses, the administrative expenses and other obligations of the Administration shall be incurred, allowed, and paid in accordance with the provisions of title II of the National Industrial Recovery Act.

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", is hereby further amended as follows: Section 201 (a) is amended by changing "June 30, 1941" to "June 30, 1942"; section 201 (b) is amended by changing "June 30, 1941" to "June 30, 1942"; and section 202 is amended by changing "June 30, 1941", therein to "June 30, 1942", and "July 1, 1941", therein to "July 1, 1942".

UNITED STATES HOUSING AUTHORITY

Salaries and expenses: Not to exceed \$3,470,000 of the funds of the United States Housing Authority, established by the United States Housing Act of 1937, as amended (42 U. S. C. 1401) shall be available for all necessary administrative expenses of the Authority in carrying out the provisions of said Act, including personal services and rent in the District of Columbia and elsewhere; printing and binding; reproducing, photographing, and labor-saving devices and office appliances; not to exceed \$5,000 for the purchase and exchange of lawbooks and other books of reference, periodicals, and newspapers;

not to exceed \$2,500 for expenses of attendance, when specifically authorized by the Administrator, at meetings or conventions concerned with the work of the Authority; not to exceed \$15,000 for the preparation, mounting, shipping, and installation of exhibits; not to exceed \$25,000 for employing persons or organizations, by contract or otherwise, for special reporting, engineering, technical, legal, and other services determined necessary by the Administrator, without regard to section 3709 of the Revised Statutes, and the Classification Act of 1923, as amended: *Provided*, That of the funds made available under this paragraph (a) the amount used by the Authority in connection with its informational service functions, including press and related activities, photographic displays, exhibits, and other educational or descriptive pamphlets or materials, printing, binding, and reproduction of materials involving informational service functions, shall not exceed \$90,000, and (b) the amount used by the Authority for personal services in connection with the functions and duties of the tenant relations division shall not exceed \$120,000: *Provided further*, That all necessary expenses of providing construction advisers and their staffs at the sites of non-Federal projects, and of paying the accrued annual leave of such construction advisers and their staffs (including annual leave accrued prior to the enactment of this Act), in connection with the construction of such non-Federal projects by public housing agencies with the aid of the Authority, shall be reimbursed or paid by such agencies, and expenditures by the Authority from such receipts shall be considered nonadministrative expenses, and so much of all such receipts (including such receipts prior to the enactment of this Act) as is necessary to accomplish the purposes of this proviso, shall be immediately and continuously available until June 30, 1943: *Provided further*, That not to exceed \$50,000 of the amount made available for administrative expenses may be transferred to the National Bureau of Standards to carry out specific projects of the Authority, upon the request of the Administrator, for studies of the properties and suitability of building materials, with particular reference to their use in low-cost and low-rent housing, including the construction of such experimental structures as may be necessary therefor, and for printing, binding, and disseminating the results of such studies.

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., Supp. IV, 1410), \$8,000,000, together with the unexpended balance of the appropriation for this purpose for the fiscal year 1941: *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.

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.

The Federal Works Administrator or other official designated by him may exchange motor-propelled vehicles, scientific apparatus, instruments, labor-saving office devices, and accessories in whole or in part payment for vehicles, scientific apparatus, instruments, labor-saving devices, and accessories.

Special services.

41 U. S. C. § 5.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Provisos.
Informational service.

Tenant relations division.

Construction advisers, etc., non-Federal projects.

Studies of building materials.

Annual contributions.

50 Stat. 891.
42 U. S. C. § 1410.

Proviso.
Citizenship requirement.

Vehicles.

Authorization for exchanges.

FOREIGN-SERVICE PAY ADJUSTMENT

Foreign-service pay adjustment of officers and employees of the United States in foreign countries due to appreciation of foreign currencies: For the purpose of carrying into effect the provisions of the Act entitled "An Act to authorize annual appropriations to meet losses sustained by officers and employees of the United States in foreign countries due to appreciation of foreign currencies in their relation to the American dollar, and for other purposes", approved March 26, 1934 (U. S. C., Supp. IV, Title 5, Sec. 118c), and for each and every object and purpose specified therein, \$975,000.

48 Stat. 466.
5 U. S. C. § 118c.

GENERAL ACCOUNTING OFFICE

Salaries: For Comptroller General, Assistant Comptroller General, and other personal services in the District of Columbia and elsewhere, \$10,362,000: *Provided*, That notwithstanding the provisions of the Act of August 5, 1939 (53 Stat. 1219), the Comptroller General of the United States is hereby authorized, in his discretion, to destroy and dispose of stamps issued by the Surplus Marketing Administration of the Department of Agriculture after the said stamps have been paid by the Division of Disbursement of the Treasury Department and audited by the General Accounting Office, either in the field or at the seat of government: *Provided further*, That the salary of the Comptroller General shall be at the rate of \$12,000 per annum effective on the date of enactment of this Act, so long as the position is held by the present incumbent.

Post, p. 830.

Provisos.
Disposition of
stamps.
44 U. S. C. §§ 351-
361.

Comptroller General,
salary.

Contingent expenses: For traveling expenses, materials, supplies, equipment, and services; procurement and exchange of books, law-books, books of reference, and periodicals, typewriters, calculating machines, and other office appliances, including their development, repairs, and maintenance, including one motor-propelled passenger-carrying vehicle; and miscellaneous items, \$319,880.

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, \$82,000.

Total, General Accounting Office, \$10,763,880.

Post, p. 546.

INTERSTATE COMMERCE COMMISSION

SALARIES AND EXPENSES

General administrative expenses: For eleven Commissioners, secretary, and for all other authorized expenditures necessary in the execution of laws to regulate commerce, including one chief counsel, one director of finance, and one director of traffic, at \$10,000 each per annum, field hearings, traveling expenses, and contract stenographic reporting services, \$2,580,940, of which amount not to exceed \$2,338,040 may be expended for personal services in the District of Columbia, exclusive of special counsel, for which the expenditure shall not exceed \$50,000; not exceeding \$3,000 for purchase and exchange of necessary books, reports, and periodicals.

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, \$840,000, of which amount not to exceed \$190,000 may be expended for personal services in the District of Columbia.

24 Stat. 379, 386;
34 Stat. 584; 41 Stat.
474; 54 Stat. 898, 916.

Safety of employees: To enable the Interstate Commerce Commission to keep informed regarding and to enforce compliance with Acts to promote the safety of employees and travelers upon railroads; the Act requiring common carriers to make reports of accidents and 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, \$506,000, of which amount not to exceed \$92,000 may be expended for personal services in the District of Columbia.

Reports and investigations.

Safety appliances.

34 Stat. 838.

35 Stat. 325.

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, \$126,810, of which amount not to exceed \$40,000 may be expended for personal services in the District of Columbia.

41 Stat. 498; 50 Stat. 835; 54 Stat. 919.

34 Stat. 838.

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, \$475,000, of which amount not to exceed \$71,450 may be expended for personal services in the District of Columbia.

36 Stat. 913; 38 Stat. 1192.

43 Stat. 659.

36 Stat. 914; 46 Stat. 822.

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, \$640,000.

37 Stat. 701; 42 Stat. 624; 48 Stat. 221.

Motor transport regulation: For all authorized expenditures necessary to enable the Interstate Commerce Commission to carry out the

49 Stat. 543; 24 Stat.
380.
49 U. S. C. §§ 301, 5.
54 Stat. 919.
49 U. S. C. § 301.

Proviso.
Transportation re-
quests.

Attendance at meet-
ings.

Transfer of house-
hold effects.
54 Stat. 1105.
5 U. S. C. § 73c-1.

Post, p. 546.

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 services in the District of Columbia and elsewhere; traveling expenses; supplies; services and equipment; not to exceed \$1,000 for purchase and exchange of books, reports, newspapers, and periodicals; contract stenographic reporting services; purchase (not to exceed \$18,000), exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles when necessary for official use in field work; not to exceed \$5,000 for the purchase of evidence in connection with investigations of apparent violations of said Act, \$3,690,000: *Provided*, That Joint Board members may use Government transportation requests when traveling in connection with their duties as Joint Board members.

Not to exceed \$2,500 of the appropriations herein made for the Interstate Commerce Commission shall be available for expenses, except membership fees, for attendance at meetings concerned with the work of the Commission, and not to exceed \$5,000 for transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder.

In all, salaries and expenses, Interstate Commerce Commission, \$8,858,750.

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, \$200,000.

Total, Interstate Commerce Commission, \$9,058,750.

Post, pp. 546, 748, 822.

NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

Salaries and ex-
penses.

For scientific research, technical investigations, and special reports in the field of aeronautics, including the necessary laboratory and technical assistants; contracts for personal services in the making of special investigations and in the preparation of special reports; traveling expenses of members and employees, including not to exceed \$2,500 for expenses, except membership fees, of attendance upon meetings of technical and professional societies; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839) and regulations promulgated thereunder; office supplies and other miscellaneous expenses, including technical periodicals and books of reference; equipment, maintenance, and operation of the Langley Memorial Aeronautical Laboratory, the Ames Aeronautical Laboratory, and the airplane engine research laboratory provided for in the First Supplemental National Defense Appropriation Act, fiscal year 1941, approved June 26, 1940; purchase, maintenance, operation, and exchange of motor-propelled passenger-carrying vehicles including one at not to exceed \$1,200; personal services in the field and not to exceed \$195,380 for personal services in the District of Columbia; in all, \$4,567,890.

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, \$25,000.

Construction and equipment: For continuing construction and equipment of the Ames Aeronautical Laboratory (at Moffett Field, California) for which an initial appropriation of \$1,890,980 was pro-

Ames Aeronautical
Laboratory.
Post, p. 748.

54 Stat. 1105.
5 U. S. C. § 73c-1.

Aeronautical labora-
tories.

54 Stat. 599.

Post, pp. 546, 748.

vided in the Third Deficiency Appropriation Act, fiscal year 1939, and a second appropriation of \$4,200,000 in the Independent Offices Appropriation Act, fiscal year 1941, \$3,409,020.

53 Stat. 1306; 54 Stat. 134.

Airplane engine research laboratory: For continuing construction and equipment of an airplane engine research laboratory, for which an initial appropriation of \$2,000,000 was provided in the First Supplemental National Defense Appropriation Act, fiscal year 1941, including expenses in the District of Columbia and elsewhere for the preparation of plans and specifications, \$5,600,000, to remain available until expended.

54 Stat. 599.

Total, National Advisory Committee for Aeronautics, \$13,601,910.

NATIONAL ARCHIVES

Salaries and expenses: For the Archivist and for all other necessary and authorized expenditures in carrying out the provisions of the Act of June 19, 1934 (48 Stat. 1122-1124; 40 U. S. C. ch. 2A), as amended; the Act of July 26, 1935 (49 Stat. 500-503; U. S. C., Supp. II, title 44, ch. 8A), as amended; the Act of July 18, 1939 (53 Stat. 1062-1066), and the Act of August 5, 1939 (53 Stat. 1219-1221); including personal services in the District of Columbia; supplies and equipment, including scientific, technical, first-aid, protective, and other apparatus and materials for the arrangement, titling, scoring, repair, processing, editing, duplication, reproduction, and authentication of photographic 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, including not to exceed \$1,000 for the expenses of attendance at meetings concerned with the furtherance of the purposes of the said Acts; exchange of scientific and technical apparatus and labor-saving devices; repairs to equipment; and maintenance, operation, and repair of motor vehicles, \$980,940.

Post, pp. 822, 830.

44 U. S. C. §§ 301-314, 351-361.

Printing and binding: For all printing and binding, \$12,400.
Total, The National Archives, \$993,340.

NATIONAL CAPITAL PARK AND PLANNING COMMISSION

For each and every purpose requisite for and incident to the work of the National Capital Park and Planning Commission necessary toward carrying into effect the provisions of the Act entitled "An Act for the acquisition, establishment, and development of the George Washington Memorial Parkway along the Potomac from Mount Vernon and Fort Washington to the Great Falls, and to provide for the acquisition of lands in the District of Columbia and the States of Maryland and Virginia requisite to the comprehensive park, parkway, and playground system of the National Capital", approved May 29, 1930; personal services, including real estate and other technical services, at rates of pay to be fixed by the Commission and not exceeding those usual for similar services and without reference to the Classification Act of 1923, as amended; travel expenses; expenses of surveys and searching of titles, purchase of options, and all other costs incident to the acquisition of land, operation and maintenance of passenger-carrying vehicles for official use, \$1,300,000, to remain available until expended, \$250,000 of said sum to be available for carrying out the

Salaries and expenses.

George Washington Memorial Parkway.

46 Stat. 482.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

46 Stat. 483, 484, 485.

provisions of section 1 (a) of said Act; \$200,000 to be available for carrying out the provisions of section 1 (b) of said Act, and \$850,000 to be available for carrying out the provisions of section 4 of said Act.

PROTECTION OF INTERESTS OF THE UNITED STATES IN MATTERS AFFECTING OIL LANDS IN FORMER NAVAL RESERVES

Compensation and
expenses.

Protection of interests of the United States in matters affecting oil lands in former naval reserves: For compensation and expenses of special counsel and for all other expenses, including employment of experts and other assistants at such rates as may be authorized or approved by the President, in connection with carrying into effect the joint resolution entitled "Joint resolution directing the Secretary of the Interior to institute proceedings touching sections 16 and 36, township 30 south, range 23 east, Mount Diablo meridian", approved February 21, 1924, \$25,850, to be expended by the President: *Provided*, That no part of this sum shall be used to compensate any person at a rate in excess of \$10,000 per annum.

43 Stat. 15.

Proviso.
Pay restriction.

SECURITIES AND EXCHANGE COMMISSION

Salaries and ex-
penses.

For five Commissioners, and other personal services in the District of Columbia, and for all other authorized expenditures of the Securities and Exchange Commission in performing the duties imposed by law or in pursuance of law, including employment of experts when necessary; contract stenographic reporting services; supplies and equipment; purchase and exchange of lawbooks, books of reference, directories, periodicals, and 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; rent of quarters outside the District of Columbia; rental of equipment; purchase, including exchange, operation, maintenance, and repair of one motor-propelled passenger-carrying vehicle; purchase of rubber gloves; and other necessary expenses; \$5,380,000.

For all printing and binding for the Securities and Exchange Commission, \$60,000.

Total, Securities and Exchange Commission, \$5,440,000.

SELECTIVE SERVICE SYSTEM

Operation and main-
tenance.

54 Stat. 885.

Post, p. 547.

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 (Public, Numbered 783); including personal services in the District of Columbia and elsewhere, lawbooks, periodicals; newspapers (not to exceed \$2,700); books of reference; payment of actual transportation expenses (not exceeding a total of \$100,000) 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 Director of Selective Service; and purchase and exchange, and hire, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles, and printing and binding, \$33,500,000: *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

Provisos.
Conscientious objec-
tors.

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 non-governmental 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 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.

Travel expenses.

SMITHSONIAN INSTITUTION

For expenses of the general administrative office; 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 archeologic remains; for maintenance of the Astrophysical Observatory, including assistants, and making necessary observations in high altitudes; for cases, furniture, fixtures, and appliances required for the exhibition and safekeeping of collections; and for administration of the National Collection of Fine Arts; including personal services, purchase of books of reference and periodicals, traveling expenses, including not exceeding \$1,000 for expenses of attendance at meetings concerned with the work of the Institution when specifically authorized by the Secretary of the Smithsonian Institution; uniforms for guards, supplies and equipment, preparation of manuscripts, drawings, and illustrations, supplying of heating, lighting, electrical, telegraphic, and telephone service, repairs and alterations of buildings, shops, sheds, and approaches, and other necessary expenses, \$386,260.

Post, p. 831.

Astrophysical Observatory.

National Collection of Fine Arts.

Preservation of collections: For continuing preservation, exhibition, and increase of collections from the surveying and exploring expeditions of the Government, and from other sources, including personal services, traveling expenses, including not exceeding \$1,500 for expenses of attendance at meetings concerned with the work of the National Museum when specifically authorized by the Secretary of the Smithsonian Institution, purchasing and supplying, repairing and cleaning of uniforms for guards and elevator conductors, postage stamps, and foreign postal cards, and all other necessary expenses and not exceeding \$5,500 for preparation of manuscripts, drawings, and illustrations for publications, and not exceeding \$4,000 for purchase of books, pamphlets, and periodicals, \$626,720.

Preservation of collections.
Post, p. 831.

Printing and binding: For all printing and binding for the Smithsonian Institution, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, except the National Gallery of Art, \$88,500, of which not to exceed \$12,000 shall be available for printing the report of the American Historical Association.

Printing and binding.

American Historical Association, report.

National Gallery of Art, maintenance.

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

20 U. S. C. §§ 71-75.
53 Stat. 577.
20 U. S. C. § 74.

provided in sec. 4 (c) of such Act) not to exceed \$365,220; 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; streetcar fares; supplies; equipment including labor-saving machines and devices and the rental, repair, and exchange thereof; periodicals and books of reference; purchase, repair, and cleaning of uniforms for guards and elevator operators; not to exceed \$8,000 for printing and binding; purchase or rental of devices and services for protecting buildings and contents thereof; and maintenance and repair of buildings, approaches, and grounds, \$533,300: *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.

Proviso.
Repairs, etc.
41 U. S. C. § 5.
5 U. S. C. §§ 661-674.
Post, p. 613.

Post, p. 547.

Total, Smithsonian Institution, \$1,634,780, of which amount not to exceed \$1,228,000 may be expended for personal services in the District of Columbia.

TARIFF COMMISSION

For salaries and expenses of the Tariff Commission, including personal services in the District of Columbia and elsewhere, purchase and exchange of labor-saving devices, the purchase and exchange of professional and scientific books, lawbooks, books of reference, gloves and other protective equipment for photostat and other machine operators, subscriptions to newspapers and periodicals, and contract stenographic reporting services, as authorized by sections 330 to 341 of the Tariff Act of 1930, approved June 17, 1930 (19 U. S. C. 1330-1341), \$905,000, of which amount not to exceed \$2,500 may be expended for expenses, except membership fees, of attendance at meetings concerned with subjects under investigation by the Commission; and not to exceed \$7,500 for allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (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 of the Tariff Commission, \$15,000.
Total, Tariff Commission, \$920,000.

TENNESSEE VALLEY AUTHORITY

For the purpose of carrying out the provisions of the Act entitled "The Tennessee Valley Authority Act of 1933", approved May 18, 1933, as amended by the Act approved August 31, 1935, and by the Act approved July 26, 1939 (16 U. S. C., ch. 12a), including the continued construction of Kentucky Dam at Gilbertsville, Kentucky; Watts Bar Dam and Steam Plant (including additional steam electric generating facilities with a rated capacity of approximately 60,000 kilowatts); Fort Loudoun Dam; and Cherokee Dam; 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

Salaries and ex-
penses.

46 Stat. 696.

46 Stat. 818.

Proviso.
Salary restriction.

46 Stat. 701.
19 U. S. C. §§ 1336-
1338.

Post, pp. 597, 822.

Salaries and ex-
penses.
43 Stat. 57; 49 Stat.
1075; 53 Stat. 1083.

Construction of
dams.

the organization, operation, and investigations of the Tennessee Valley Authority, and for examination of estimates of appropriations and activities in the field, \$79,800,000, of which not exceeding \$1,500,000 shall be available immediately: *Provided*, That this appropriation and any unexpended balance on June 30, 1941, in the "Tennessee Valley Authority fund, 1941", and the receipts of the Tennessee Valley Authority from all sources during the fiscal year 1942 (subject to the provisions of sec. 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, 1942", to remain available until June 30, 1942, and to be available for the payment of obligations chargeable against the "Tennessee Valley Authority fund, 1941": *Provided further*, That purchases may be made by the Authority during the fiscal year 1942 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 the extent and location of the transmission lines provided for in joint resolution approved July 31, 1940 (Public Resolution Numbered 95), shall receive the approval of the President.

Provisos.
Accounting.

48 Stat. 71.
16 U. S. C. § 831y.

Post, p. 822.

Purchases.

41 U. S. C. § 5.
48 Stat. 63.
16 U. S. C. § 831h.

Transmission lines,
approval.
54 Stat. 781.

Post, p. 681.

UNITED STATES MARITIME COMMISSION

To increase the construction fund established by the "Merchant Marine Act, 1936", \$160,000,000, of which not to exceed \$5,270,000 shall be available for administrative expenses of the United States Maritime Commission, including the following: 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, including not to exceed \$2,400 for expenses of attendance, when specifically authorized by the Chairman of the Commission, at meetings concerned with work of the Commission; printing and binding; lawbooks, books of reference, and not to exceed \$4,000 for periodicals and newspapers; contract stenographic reporting services; procurement of supplies, equipment, and services, including telephone, telegraph, radio, and teletype services; purchase and exchange (not to exceed \$3,700 including one at not to exceed \$1,200), maintenance, repair, and operation of passenger-carrying automobiles for official use; typewriting and adding machines, and other labor-saving devices, including their repair and exchange; expenses (not exceeding \$15,000) for transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; necessary expenses (not exceeding \$6,000) incident to the education and training of personnel of the Commission detailed at institutions for scientific education and research as authorized by the Act of August 4, 1939; compensation as authorized by said 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 including not to exceed \$75,000 for the employment, on a contract or fee basis, of persons, firms, or corporations for the performance of special services, including accounting, legal, actuarial, and statistical services, without regard to section 3709 of the Revised Statutes.

Construction fund.
49 Stat. 1985.
46 U. S. C. §§ 1101-1279.
Administrative expenses.

44 Stat. 688.
5 U. S. C. §§ 821-833.

54 Stat. 1105.
5 U. S. C. § 73c-1.

53 Stat. 1152.
46 U. S. C. § 1111.

46 Stat. 818.
Special services.

41 U. S. C. § 5.

Contract authorization.

49 Stat. 1985.
46 U. S. C., ch. 27.

In addition to the contract authorizations contained in previous Acts, the Commission is authorized to enter into contract for further carrying out the provisions of the Merchant Marine Act, 1936, as amended, in an amount not to exceed \$180,000,000.

STATE MARINE SCHOOLS, ACT OF MARCH 4, 1911

Maintenance.

To reimburse the State of California, \$25,000; the State of Massachusetts, \$25,000; the State of New York, \$25,000; and the State of Pennsylvania, \$25,000, for expenses incurred in the maintenance and 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 (34 U. S. C. 1121), and for the maintenance and repair of the particular vessels loaned by the United States to the said States on the date of the approval of this Act for use in connection with such State marine schools, \$90,000; in all, \$190,000. Total, United States Maritime Commission, \$160,190,000.

36 Stat. 1353.

VETERANS' ADMINISTRATION

Salaries and expenses.
Post, p. 831.

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, \$104,726,912: *Provided*, That not to exceed \$3,500 of this amount shall be available for expenses, except membership fees, of employees, detailed by the Administrator of Veterans' Affairs to attend meetings of associations for the promotion of medical science 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; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; 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

46 Stat. 1016.

Prorisos.
Attendance at meetings.Personal services,
etc.54 Stat. 1105.
5 U. S. C. §73c-1.

School transportation.

Transfer of funds.

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 facilities.

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, \$144,250.

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, \$453,597,000, 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, \$16,240,000.

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; U. S. C., Supp. I, secs. 662-664), \$485,000, to be immediately available and to remain available until expended.

Adjusted compensation payments: To enable the Administrator of Veterans' Affairs to carry out the provisions of the World War Adjusted Compensation Act, 1924 (38 U. S. C. 591-683), as amended, and the Adjusted Compensation Payment Act, 1936, except section 5 thereof (38 U. S. C. 686-688b), \$10,000,000, which amount shall be placed to the credit of the Adjusted Service Certificate Trust Fund, to be immediately available and to remain available until expended.

Purchase of tobacco.

Aid to State, etc., homes.

25 Stat. 450.

Medical consultants.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Reduced fare requests.

Construction and repair, restrictions.

Printing and binding.

Pensions.

Military and naval insurance.

43 Stat. 125, 129.
38 U. S. C. §§ 631-632, 661-670.

43 Stat. 121; 49 Stat. 1099.

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, \$20,000,000, to be immediately available.

Hospital and domiciliary facilities: For hospital and domiciliary facilities, \$3,500,000, 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.

Total, Veterans' Administration, \$608,693,162: *Provided*, That no part of this appropriation shall be expended for the purchase of oleomargarine or butter substitutes except for cooking purposes: *Provided further*, 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.

SEC. 2. In expending appropriations or portions of appropriations contained in this Act, for the payment of personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade except that in unusually meritorious cases of one position in a grade, advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service; or (2) to require the reduction in salary of any person whose compensation was fixed, as of July 1, 1924, in accordance with the rules of section 6 of such Act; (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade, in the same or different bureau, office, or other appropriation unit; (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law; or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

54 Stat. 1008.
38 U. S. C. §§ 801-818.

Provisos.
Extension.

46 Stat. 1550, 1551.
38 U. S. C. §§ 438j, 438k.

Technical and clerical assistants.

Total.
Provisos.
Butter substitutes, etc.

Hospitalization, etc., restrictions.

Salary restrictions.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Proviso.

42 Stat. 1490.
5 U. S. C. § 666.

SEC. 3. During the fiscal year ending June 30, 1942, the salaries of the Commissioners of the Interstate Commerce Commission, 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: *Provided*, That after the date of enactment of this Act the provisions of section 3 of the Independent Offices Appropriation Act, 1941, shall not apply to the salary of the Chairman of the United States Maritime Commission, so long as the office is held by the present incumbent.

Salaries of designated officials.

Proviso.
Chairman, U. S. Maritime Commission.
54 Stat. 141.

SEC. 4. 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 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 is a citizen of the United States or a person in the service of the United States on the date of enactment of this Act who, being eligible for citizenship, has filed a declaration of intention to become a citizen or who owes allegiance to the United States.

Citizenship requirements.

SEC. 5. 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.

Persons advocating overthrow of U. S. Government.

Provisos.

Penalty.

SEC. 6. This Act may be cited as the "Independent Offices Appropriation Act, 1942".

Short title.

Approved, April 5, 1941.

[CHAPTER 41]

AN ACT

Making deficiency and supplemental appropriations for the national defense for the fiscal year ending June 30, 1941, and for other purposes.

April 5, 1941

[H. R. 4124]

[Public Law 29]

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 deficiency and supplemental appropriations for the national defense for the fiscal year ending June 30, 1941, and for other purposes, namely:

Fifth Supplemental National Defense Appropriation Act, 1941.

TITLE I—WAR DEPARTMENT

MILITARY ACTIVITIES

Title VI, Military Appropriation Act, 1941.

54 Stat. 352; *ante*, p. 34.

For additional amounts for appropriations for the Military Establishment, fiscal year 1941, to be supplemental to, and merged with, the appropriations under the same heads in the Military Appropriation

54 Stat. 352.

Act, 1941, including the objects and subject to the limitations and conditions specified in that Act as amended by the Third Supplemental National Defense Appropriation Act, 1941, except as otherwise provided herein, as follows:

54 Stat. 966.

OFFICE OF SECRETARY OF WAR

54 Stat. 602.

EXPEDITING PRODUCTION

Equipment and supplies.

Expediting production of equipment and supplies for national defense: To enable the Secretary of War, with the approval of the President, and 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 years 1941 and 1942, 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 and are approved by the President, \$291,890,000, of which amount not to exceed \$107,000,000 shall be for payments under contracts authorized under this head in appropriation Acts for the fiscal year 1941; and, in addition, the Secretary of War, with the approval of the President, is authorized to enter into contracts prior to July 1, 1942, for the same purposes to an amount not exceeding \$576,396,000: *Provided*, That all moneys arising from authorized sales or transfers of machine tools or other manufacturing equipment originally procured or produced with funds appropriated under this head, as authorized by the Act approved October 10, 1940 (Public, Numbered 829, Seventy-sixth Congress), shall remain available for the purposes named herein throughout the fiscal year in which the disposition was effected and the following fiscal year: *Provided further*, That the appropriations and contract authorizations provided under this head in the First, Second, and Third Supplemental National Defense Appropriation Acts, 1941, those provided by this Act, and any that may be provided for the same purposes for the fiscal year 1942, are hereby consolidated and shall constitute one fund and one contract authorization, respectively, and remain available until June 30, 1942: *Provided further*, That an account shall be kept of all expenditures made or authorized under the several appropriations herein consolidated and reports thereon shall be submitted to Congress on or before July 1, 1941, and July 1, 1942.

41 U. S. C. § 5; 10 U. S. C. § 1339.

Contracts.

Proviso. Use of proceeds of sales.

54 Stat. 1090.

Consolidation of funds.

54 Stat. 602, 874, 970. Post, p. 366.

Reports to Congress.

54 Stat. 354.

ADJUTANT GENERAL'S DEPARTMENT

Welfare of enlisted men: Welfare of enlisted men, \$902,000, to remain available until June 30, 1942.

54 Stat. 354.

FINANCE DEPARTMENT

National Guard. Citizenship requirement.

Pay of the Army: Members of units of the National Guard which have been, or may be, called into the active military service of the United States, who may not have become citizens of the United States but have on or before November 15, 1940, declared their intention to become such citizens, shall be entitled to their pay and allowances as such members, notwithstanding any limitations under this

head contained in the Military Appropriation Act, 1941: *Provided*, That the amount authorized under this head in the Third Supplemental National Defense Appropriation Act, 1941, for the employment of civilian clerks at military headquarters is increased to \$383,250.

Transportation of dependents, and so forth: During the fiscal year 1941 the dependents and household effects of such personnel of the Military Establishment on duty at stations outside the continental limits of the United States, and 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 in continental United States as may be selected by the Secretary of War, by the use of either governmental 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.

QUARTERMASTER CORPS

Regular supplies of the Army: Regular supplies of the Army, \$12,400,000, to remain available until June 30, 1942, of which not to exceed \$3,280,000 shall be for payments under contracts authorized under this head in appropriation Acts for the fiscal year 1941.

Clothing and equipage, Army: For clothing and equipage, \$79,418,000, to remain available until June 30, 1942, of which not to exceed \$50,700,000 shall be for payments under contracts authorized under this head in the Second Supplemental National Defense Appropriation Act, 1941: *Provided*, 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 head of the department concerned 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.

Army transportation: For Army transportation, \$150,852,000, to remain available until June 30, 1942, of which not to exceed \$364,546 shall be for payments under contracts authorized under this head in appropriation Acts for the fiscal year 1941, and, in addition, the Quartermaster General, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1942, to an amount not in excess of \$8,256,000 for the purposes authorized under this head.

Military posts: For construction of buildings, utilities, and appurtenances at military posts, including the acquisition of land, rights pertaining thereto, leasehold and other interests therein and temporary use thereof, without regard to the provisions of sections 355, 1136, and 3648, Revised Statutes, as amended (10 U. S. C. 1339; 40 U. S. C. 255; 31 U. S. C. 529), and the purchase, operation, maintenance, and repair of passenger-carrying vehicles, \$193,821,000, to remain available until June 30, 1942, and, in addition, contracts may be entered into to an amount not in excess of \$112,000,000, for the purposes authorized under this head: *Provided*, That the appropriation in this paragraph and the following appropriations, or portions of appropriations, heretofore made under the caption "Military

54 Stat. 355.
Proviso.
Civilian clerks at
headquarters.
54 Stat. 966.

54 Stat. 356.

54 Stat. 357.

54 Stat. 358.

Clothing and equipage, Army.
54 Stat. 358.
Ante, p. 7.

54 Stat. 872.
Proviso.
Preference for U. S. products.

Army transportation.
54 Stat. 359.

Military posts.
54 Stat. 360; *ante*,
p. 34.

Proviso.
Accounting.
Post, p. 670.

Posts", in the following respective Acts shall be accounted for as one fund and shall remain available until June 30, 1942: Military Appropriation Act, 1941, portion for emergency construction, \$47,976,962; First Supplemental National Defense Appropriation Act, 1941, \$74,321,546; Second Supplemental National Defense Appropriation Act, 1941, portion for emergency construction, \$128,107,115; Public Resolution Numbered 99, approved September 24, 1940, \$329,519,902; and Fourth Supplemental National Defense Appropriation Act, 1941, \$660,080,534; in all, \$1,433,827,059.

54 Stat. 360.

54 Stat. 602.

54 Stat. 873.

54 Stat. 958.

Barracks and quarters.
54 Stat. 362; *ante*,
p. 34.

54 Stat. 363.

Barracks and quarters, Army: For barracks and quarters, \$2,366,000, to remain available until June 30, 1942.

SIGNAL CORPS

Signal Service of the Army: For the Signal Service of the Army, \$49,807,000, to remain available until June 30, 1942, and, in addition, the Chief Signal Officer, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1941, to an amount not in excess of \$17,049,550, for the purposes authorized under this head.

54 Stat. 364.

AIR CORPS

Air Corps, Army: For Air Corps, Army, \$982,236,000, to remain available until June 30, 1942, and, in addition, the Chief of the Air Corps, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1941, to an amount not in excess of \$524,025,000, for the purposes authorized under this head.

54 Stat. 366.

MEDICAL DEPARTMENT

Medical and Hospital Department, Army: For Medical and Hospital Department, Army, \$2,876,000, to remain available until June 30, 1942, and, in addition, the Surgeon General, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1941, to an amount not in excess of \$3,601,819, for the purposes authorized under this head.

Hospital care, Canal Zone garrisons: For hospital care, Canal Zone garrisons, \$335,000.

54 Stat. 367.

CORPS OF ENGINEERS

Engineer Service, Army: For Engineer Service, Army, including the manufacture of engineer equipment; for expenses of railroad operation, 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; and for the purchase, maintenance, repair, and operation of passenger-carrying vehicles, \$19,074,000, to remain available until June 30, 1942, of which not to exceed \$14,500,000 shall be for payments under contracts authorized under this head in appropriation Acts for the fiscal year 1941, and, in addition, the Chief of Engineers, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1941, to an amount not in excess of \$12,993,500 for the purposes authorized under this head.

Contracts.

Military construction, defense installations: For construction, installation, maintenance, and repair of facilities required for military use at locations to be approved by the President, and for each and every object and expense connected therewith, in the discretion of the Secretary of War, including housing, storage, fortifications, airdromes, piers, roads, railroads, and communication, water, sewerage, and elec-

tric systems, and other utilities connected therewith, and also including the acquisition of leasehold and other interests in land, and temporary use thereof, without regard to sections 3734 (40 U. S. C., 267), 355 (40 U. S. C., 255), and 1136 (10 U. S. C., 1339), as amended, of the Revised Statutes of the United States; the purchase, hire, operation, maintenance, and repair of passenger-carrying vehicles; the employment of persons and the procurement of supplies and services, printing and binding, and communication service, at the seat of government and elsewhere; \$98,250,000, to remain available until June 30, 1942: *Provided*, That under this appropriation the Secretary of War is authorized to effect appointments of employees in the United States, or to effect the transfer of employees in the Federal service in the United States, for duty at any point outside the continental limits of the United States at which it may be found necessary to assign such civilian employees, and to pay the costs of transportation of such employees from place of engagement in the United States, or from present post of duty in the United States, in the case of those employees already in the service of the United States, to the post of duty outside the United States, and return upon completion of assignment or after such period of service as may be prescribed by the head of the Department to provide for the shipment of household goods and personal effects of persons so appointed or transferred from place of engagement or from present post of duty in the United States to the post of duty outside the continental United States; and to provide for the transportation of the dependents of such appointees or employees, either by commercial or Government-operated vessels, as may be found expedient.

Proviso.
Assignment of employees outside U. S.

ORDNANCE DEPARTMENT

54 Stat. 367.

Ordnance service and supplies, Army: For ordnance service and supplies, Army, \$82,132,100, and in addition, the Chief of Ordnance, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1941, to an amount not in excess of \$831,065,751 for the purposes authorized under this head.

Post, p. 382.

CHEMICAL WARFARE SERVICE

54 Stat. 368.

Chemical Warfare Service, Army: For Chemical Warfare Service, Army, \$20,523,000, to remain available until June 30, 1942, of which not to exceed \$17,436,910 shall be for payments under contracts authorized under this head in appropriation Acts for the fiscal year 1941, and, in addition, the Chief of Chemical Warfare Service, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1941, to an amount not in excess of \$2,845,634 for the purposes authorized under this head.

CHIEF OF INFANTRY

54 Stat. 369.

Infantry School, Fort Benning, Georgia: For Infantry School, Fort Benning, Georgia, \$15,000.

SEACOAST DEFENSES

54 Stat. 369.

Seacoast defenses, general: For seacoast defenses, general, \$9,047,000, to remain available until June 30, 1942, of which not to exceed \$1,890,000 shall be for payments under contracts authorized under this head in appropriation Acts for the fiscal year 1941, and, in addition, when authorized by the Secretary of War, contracts may be entered into prior to July 1, 1942, to an amount not in excess of \$5,220,000, for the purposes authorized under this head.

NATIONAL GUARD BUREAU

54 Stat. 371.

National Guard: For the National Guard, \$1,867,000, to remain available until June 30, 1942.

SALARIES, WAR DEPARTMENT

Study of business methods.
54 Stat. 350.

Of the amount authorized under this head in the Military Appropriation Act, 1941, as amended, for expenses or compensation of persons who serve in an advisory capacity to the Secretary of War, not to exceed \$25,000 may be applied to the employment of experts in making a survey and study of the methods of transacting the business of the War Department without regard to section 5 of the Act of April 6, 1914 (38 Stat. 335).

5 U. S. C. § 55.

Citation of title.

This title may be cited as "Title VI, Military Appropriation Act, 1941".

TITLE II—NAVY DEPARTMENT

Title VII, Naval Appropriation Act for the fiscal year 1941.
Ante, p. 34.

54 Stat. 265.

54 Stat. 676.

For additional amounts for appropriations for the Navy Department and the naval service, fiscal year 1941, to be supplemental and in addition to the appropriations in the Naval Appropriation Act for the fiscal year ending June 30, 1941, including the objects and subject to the limitations and conditions specified therein, excepting the limitations suspended by the Act approved June 28, 1940 (Public, Numbered 671, Seventy-sixth Congress), and except as otherwise provided herein, as follows:

NAVAL ESTABLISHMENT

54 Stat. 273; *ante*, p. 35.

BUREAU OF ORDNANCE

Ordnance and ordnance stores, Navy, \$133,118,820.

54 Stat. 274; *ante*, p. 35; *post*, p. 556.

BUREAU OF SUPPLIES AND ACCOUNTS

Naval supply account fund, \$75,000,000.
Reserve material, Navy, \$9,700,000.

54 Stat. 278; *ante*, p. 36; *post*, p. 556.

BUREAU OF MEDICINE AND SURGERY

Medical Department, \$300,000.

54 Stat. 279.

BUREAU OF YARDS AND DOCKS

Public works, etc.
Ante, pp. 36, 47.

Public Works, Bureau of Yards and Docks: Toward the following public works and public-utilities projects, at a cost not to exceed the amount stated for each project, respectively, \$17,075,000, which amount, together with unexpended balances of appropriations heretofore made under this head, shall be disbursed and accounted for in accordance with existing law and shall constitute one fund:

San Diego area,
Calif.

Naval ammunition depot, San Diego area, California: Development of ammunition-storage facilities, including buildings and accessories, and acquisition of land, \$2,500,000.

Marine Corps training area, east coast.

Marine Corps training area, east coast: Facilities, including purchase of land, \$14,575,000.

Limitations.

No part of the foregoing appropriation, "Public Works, Bureau of Yards and Docks", may be obligated for the construction, in connection with either of the above projects, 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 provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590-592), shall be applicable to the Public Works projects mentioned in this Title.

Cost-plus-a-fixed-fee contracts.

ALTERATIONS TO NAVAL VESSELS

54 Stat. 286; *ante*, p. 41.

Alterations to naval vessels: For the acquisition and conversion of twelve additional auxiliaries, \$60,000,000, to remain available until expended.

NAVY DEPARTMENT

Contingent expenses, Navy Department, \$75,000.

54 Stat. 289.

Contingent and miscellaneous expenses, Hydrographic Office, \$148,000.

54 Stat. 290; *ante*, p. 41.

Transportation of Dependents, and so forth: During the fiscal year 1941 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 of the Navy, 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 of the Navy, 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: *Provided*, That the Secretary of the Navy may make reimbursement to personnel of the Naval Establishment who have incurred expenses of the character hereinbefore described prior to the enactment hereof during the fiscal year 1941.

Proviso.
Reimbursement.

This title may be cited as "Title VII, Naval Appropriation Act for the fiscal year 1941".

Citation of title.

TITLE III—CIVIL NATIONAL DEFENSE ACTIVITIES

Civil Activities National Defense Appropriation Act, 1941.

INDEPENDENT AGENCIES

FEDERAL LOAN AGENCY

FEDERAL HOUSING ADMINISTRATION

Post, p. 199.

Administrative expenses: In addition to the funds made available to the Federal Housing Administration for administrative expenses by the Independent Offices Appropriation Act, 1941, not to exceed \$390,555 of the Defense Housing Insurance Fund, created by the Act entitled "An Act to amend the National Housing Act, and for other purposes", approved March 28, 1941 (Public Law 24, Seventy-seventh Congress), is hereby made available for administrative expenses of such Administration for the fiscal year 1941, including the objects specified under this head in the Independent Offices Appropriation Act, 1941.

54 Stat. 120.

Ante, p. 55.

FEDERAL WORKS AGENCY

PUBLIC BUILDINGS ADMINISTRATION

Post, p. 683.

Construction of temporary office buildings: For the construction of temporary office buildings for general use on Government-owned land in the District of Columbia, including the construction of necessary heating plant, approaches, the installation or extension of sewers, water mains, and other utilities as may be necessary, and for administrative expenses in connection therewith, \$4,100,000: *Provided*, That the contract or contracts for such construction may be entered into without advertising.

Post, p. 546.

Proviso.
Contracts without advertising.

DEPARTMENT OF THE INTERIOR

BUREAU OF INDIAN AFFAIRS

Crow Reservation,
Mont.
54 Stat. 420.

Improvement and maintenance, irrigation systems, Crow Reservation, Montana: For operation and maintenance of the irrigation systems on the Crow Reservation, Montana, fiscal year 1941, \$2,000, to be added to the \$35,000 appropriated for this purpose in the Interior Department Appropriation Act, 1941.

Natives in Alaska.
54 Stat. 425.
Post, p. 552.

Natives in Alaska: For an additional amount for education of natives in Alaska, fiscal year 1941, including the same objects and limitations specified under this head in the Interior Department Appropriation Act, 1941, \$80,000.

BUREAU OF RECLAMATION

54 Stat. 434.

Owyhee project, Oregon: For an additional amount for operation and maintenance, from the reclamation fund, special fund, fiscal year 1941, \$55,000.

CIVIL FUNCTIONS, WAR DEPARTMENT

CORPS OF ENGINEERS

RIVERS AND HARBORS

Maintenance of existing works, etc.
Ante, p. 74; post, p. 203.

For an additional amount for the preservation and maintenance of existing river and harbor works, and for the prosecution of projects authorized by the Act entitled "An Act authorizing the improvement of certain rivers and harbors in the interest of national defense, and for other purposes", approved October 17, 1940 (Public Act Numbered 868, Seventy-sixth Congress), including the objects and under the conditions specified under this head in the War Department Civil Appropriation Act, 1941, to be available until expended, \$663,000.

54 Stat. 1198.

54 Stat. 506.

FLOOD CONTROL

East Hartford,
Conn.

Local protection works at East Hartford, Connecticut: For the completion of local protection works at East Hartford, Connecticut, as authorized by Public, Numbered 859, Seventy-sixth Congress, approved October 15, 1940, \$1,640,000, to remain available until expended.

54 Stat. 1177.

Citation of title.

This title may be cited as the "Civil Activities National Defense Appropriation Act, 1941".

Permanent type of construction, restrictions.

SEC. 2. No part of any appropriation contained in this Act shall be expended for a permanent type of construction at any military or naval shore establishment of any character acquired subsequent to the calendar year 1938, unless such establishment shall be designated by the Secretary of the Navy or the Secretary of War (whichever has jurisdiction), 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 of the Navy or the Secretary of War, respectively, may approve: *Provided*, That nothing herein shall prevent construction of a type sufficiently substantial for the use intended: *Provided further*, That this section shall not apply to construction now under contract or in progress.

Provisos.

Persons advocating overthrow of U. S. Government.
Salary, etc., restriction.

Provisos.

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. This Act may be cited as the "Fifth Supplemental National Defense Appropriation Act, 1941".

Approved, April 5, 1941.

Penalty.

Short title.

[CHAPTER 42]

AN ACT

To authorize the Secretary of Agriculture to make analyses of fiber properties, spinning tests, and other tests of the quality of cotton samples submitted to him.

April 7, 1941
[H. R. 568]
[Public Law 30]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton", approved March 3, 1927, as amended, is amended by inserting after section 3c thereof a new section to read as follows:

Cotton fiber properties.
50 Stat. 62.
7 U. S. C. § 473.

"SEC. 3d. The Secretary of Agriculture is authorized to make analyses of fiber properties, spinning tests, and other tests of the quality of cotton samples submitted to him by cotton breeders and other persons, subject to such terms and conditions and to the payment by such cotton breeders and other persons of such fees as he may prescribe by regulations under this Act. The fees to be assessed hereunder shall be reasonable, and, as nearly as may be, to cover the cost of the service rendered."

Analyses and tests.

Approved, April 7, 1941.

[CHAPTER 43]

AN ACT

Relating to foreign accounts in Federal Reserve banks and insured banks.

April 7, 1941
[S. 390]
[Public Law 31]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (e) of section 14 of the Federal Reserve Act, as amended, is amended by inserting before the period at the end of the first sentence thereof the following: ", or for foreign banks or bankers, or for foreign states as defined in section 25 (b) of this Act".

Federal Reserve Act, amendments.
38 Stat. 265.
12 U. S. C. § 358.

SEC. 2. Section 25 (b) of the Federal Reserve Act, as amended, is amended by adding at the end thereof the following new paragraphs:

48 Stat. 184.
12 U. S. C. § 632.

"Whenever (1) any Federal Reserve bank has received any property from or for the account of a foreign state which is recognized by the Government of the United States, or from or for the account of a central bank of any such foreign state, and holds such property in the name of such foreign state or such central bank; (2) a representative of such foreign state who is recognized by the Secretary of State as being the accredited representative of such foreign state to the Government of the United States has certified to the Secretary of

Disposition of property of foreign state in Federal Reserve banks.

State the name of a person as having authority to receive, control, or dispose of such property; and (3) the authority of such person to act with respect to such property is accepted and recognized by the Secretary of State, and so certified by the Secretary of State to the Federal Reserve bank, the payment, transfer, delivery, or other disposal of such property by such Federal Reserve bank to or upon the order of such person shall be conclusively presumed to be lawful and shall constitute a complete discharge and release of any liability of the Federal Reserve bank for or with respect to such property.

"Whenever (1) any insured bank has received any property from or for the account of a foreign state which is recognized by the Government of the United States, or from or for the account of a central bank of any such foreign state, and holds such property in the name of such foreign state or such central bank; (2) a representative of such foreign state who is recognized by the Secretary of State as being the accredited representative of such foreign state to the Government of the United States has certified to the Secretary of State the name of a person as having authority to receive, control, or dispose of such property; and (3) the authority of such person to act with respect to such property is accepted and recognized by the Secretary of State, and so certified by the Secretary of State to such insured bank, the payment, transfer, delivery, or other disposal of such property by such bank to or upon the order of such person shall be conclusively presumed to be lawful and shall constitute a complete discharge and release of any liability of such bank for or with respect to such property. Any suit or other legal proceeding against any insured bank or any officer, director, or employee thereof, arising out of the receipt, possession, or disposition of any such property shall be deemed to arise under the laws of the United States and the district courts of the United States shall have exclusive jurisdiction thereof, regardless of the amount involved; and any such bank or any officer, director, or employee thereof which is a defendant in any such suit may, at any time before trial thereof, remove such suit from a State court into the district court of the United States for the proper district by following the procedure for the removal of causes otherwise provided by law.

"Nothing in this section shall be deemed to repeal or to modify in any manner any of the provisions of the Gold Reserve Act of 1934 (ch. 6, 48 Stat. 337), as amended, the Silver Purchase Act of 1934 (ch. 674, 48 Stat. 1178), as amended, or subdivision (b) of section 5 of the Act of October 6, 1917 (40 Stat. 411), as amended, or any actions, regulations, rules, orders, or proclamations taken, promulgated, made, or issued pursuant to any of such statutes. In any case in which a license to act with respect to any property referred to in this section is required under any of said statutes, regulations, rules, orders, or proclamations, notification to the Secretary of State by the proper Government officer or agency of the issuance of an appropriate license or that appropriate licenses will be issued on application shall be a prerequisite to any action by the Secretary of State pursuant to this section, and the action of the Secretary of State shall relate only to such property as is included in such notification. Each such notification shall include the terms and conditions of such license or licenses and a description of the property to which they relate.

"For the purposes of this section, (1) the term 'property' includes gold, silver, currency, credits, deposits, securities, choses in action, and any other form of property, the proceeds thereof, and any right, title, or interest therein; (2) the term 'foreign state' includes any foreign government or any department, district, province, county,

Disposition of property of foreign state in insured banks.

Jurisdiction over legal proceeding.

Designated Acts, etc., not affected.
31 U. S. C. § § 440-446; 448-448e.

40 Stat. 415.
12 U. S. C. § 95a.

Cases where licenses required.

Terms defined.
"Property."

"Foreign state."

possession, or other similar governmental organization or subdivision of a foreign government, and any agency or instrumentality of any such foreign government or of any such organization or subdivision; (3) the term 'central bank' includes any foreign bank or banker authorized to perform any one or more of the functions of a central bank; (4) the term 'person' includes any individual, or any corporation, partnership, association, or other similar organization; and (5) the term 'insured bank' shall have the meaning given to it in section 12B of this Act."

Approved, April 7, 1941.

"Central bank."

"Person."

"Insured bank."
48 Stat. 168.
12 U. S. C. § 264.

[CHAPTER 49]

JOINT RESOLUTION

Affirming and approving nonrecognition of the transfer of any geographic region in this hemisphere from one non-American power to another non-American power, and providing for consultation with other American republics in the event that such transfer should appear likely.

April 10, 1941
[S. J. Res. 7]
[Public Law 32]

Whereas our traditional policy has been to consider any attempt on the part of non-American powers to extend their system to any portion of this hemisphere as dangerous to the peace and safety not only of this country but of the other American republics; and Whereas the American republics agreed at the Inter-American Conference for the Maintenance of Peace held in Buenos Aires in 1936 and at the Eighth International Conference of American States held in Lima in 1938 to consult with one another in the event that the peace, security, or territorial integrity of any American republic should be threatened; and

Preamble.

Whereas the Meeting of the Foreign Ministers of the American Republics at Panama October 3, 1939, resolved "That in case any geographic region of America subject to the jurisdiction of any non-American state should be obliged to change its sovereignty and there should result therefrom a danger to the security of the American Continent, a consultative meeting such as the one now being held will be convoked with the urgency that the case may require": Therefore be it

51 Stat. 15.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, (1) That the United States would not recognize any transfer, and would not acquiesce in any attempt to transfer, any geographic region of this hemisphere from one non-American power to another non-American power; and

Nonrecognition of certain transfers of regions of this hemisphere.

(2) That if such transfer or attempt to transfer should appear likely, the United States shall, in addition to other measures, immediately consult with the other American republics to determine upon the steps which should be taken to safeguard their common interests.

Consultations if transfer appears likely.

Approved, April 10, 1941.

[CHAPTER 59]

JOINT RESOLUTION

To carry out the obligations of the United States under the Inter-American Coffee Agreement, signed at Washington on November 28, 1940, and for other purposes.

April 11, 1941
[S. J. Res. 43]
[Public Law 33]

Whereas an Inter-American Coffee Agreement was signed at Washington on November 28, 1940, by representatives of the Governments of the United States of America, Brazil, Colombia, Costa Rica, Cuba, the Dominican Republic, Ecuador, El Salvador, Guatemala, Haiti, Honduras, Mexico, Nicaragua, Peru, and Venezuela; and

Preamble.
Post, pp. 561, 754.

Whereas the said agreement contemplates the cooperation of the Government of the United States in a joint effort to promote the orderly marketing of coffee in international trade, with a view to assuring equitable terms for both producers and consumers by adjusting supply to demand: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That on and after the entry into force of the Inter-American Coffee Agreement, as proclaimed by the President, and during the continuation in force of the obligations of the United States thereunder, no coffee imported from any foreign country may be entered for consumption except as provided in the said agreement.

SEC. 2. The President is authorized to make such allocations of the quota provided in the agreement for countries not participating in the said agreement as he finds necessary or appropriate in order to afford any such country or countries an opportunity to supply a fair share of the quota, whether or not required by any international obligation of the United States, or in order to make available the types of coffee usually consumed in the United States. The President is also authorized to make such rules and regulations as he finds necessary or appropriate to carry out the provisions of this joint resolution and of the said agreement, and with respect to any provision of such regulations for any act or performance by an importer of coffee, compliance therewith shall be a condition to the entry for consumption of the coffee in respect of which the act or performance is required.

Approved, April 11, 1941.

[CHAPTER 64]

AN ACT

To extend the provisions of the Bituminous Coal Act of 1937 for a period of two 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 (a) section 19 of the Bituminous Coal Act of 1937 (relating to termination of the Act) is amended to read as follows:

“SEC. 19. This Act shall cease to be in effect (except as provided in section 13 of the Revised Statutes) and any agencies and offices established under, or to engage in the administration of, this Act shall cease to exist at 12:01 A. M., April 26, 1943.”

(b) Section 3527 of the Internal Revenue Code (relating to termination of the bituminous coal taxes) is amended to read as follows:

“SEC. 3527. TERMINATION OF TAX.

“The taxes imposed by this chapter shall not apply to the sale or other disposal, after April 25, 1943, of bituminous coal.”

SEC. 2. The Bituminous Coal Act of 1937 is amended by adding after section 21 a new section to read as follows:

“SEC. 22. (a) There is hereby established in the Executive branch of the Government an office to be known as the Office of the Bituminous Coal Consumers' Counsel. The office shall be in charge of a counsel to be appointed by the President, by and with the advice and consent of the Senate. The counsel shall have no financial interest, direct or indirect, in the mining, transportation, or sale of, or the manufacture of equipment for, coal (whether or not bituminous coal), oil, or gas, or in the generation, transmission, or sale of hydroelectric power, or in the manufacture of equipment for the use thereof, and

Inter-American
Coffee Agreement.
Execution of obliga-
tions.
Treaty Series 970.

Allocations of quota
to nonparticipating
countries.

Rules and regula-
tions.

April 11, 1941
[H. R. 4146]
[Public Law 34]

Bituminous Coal
Act of 1937, amend-
ment.
50 Stat. 90.
15 U. S. C. § 840.
Duration of Act.
1 U. S. C. § 29.

Internal Revenue
Code, amendment.
53 Stat. 432.
26 U. S. C. § 3527.

Bituminous Coal
Act of 1937, amend-
ment.
50 Stat. 91.
Office of Bitumi-
nous Coal Consumers'
Counsel, establish-
ment.
Post, pp. 202, 544.

shall not actively engage in any other business, vocation, or employment. The counsel shall receive compensation at the rate of \$10,000 per year and necessary traveling expenses. With the exception of a clerk to the counsel, the attorneys, and such special agents and experts as the counsel may from time to time find necessary for the conduct of his work, all employees of the counsel shall be appointed and their compensation fixed in accordance with the civil-service laws and the Classification Act of 1923, as amended.

“(b) The counsel shall have and perform the functions conferred and imposed upon the Consumers’ Counsel of the National Bituminous Coal Commission by this Act as in force upon its enactment. The functions of such office which were transferred, by Reorganization Plan Numbered II transmitted by the President to Congress on May 9, 1939, to the office of the Solicitor of the Department of the Interior shall not be performed by such office of the Solicitor after the Bituminous Coal Consumers’ Counsel has taken office, and in no event after the expiration of sixty days after the date this section takes effect.

“(c) All records and property of such office of the Consumers’ Counsel of the National Bituminous Coal Commission transferred by such Reorganization Plan to the office of the Solicitor of the Department of the Interior, and all records and property of the office of such Solicitor used primarily in the administration of any function of the office of such Consumers’ Counsel transferred by such Reorganization Plan, and all personnel so transferred (not heretofore retransferred or separated from the service under section 402 of such Reorganization Plan) and all personnel used in the administration of such functions are transferred to the Office of the Bituminous Coal Consumers’ Counsel established by subsection (a) of this section for use in the administration of the functions vested in such office by this section.

“(d) So much of the unexpended balances of the appropriations, allocations, or other funds available for the use of the office of the Solicitor of the Department of the Interior in the exercise of the functions of the Office of the Consumers’ Counsel of the National Bituminous Coal Commission transferred by such Reorganization Plan, or for the use of the Secretary of the Interior in the exercise of any function so transferred, as the Director of the Budget with the approval of the President shall determine, shall be transferred to the Office of the Bituminous Coal Consumers’ Counsel for use in connection with the exercise of the functions vested in such office by this section. In determining the amount to be transferred the Director of the Bureau of the Budget may include an amount to provide for the liquidation of obligations incurred against such appropriations, allocations, or other funds prior to the transfer: *Provided*, That the use of the unexpended balances of appropriations, allocations, or other funds transferred by this section shall be subject to the provisions of section 4 (d) (3) and section 9 of the Reorganization Act of 1939.

“(e) All orders, rules, regulations, permits, or other privileges made, issued, or granted by or in respect of the Consumers’ Counsel of the National Bituminous Coal Commission, or the office of such Consumers’ Counsel, or the Solicitor of the Department of the Interior, or the office of such Solicitor, in the administration of the functions vested in such office or officer by this Act or such Reorganization Plan, and in effect at the time this section takes effect, shall continue in effect to the same extent as if this section had not been enacted, until modified, superseded, or repealed.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Functions.
50 Stat. 74.
15 U. S. C. § 829 (b).

53 Stat. 1433.
5 U. S. C. § 133t note.

Transfer of records,
property, and per-
sonnel.

53 Stat. 1435.
5 U. S. C. § 133t note.

Transfer of unex-
pended balances.

Proviso.
Use restricted.
53 Stat. 562, 563.
5 U. S. C. §§ 133-
133r.

Continuation of or-
ders, etc.

Pending proceedings.

“(f) No suit, action, or other proceeding lawfully commenced by or against any of the officers or offices referred to in subsection (e) of this section in his or its official capacity or in relation to the discharge of his or its official duties, shall abate by reason of the enactment of this section, but the court or agency before which such suit, action, or proceeding is pending, may (on motion or supplemental petition filed at any time within twelve months after the date this section takes effect showing a necessity for the survival of such suit, action, or proceeding to obtain a settlement of the questions involved) allow the same to be maintained by or against the Bituminous Coal Consumers’ Counsel.”

Approved, April 11, 1941.

[CHAPTER 69]

AN ACT

April 11, 1941
[S. 433]

[Public Law 35]

To relieve disbursing officers, certifying officers, and payees in respect of certain payments made in contravention of appropriation restrictions regarding citizenship status.

Relief of disbursing officers, etc., for payments to noncitizens.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding provisions contained in the several Appropriation Acts for the fiscal years 1939, 1940, and 1941 prohibiting the payment of compensation therefrom to officers or employees who are not citizens of the United States, the Comptroller General of the United States is hereby authorized and directed to allow credit in the settlement of disbursing officers’ accounts, and relieve certifying officers of liability, for such payments for services rendered by noncitizen officers and employees as are otherwise correct and legal, as are made in good faith, and as are found not to be due to any lack of good faith on the part of the payee: *Provided,* That this Act shall only affect such payments as were made prior to January 1, 1941.

Proviso.

Refunds.

SEC. 2. If credit is allowed in disbursing officers’ accounts in accordance with section 1 of this Act, the officer or employee, or former officer or employee receiving the payment shall not be required to refund the amount thereof; and any such amount which has been collected from an officer or employee, or former officer or employee, may be refunded to him.

Approved, April 11, 1941.

[CHAPTER 70]

AN ACT

April 11, 1941
[S. 441]

[Public Law 36]

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.

Army.
Credit in accounts of designated disbursing officers.

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: Captain Arthur G. Alexander, Finance Reserve, \$100; Lieutenant Colonel Stephen R. Beard, Finance Department, \$585.68; Major Roy J. Caperton, Finance Department, \$307.60; Lieutenant Colonel J. D. Chambliss, Infantry, \$29.80; Lieutenant Colonel Samuel F. Cohen, Infantry, \$39.05; Lieutenant Colonel Edward T. Comegys, Finance Department, \$162.55; Lieutenant Colonel Walter D. Dabney, Finance Department, \$956.51; Lieutenant Colonel William M. Dixon, Finance Department, \$87.81; Major Charles G.

Dobbins (deceased), Finance Department, \$758.64; Captain John H. Doherty, Finance Department, \$15.56; Major Charles F. Eddy (deceased), Finance Department, \$279.23; Lieutenant Colonel Leroy M. Edwards, Finance Department, \$106.08; Major Grady D. Epps, Infantry, \$25.38; Lieutenant Colonel Eugene M. Foster, Finance Department, \$204.44; Lieutenant Colonel Horace G. Foster, Finance Department (now retired), \$2,643.53; Major Clarence A. Frank, Finance Department, \$11.20; Lieutenant Colonel Carl Halla, Finance Department, \$71.13; Major John B. Harper, Finance Department (now retired), \$200; Major John H. Harrington (Coast Artillery Corps), Finance Department, \$42.65; Captain John B. Hess, Finance Department, \$21.55; Major William T. Johnson, Finance Department, \$25.74; Lieutenant Colonel W. H. Kasten, Finance Department, \$32.25; Major Richard K. Lebrou, Finance Department, \$57.49; Major Columbus B. Nenow, Finance Department, \$52; Captain Charles K. McAlister, Finance Department, \$126; Lieutenant Colonel Cherubusco Newton, Junior, Finance Department, \$72.43; Major S. C. Page, Finance Department, \$81.09; Lieutenant Colonel Frank E. Parker (deceased), Finance Department, \$526.84; Major H. R. Priest, Finance Department, \$68; Lieutenant Colonel Walter O. Rawls, Finance Department, \$1.64; Major E. F. Rea, Finance Department, \$98.85; Lieutenant Colonel Bickford E. Sawyer, Finance Department, \$88; Major Oliver T. Simpson, Finance Department, \$19.61; Major Wallace C. Steiger, Finance Department, \$11.92; Lieutenant Colonel John P. Tillman, Finance Department, \$315.64; Lieutenant Colonel Irvin V. Todd, Finance Department, \$63.50; Lieutenant Colonel Thomas P. Walsh, Finance Department, \$52.77; Lieutenant Colonel Hugh Whitt, Finance Department, \$123.68; Captain Ernest W. Wilson, Finance Department, \$5; Captain Harold F. Chrisman, Finance Department, \$61.64; Lieutenant Colonel Montgomery T. Legg, Finance Department, \$316.78; and Major Millard F. W. Oliver, Finance Department, \$53.66; the said amounts representing erroneous payments of public funds for which these officers are accountable, such erroneous payments having resulted from minor errors in the computations of pay and allowances due former members of the Civilian Conservation Corps, enlisted men of the Regular Army, members of the Officers' Reserve Corps, members of the citizens' military training camps, civilian employes, 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.

SEC. 2. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Lieutenant Colonel Walter D. Dabney, Finance Department, the sum of \$71.90, public funds for which he is accountable and which were paid by him by check to certain former members of the National Guard for armory drill pay, and which checks were later discovered to have been endorsed by other than the rightful payees.

Lt. Col. Walter D.
Dabney.

SEC. 3. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Lieutenant Colonel J. A. Dorst, Corps of Engineers, the sum of \$92.38, representing part of a disallowance made by the Comptroller General of the United States on account of a payment to the A. B. C. Transfer Company for uncrating the household effects of an Army officer: *Provided*, That no person shall be held pecuniarily liable for any part of the sum credited in the disbursing officer's account under the authority of this section.

Lt. Col. J. A. Dorst.

Proviso.

SEC. 4. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts

Lt. Col. M. H.
Forbes.

of Lieutenant Colonel M. H. Forbes (then major), Finance Department, the sum of \$327.70, public funds for which he is accountable, which sum has been disallowed by the Comptroller General of the United States on account of payments made to soldiers who were not at the time citizens of the United States: *Provided*, That no person shall be held pecuniarily liable for any amount on account of the above-mentioned payments.

Proviso.

Lt. Col. Horace G. Foster.

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 Horace G. Foster, Finance Department (retired), the sum of \$12.50, public funds for which he is accountable, which sum was paid to Alvin Schlosser, upon the certification of Captain Harry E. Cantner, Infantry-Reserve, and was disallowed by the Comptroller General of the United States: *Provided*, 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 Captain Harry E. Cantner, Infantry-Reserve, the sum of \$12.50, in full satisfaction of his claim against the United States for a like amount which was paid by him to Lieutenant Colonel Horace G. Foster, Finance Department, as reimbursement for public funds erroneously paid to Alvin Schlosser.

Proviso.
Payment to Capt. Harry E. Cantner.

Lt. Col. Montgomery T. Legg.

SEC. 6. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Lieutenant Colonel Montgomery T. Legg, Finance Department, the sum of \$10.50, public funds for which he is accountable, and which were paid by him as a result of the falsification of a soldier's deposit record.

Lt. Col. Charles Lewis.

SEC. 7. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Lieutenant Colonel Charles Lewis, Finance Department, the sum of \$4,412.14, public funds for which he is accountable, and which were paid by him on fraudulent vouchers prepared by a trusted employee.

Lt. Col. A. J. Maxwell.

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 A. J. Maxwell, Finance Department, the sum of \$9,521.60, public funds for which he is accountable and which were embezzled by his agent officer at Fort Dix, New Jersey.

Capt. Basil M. Parks.

SEC. 9. 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 Captain Basil M. Parks, Field Artillery Reserve, the sum of \$126.55, in full satisfaction of his claim against the United States for payment of a like amount withheld from his pay on account of the loss of public funds, for which Captain Parks was responsible as agent officer for Major Leonard H. Sims, Finance Officer, Fort Benning, Georgia, and which public funds were stolen during the night of August 31–September 1, 1937, from a Government safe by a person or persons unknown.

Capt. Robert E. Quackenbush.

SEC. 10. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Captain Robert E. Quackenbush, Infantry, the amount of \$72, public funds for which he is accountable, which amount was paid to the Hillcrest Water Company for drinking water and disallowed by the Comptroller General of the United States: *Provided*, That no person shall be held pecuniarily liable for any amount on account of the above-mentioned payments.

Proviso.

Maj. H. M. Tague.

SEC. 11. 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 Major H. M. Tague, Infantry, the amount of \$20, in full satisfaction of his claim against the United States for a

like amount which was paid by him for advertising for and in the interests of the United States without the prior approval of the Secretary of War as required by Revised Statutes 3828 (44 U. S. C. 324): *Provided*, That no person shall be held pecuniarily liable for any amount on account of the above-mentioned payments.

SEC. 12. 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 J. A. Marmon (then major), Finance Department, \$9; Lieutenant Colonel A. J. Perry (then major), Finance Department, \$1; Lieutenant Colonel Paul S. Beard (then major), Finance Department, \$17; Lieutenant Colonel D. W. Morey (then major), Finance Department (now retired), \$231.07; and Lieutenant Colonel Thomas P. Walsh (then major), Finance Department, \$53.20; said amounts being public funds for which they are accountable and which were paid by them on fraudulent vouchers prepared by former warrant officers of the One Hundred and Seventh Cavalry Band, Ohio National Guard.

SEC. 13. That payments for per diem allowances heretofore made to personnel in and under the jurisdiction of the War Department which have been disallowed by the Comptroller General of the United States in the accounts of disbursing officers of the Army, and, as to payments heretofore made, would be disallowed in said accounts except for this Act, on the ground that per diem allowances for temporary duty in excess of thirty days are not authorized by law, are hereby ratified and validated, and, if otherwise correct, the Comptroller General of the United States is hereby authorized and directed to credit the accounts of disbursing officers of the Army for and on account of all such payments: *Provided*, 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 any person a sum equal to the amount collected from such person on account of disallowed payments which are herein validated, as well as any amounts which would have been paid except for rulings of the Comptroller General on per diem in excess of thirty days, upon presentation of a valid claim therefor to the Comptroller General of the United States, who is hereby authorized and directed to certify such claims to the Secretary of the Treasury for payment at the rates prescribed in the order directing the travel, or in the absence of a prescribed rate, at the rate of \$5 per diem for the period of temporary duty involved.

SEC. 14. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Lieutenant Colonel Cherubusco Newton, Junior, Finance Department, \$65.30, and in the accounts of Lieutenant Colonel Edward T. Comegys, Finance Department, \$186.70, public funds for which they are accountable and which were paid by them by check to certain former members of the Texas National Guard for armory drill pay, and which checks were later discovered to have been endorsed by other than the rightful payees.

SEC. 15. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Major William S. Keller, Finance Department, the sum of \$84.13, public funds for which he is accountable, which sum represents erroneous payments due to minor errors in computation of pay and allowances of former members of the Civilian Conservation Corps and enlisted men of the Regular Army, from whom collection of the overpayments cannot be effected, said erroneous payments having been disallowed by the Comptroller General of the United States.

Proviso.

Other designated
disbursing officers.

Validation of pay-
ments for per diem
allowances.

Proviso.
Repayments, etc.

Lt. Col. Cherubusco
Newton, Jr.

Lt. Col. Edward T.
Comegys.

Maj. William S.
Keller.

Lt. Col. F. E.
Parker.

SEC. 16. That the Comptroller General of the United States be, and he is hereby, authorized and directed to credit in the accounts of Lieutenant Colonel F. E. Parker, Finance Department (deceased), the sum of \$5,072, public funds for which he is accountable and which were paid by him on fraudulent vouchers prepared by his deputy.

Approved, April 11, 1941.

[CHAPTER 71]

AN ACT

April 12, 1941
[S. 324]

[Public Law 37]

To create the White County Bridge Commission; defining the authority, power, and duties of said Commission; and authorizing said Commission and its successors and assigns to purchase, maintain, and operate a bridge across the Wabash River at or near New Harmony, Indiana, and to purchase, maintain and operate certain ferries.

White County
Bridge Commission.
Acquisition of bridge
and ferries, Wabash
River.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the Postal Service, and provide for military and other purposes, the White County Bridge Commission (hereinafter created and hereinafter referred to as the "commission") and its successors and assigns be, and is hereby, authorized to acquire, by purchase or otherwise, from its owners, and to maintain and operate a bridge and approaches thereto across the Wabash River at or near the city of New Harmony, Indiana, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act. For like purposes said commission and its successors and assigns are hereby authorized to acquire, maintain, and operate all or any ferries across the Wabash River within one mile of said bridge, subject to the conditions and limitations contained in this Act.

34 Stat. 84.
33 U. S. C. §§ 491-
498.

Right to acquire real
estate, etc.

SEC. 2. There is hereby conferred upon the commission and its successors and assigns the right and power to acquire, condemn, occupy, possess, and use said bridge and such real estate and other property in the State of Illinois and the State of Indiana as may be needed for the acquisition and maintenance of such bridge and its approaches, upon making just compensation therefor, to be ascertained and paid according to the laws of the State in which such real estate or other property is situated, and the proceedings therefor shall be the same as in the condemnation of private property for public purposes in said State, respectively.

Tolls.
34 Stat. 84.
33 U. S. C. §§ 491-
498.

SEC. 3. The commission and its successors and assigns are hereby authorized to fix and charge tolls for transit over such bridge and such ferry or ferries in accordance with the provisions of this Act, subject to the approval of the Secretary of War as provided by the Act of Congress approved March 23, 1906.

Bond issue for pay-
ment of cost.

SEC. 4. The commission and its successors and assigns are hereby authorized to provide for the payment of the cost of such bridge as may be acquired and its approaches (including any approach highways which, in the judgment of the commission, it is necessary or advisable to construct or cause to be constructed to provide suitable and adequate connection with existing improved highways) and such ferry or ferries as may be acquired and the necessary land, easements, and appurtenances thereto by an issue or issues of negotiable bonds of the commission, bearing interest at the rate of not more than 6 per centum per annum, the principal and interest of which bonds and any premium to be paid for retirement thereof before maturity shall be payable solely from the sinking fund provided in accordance with

Interest, maturity,
etc.

this Act and such payments may be further secured by mortgage of such bridge and its approaches. Such bonds may be registrable as to principal alone or both principal and interest, shall be in such form not inconsistent with this Act, shall mature at such time or times not exceeding twenty years from the date of approval of this Act, shall be in such denominations, shall be executed in such manner, and shall be payable in such medium and at such place or places as the commission may determine. The commission may repurchase and may reserve the right to redeem all or any of said bonds before maturity in such manner and at such price or prices, not exceeding 105 per centum of the principal amount thereof and accrued interest, as may be fixed by the commission prior to the issuance of the bonds. The commission, when it deems it to the best interest of the commission, may issue refunding bonds to repurchase and redeem any outstanding bonds, before the maturity thereof, which it may issue: *Provided*, That the refunding bonds shall mature at such time or times, not exceeding twenty-five years from date of approval of this Act, as the commission may determine. The commission may enter into an agreement with any bond or trust company in the United States as trustee having the power to make such agreement, setting forth the duties of the commission in respect of the maintenance, operation, repair, and insurance of the bridge and/or the ferry or ferries, the conservation and application of all funds, the security for the payment of the bonds, the safeguarding of money on hand or on deposit, and the rights and remedies of said trustee and the holders of the bonds, restricting the individual right of action of the bondholders as is customary in trust agreements respecting bonds of corporations. Such trust agreement may contain such provisions for protecting and enforcing the rights and remedies of the trustee and the bondholders as may be reasonable and proper and not inconsistent with the law.

Repurchase and redemption.

Proviso.
Maturity of refunding bonds.

Trust agreement.

Said bonds shall be sold in such manner and at such time or times and at such price as the Commission may determine, but no such sale shall be made at a price so low as to require the payment of more than 6 per centum interest on the money received therefor, computed with relation to the absolute maturity of the bonds in accordance with standard tables of bond values, and the face amount thereof shall be so calculated as to produce, at the price of their sale, the cost of the bridge and its approaches and the land, easements, and appurtenances used in connection therewith, and in the event the ferry or ferries are to be acquired, also the cost of such ferry or ferries and the lands, easements, and appurtenances used in connection therewith. The cost of the bridge and approaches and approach highways, and ferry or ferries, shall be deemed to include all engineering, legal, architectural, traffic surveying, and other expenses incident to the acquisition of the bridge or the acquisition of the ferry or ferries, and the acquisition of the necessary property, and incident to the financing thereof: *Provided*, That the cost of acquisition of said bridge and approaches and approach highways, and ferry, shall not exceed the sum of \$945,000. If the proceeds of the bonds issued shall exceed the cost as finally determined, the excess shall be placed in the sinking fund hereinafter provided. Prior to the preparation of definitive bonds the Commission may, under like restrictions, issue temporary bonds or interim certificates with or without coupons of any denomination whatsoever, exchangeable for definitive bonds when such bonds that have been executed are available for delivery.

Bond sale.

Proviso.
Limitation on cost of bridge, etc.

Temporary bonds.

SEC. 5. In fixing the rates of toll to be charged for the use of such bridge the same shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to

Application of tolls to operation, sinking fund, etc.

provide a sinking fund sufficient to pay the principal and interest of such bonds as the same shall fall due and the redemption or repurchase price of all or any thereof redeemed or repurchased before maturity as herein provided. All tolls and other revenues from said bridge are hereby pledged to such uses and to the application thereof as hereinafter in this section required. After payment or provision for payment therefrom of all such cost of maintaining, repairing, and operating and the reservation of an amount of money estimated to be sufficient for the same purpose during an ensuing period of not more than six months, the remainder of tolls collected shall be placed in the sinking fund, at intervals to be determined by the commission prior to the issuance of the bonds. An accurate record of the cost of the bridge and its approaches; the expenditures for maintaining, repairing, and operating the same; and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested. The commission shall classify in a reasonable way all traffic over the bridge, so that the tolls shall be so fixed and adjusted by it as to be uniform in the application thereof to all traffic falling within any such reasonable class, regardless of the status or character of any person, firm, or corporation participating in such traffic, and shall prevent all use of such bridge for traffic except upon payment of the tolls so fixed and adjusted. No toll shall be charged officials or employees of the commission or the Government of the United States or any State, county, or municipality in the United States while in the discharge of their duties, or municipal police or fire departments when engaged in the proper work of any such department.

Classification of traffic.

Toll exemptions.

Maintenance of ferries.

SEC. 6. Nothing herein contained shall require the commission or its successors to maintain or operate any ferry or ferries purchased hereunder, but in the discretion of the commission or its successors any ferry or ferries so purchased, with the appurtenances and property thereto connected and belonging, may be sold or otherwise disposed of or may be abandoned and/or dismantled whenever in the judgment of the commission or its successors it may seem expedient so to do. The commission and its successors may fix such rates of toll for the use of such ferry or ferries as it may deem proper, subject to the same conditions as are hereinabove required as to tolls for traffic over the bridge. All tolls collected for the use of the ferry or ferries and the proceeds of any sale or disposition of any ferry or ferries shall be used, so far as may be necessary, to pay the cost of maintaining, repairing, and operating the same, and any residue thereof shall be paid into the sinking fund hereinabove provided for bonds. An accurate record of the cost of purchasing the ferry or ferries; the expenditures for maintaining, repairing, and operating the same; and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

Use of tolls, etc.

Conveyance of Commission's interest to States.

SEC. 7. After payment of the bonds and interest, or after a sinking fund sufficient for such payment shall have been provided and shall be held for that purpose, the commission shall deliver deeds or other suitable instruments of conveyance of the interest of the commission in and to the bridge, that part within Illinois to the State of Illinois or any municipality or agency thereof as may be authorized by or pursuant to law to accept the same (hereinafter referred to as the Illinois interests) and that part within Indiana to the State of Indiana or any municipality or agency thereof as may be authorized by or pursuant to law to accept the same (hereinafter referred to as the Indiana interests), under the condition that the bridge shall thereafter be free of tolls and be properly maintained, operated, and repaired by the Illinois interests and the Indiana interests, as may be agreed upon;

but if either the Illinois interests or the Indiana interests shall not be authorized to accept or shall not accept the same under such conditions, then the bridge shall continue to be owned, maintained, operated, and repaired by the commission, and the rates of tolls shall be so adjusted as to provide a fund of not to exceed the amount necessary solely for the proper maintenance, repair, and operation of the bridge and its approaches under economical management, until such time as both the Illinois interests and the Indiana interests shall be authorized to accept and shall accept such conveyance under such conditions. If at the time of such conveyance the commission or its successors shall not have disposed of such ferry or ferries, the same shall be disposed of by sale as soon as practicable at such price and upon such terms as the commission or its successors may determine.

Disposition of ferry.

SEC. 8. For the purpose of carrying into effect the objects stated in this Act, there is hereby created the White County Bridge Commission, and by that name, style, and title said body shall have perpetual succession; may contract and be contracted with, sue and be sued, implead and be impleaded, complain and defend in all courts of law and equity; may make and have a common seal; may purchase or otherwise acquire and hold or dispose of real estate and other property; may accept and receive donations or gifts of money or other property and apply same to the purposes of this Act; and shall have and possess all powers necessary, convenient, or proper for carrying into effect the objects stated in this Act.

Commission created; powers, etc.

The commission shall consist of Julius C. Kern, Jennings F. Marlin, and J. Madison Pomeroy, all of Carmi, Illinois. Such commission shall be a body corporate and politic. Each member of the commission shall qualify within thirty days after the approval of this Act by filing in the office of the Federal Works Administrator an oath that he will faithfully perform the duties imposed upon him by this Act, and each person appointed to fill a vacancy shall qualify in like manner within thirty days after his appointment. Any vacancy occurring in said commission by reason of failure to qualify as above provided, or by reason of death or resignation, shall be filled by the Federal Works Administrator. Before the issuance of bonds as hereinabove provided, each member of the commission shall give such bond as may be fixed by the Commissioner of Public Roads, conditioned upon the faithful performance of all duties required by this Act. The cost of such bonds shall be deemed an operating expense of the commission. The commission shall elect a chairman and a vice chairman from its members, and may establish rules and regulations for the government of its own business. A majority of the members shall constitute a quorum for the transaction of business.

Membership.

SEC. 9. The commission shall have no capital stock or shares of interest or participation, and all revenues and receipts thereof shall be applied to the purposes specified in this Act. The members of the commission shall be entitled to compensation for their services, but the maximum compensation of the chairman in any year shall not exceed \$1,200 and of each other member in any year shall not exceed \$600. The members of the commission shall also be entitled to receive traveling expense allowance of 10 cents a mile for each mile actually traveled on the business of the commission. The commission may employ a secretary, treasurer, engineers, attorney, and other such experts, assistants, and employees as they may deem necessary, who shall be entitled to receive such compensation as the commission may determine. All salaries and expenses shall be paid solely from the funds provided under the authority of this Act. After all bonds and interest thereon shall have been paid and all other obligations of the commission paid or discharged, or provision for all such payment

Bonds.

Capital stock, etc., restriction.

Compensation.

Employees.

Dissolution of Commission.

shall have been made as hereinbefore provided, and after the bridge shall have been conveyed to the Illinois interests and the Indiana interests as herein provided, and any ferry or ferries shall have been sold, the commission shall be dissolved and shall cease to have further existence by an order of the Commissioner of Public Roads made upon his own initiative or upon application of the commission or any member or members thereof, but only after a public hearing in the city of Carmi, Illinois, notice of the time and place of which hearing and the purpose thereof shall have been published once, at least thirty days before the date thereof, in a newspaper published in the city of Carmi. At the time of such dissolution all moneys in the hands of or to the credit of the commission shall be divided into two equal parts, one of which shall be paid to said Illinois interests and the other to said Indiana interests.

Operating contracts.

SEC. 10. Notwithstanding any of the provisions of this Act, the commission shall have full power and authority to negotiate and enter into a contract or contracts with the State Highway Department of Illinois and the State Highway Commission of Indiana, whereby said highway departments or either of them may operate, and maintain or participate with the commission in the operation and maintenance of said bridge and approaches.

Creation of obligations, restriction.

SEC. 11. Nothing herein contained shall be construed to authorize or permit the commission or any member thereof to create any obligation or incur any liability other than such obligations and liabilities as are dischargeable solely from funds provided by this Act. No obligation created or liability incurred pursuant to this Act shall be an obligation or liability of any member or members of the commission but shall be chargeable solely to the funds herein provided, nor shall any indebtedness created pursuant to this Act be an indebtedness of the United States.

Enforcement of Act.

SEC. 12. All provisions of this Act may be enforced or the violation thereof prevented by mandamus, injunction, or other appropriate remedy brought by the attorney general for the State of Illinois, the attorney general for the State of Indiana, or the United States district attorney for any district in which the bridge may be located in part, in any court having competent jurisdiction of the subject matter and of the parties.

Power to convey bridge to States, etc.

SEC. 13. Notwithstanding any of the provisions of this Act the commission, in its discretion, shall have power at any time to sell, transfer and convey such bridge and approaches thereto either to the State of Illinois or the State of Indiana, or to any public agency, or any political subdivision of either of such States within or adjoining which any part of such bridge is located, or any two or more of them jointly: *Provided, however,* That if such bridge shall be sold, transferred and conveyed to the States or public agencies or political subdivisions thereof or to either of them, and if tolls are thereafter charged for the use thereof, the rates of toll shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management and to provide a sinking fund sufficient to amortize the amount paid therefor, including reasonable interest and financing costs, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the date of acquiring the same, and after a sinking fund sufficient for such amortization shall have been so provided such bridge shall thereafter be maintained and operated free of tolls. In the event of the acquisition of such bridge pursuant to the provisions of this section, an accurate record of the amount paid for the acquisition of the bridge and its approaches, the actual expenditures for maintain-

Proviso. Provisions of conveyance.

ing, repairing, and operating the same, and the daily tolls collected shall be kept and shall be available for the information of all persons interested. No such sale, transfer, or conveyance shall be made except for a consideration sufficient to enable the commission to retire all of its outstanding bonds and obligations and unless prior to or simultaneously with such sale, transfer, and conveyance all outstanding bonds of the commission shall be called for redemption and moneys sufficient to effect such redemption deposited and irrevocably pledged for that purpose.

SEC. 14. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Right reserved.

Approved, April 12, 1941.

[CHAPTER 72]

AN ACT

Authorizing the Secretary of the Treasury to convey a portion of the lighthouse reservation, Biloxi, Mississippi, to the city of Biloxi.

April 12, 1941
[H. R. 538]
[Public Law 38]

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 convey, by quitclaim deed, to the city of Biloxi, Harrison County, State of Mississippi, in consideration of the payment to the United States of \$1,200, all right, title, and interest of the United States in and to that portion of the lighthouse reservation, Biloxi, Mississippi, north of West Beach Boulevard. The deed of conveyance shall describe by metes and bounds the exact portion of the reservation transferred. Such deed of conveyance shall also contain the express condition that if the city of Biloxi shall cease to maintain the property so transferred for park purposes or for some other wholly public use, or shall alienate or attempt to alienate such property, title thereto shall revert to the United States.

Biloxi, Miss.
Conveyance of lands
to.

Approved, April 12, 1941.

[CHAPTER 74]

AN ACT

To increase the authorized enlisted strength of the United States Navy, and for other purposes.

April 22, 1941
[H. R. 3786]
[Public Law 39]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the permanent authorized enlisted strength of the active list of the Regular Navy is hereby increased to two hundred and thirty-two thousand. The President is hereby authorized, whenever in his judgment a sufficient national emergency exists, to increase this number to three hundred thousand.

Navy.
Permanent authorized
enlisted strength.

Emergency increase
authorized.
Public Law 398, 77th
Congress.

34 U. S. C. § 152.

SEC. 2. The phrase "authorized enlisted strength", as applied to the personnel of the Navy, shall hereafter mean the total number of enlisted men of the Navy authorized by law, exclusive of the Hospital Corps.

SEC. 3. The total authorized number of commissioned officers of the active list of the line of the Navy, exclusive of commissioned warrant officers, shall be equal to 5½ per centum of the authorized enlisted strength of the active list.

Commissioned officers.

SEC. 4. Hereafter the authorized enlisted strength of the active list of the Marine Corps shall be 20 per centum of the authorized enlisted strength of the Navy.

Marine Corps.
Authorized enlisted
strength.
Public Law 398, 77th
Congress.

Approved, April 22, 1941.

[CHAPTER 75]

JOINT RESOLUTION

April 23, 1941
[H. J. Res. 129]
[Public Law 40]

To amend the joint resolution entitled "Joint resolution authorizing Federal participation in the New York World's Fair, 1939", to provide for an extension in the life of the Commission, to authorize the transfer of property to other departments and branches of the Government without consideration, and for other purposes.

N. Y. World's Fair
Commission, exten-
sion.

50 Stat. 493; 52 Stat.
290; 54 Stat. 215.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the life of the United States New York World's Fair Commission established by the joint resolution entitled "Joint resolution authorizing Federal participation in the New York World's Fair, 1939", approved July 9, 1937, as amended, is extended for all purposes for such period as said Commission may determine up through but not after August 31, 1941, so that it may complete its undertakings connected with its participation in the New York World's Fair, 1939, and in the New York World's Fair, 1940, and that the Commissioner is authorized, under the direction of the Commission, in the disposition of the materials, property, buildings, and so forth, of the Commission to dispose of the same by outright transfer without consideration to such an extent and to such of the various executive departments and independent offices and establishments of the Government of the United States as he may determine, with the consent of the department or branch concerned, and account therefor.

Funds for incurred
obligations.

50 Stat. 493; 52 Stat.
290; 54 Stat. 215.

SEC. 2. The unexpended balance of the funds heretofore made available for carrying into effect the provisions of said Public Resolution Numbered 53, Seventy-fifth Congress, approved July 9, 1937, as amended, and as hereby amended, are also made available for payment of obligations incurred through such period as said United States New York World's Fair Commission may determine up through but not after August 31, 1941, any unexpended or unobligated balance to be covered back into the Treasury of the United States: *Provided,* That not to exceed \$5,000 shall be available for the payment of compensation for personal services to be rendered subsequent to April 30, 1941, and for the payment of all other additional operating expenses of the said Commission to be incurred solely by reason of the extension of its life as herein authorized.

Provido,
Additional operat-
ing expenses.

Resolution ex-
tended.

SEC. 3. For these purposes said Public Resolution Numbered 53, Seventy-fifth Congress, approved July 9, 1937, as amended, and as hereby amended, is extended and made applicable through August 31, 1941, in the same manner and to the same extent and for the same purposes, except with the additional authorizations herein contained, as originally provided in said Public Resolution Numbered 53.

Approved, April 23, 1941.

[CHAPTER 79]

JOINT RESOLUTION

April 24, 1941
[H. J. Res. 86]
[Public Law 41]

Authorizing the President of the United States of America to proclaim October 11, 1941, General Pulaski's Memorial Day for the observance and commemoration of the death of Brigadier General Casimir Pulaski.

General Pulaski's
Memorial Day.
6 F. R. 4877.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States of America is authorized to issue a proclamation calling upon officials of the Government to display the flag of the United States on all governmental buildings on October 11, 1941, and inviting the people of the United States to observe the day in schools and churches, or other suitable places, with appropriate ceremonies in commemoration of the death of General Casimir Pulaski.

Approved, April 24, 1941.

[CHAPTER 80]

AN ACT

To amend the Act of October 14, 1940, relating to defense housing, by authorizing an additional appropriation of \$150,000,000, and for other purposes.

April 29, 1941
[H. R. 3486]
[Public Law 42]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 (b) 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, is hereby amended (1) by striking out "\$3,000" and inserting in lieu thereof "\$3,500" and (2) by striking out the period at the end thereof and adding a colon and the following: "Provided further, That all items of cost with respect to each such family dwelling unit shall be separately estimated with a view toward economy, and no movable equipment shall be installed in such units, unless the Administrator shall, in any particular case, deem such installation to be in the public interest."

Defense housing,
amendments.
54 Stat. 1126.
42 U. S. C., ch. 9
note.
Family dwelling
units, cost limitations.

SEC. 2. Section 3 of such Act of October 14, 1940, is hereby amended by striking out "\$150,000,000" and inserting in lieu thereof "\$300,000,000".

Additional authori-
zation.
54 Stat. 1126; ante,
p. 65.
42 U. S. C., ch. 9
note.
Post, p. 199.

Approved, April 29, 1941.

[CHAPTER 81]

AN ACT

To expedite the national defense by clarifying the application of the Act of August 24, 1935 (49 Stat. 793), as to the requirement of mandatory performance and payment bonds in connection with supply contracts.

April 29, 1941
[S. 1059]
[Public Law 43]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of August 24, 1935 (49 Stat. 793), may, in the discretion of the Secretary of War or the Secretary of the Navy, be waived with respect to contracts for the manufacturing, producing, furnishing, construction, alteration, repair, processing, or assembling of vessels, aircraft, munitions, matériel, or supplies of any kind or nature for the Army or the Navy, regardless of the terms of such contracts as to payment or title: *Provided,* That as to contracts of a nature which, at the date of the passage of this Act, would have been subject to the provisions of the Act of August 24, 1935 (49 Stat. 793), the Secretary of War or the Secretary of the Navy may require performance and payment bonds as provided by said Act.

National defense,
supply contracts.
Waiver of require-
ment.
40 U. S. C. §§ 270a-d.

Proviso.

Approved, April 29, 1941.

[CHAPTER 82]

AN ACT

To authorize the Secretary of the Treasury to permit the construction and maintenance of overhanging walks on the highway bridge, route numbered 36, at Highlands, New Jersey, for public use.

May 1, 1941
[S. 478]
[Public Law 44]

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 to grant permission to the State of New Jersey to maintain public walks on the Shrewsbury River highway bridge, route numbered 36, to overhang over portions of parcels 86A and 86B, Borough of Highlands, Monmouth County, State of New Jersey, being property of the United States used for a servicing base of the Coast Guard.

Highlands, N. J.
Public walks on
highway bridge.

The property affected by such permission shall be described by metes and bounds in the permit, which shall also contain an express condition that if the State of New Jersey shall at any time cease to use

Maintenance.

or maintain the public walks on the highway bridge that overhang the described property in question, the permit shall be considered null and void, and the Secretary of the Treasury is hereby authorized to include in such permit such other conditions as he may deem necessary in order to assure that the maintenance of the walks will not interfere with the use of the said property by the United States.

Approved, May 1, 1941.

[CHAPTER 83]

AN ACT

To provide for the appointment of one additional United States district judge for the northern district of Ohio.

May 1, 1941
[S. 482]
[Public Law 45]

Ohio. U. S.
Additional district judge.

Proviso.

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 be, and he is hereby, authorized to appoint, by and with the advice and consent of the Senate, one additional United States district judge for the northern district of Ohio: *Provided,* That the first vacancy occurring in the office of district judge in said district shall not be filled.

Approved, May 1, 1941.

[CHAPTER 84]

AN ACT

To make emergency provision for certain activities of the United States Maritime Commission, and for other purposes.

May 2, 1941
[H. R. 3252]
[Public Law 46]

U. S. Maritime Commission.
Determination of foreign ship-construction costs.

54 Stat. 2643.
50 U. S. C., app., prec. § 1 note.

Contracts for construction, etc., of vessels.

Negotiating authority.

49 Stat. 1985.
46 U. S. C., ch. 27.
Ante, p. 6.

Modification of contracts.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the authority of the United States Maritime Commission under Public Resolution Numbered 82, Seventy-sixth Congress, approved June 11, 1940 (54 Stat. 306), shall continue in effect during the national emergency declared by the President on September 8, 1939, to exist, but not after June 30, 1942.

SEC. 2. (a) Whenever deemed by the President of the United States to be in the best interests of the national commerce and defense during the national emergency declared by the President on September 8, 1939, to exist, but not after June 30, 1942, (1) the United States Maritime Commission is hereby authorized, subject to the provisions of subsections (b) and (c) hereof, to negotiate contracts for the acquisition, construction, reconstruction, alteration, reconditioning, repair, outfitting, or equipping of complete vessels, or any portion thereof, including plans, spare parts, and equipment therefor, that the Commission has been or may be authorized to acquire, construct, reconstruct, alter, recondition, repair, outfit, or equip, pursuant to the Merchant Marine Act, 1936, as amended, or section 4 of Public Law Numbered 5, Seventy-seventh Congress, approved February 6, 1941, with or without advertising or competitive bidding upon determination that the price is fair and reasonable; (2) upon its determination that such action is in the best interests of the national commerce and defense because of changes in conditions occurring after the execution of its contracts heretofore or hereafter entered into for the construction, reconstruction, alteration, reconditioning, repair, outfitting, or equipping of vessels, the Commission is hereby authorized to modify such contracts in conformity with provisions hereof relating to negotiated contracts, and to adjust the payments to be made thereunder, but the aggregate amount payable to the contractor under any contract modified pursuant hereto shall

not exceed the amount which would have been payable if the contract as modified had been entered into under the authority of this section; (3) the furnishing of materials and performance of work required for or in connection with contracts made by the Commission for the acquisition, construction, reconstruction, alteration, reconditioning, repair, outfitting, or equipping of vessels shall, in the discretion of the President, take priority over the furnishing of materials or performance of work for private account or for export.

(b) The provisions of Public Law Numbered 831, Seventy-sixth Congress, approved October 10, 1940 (54 Stat. 1092) (relating to compensation for all hours worked by laborers and mechanics in excess of eight hours per day or forty hours per week at not less than one-and-one-half times the basic rate of pay), shall apply in respect of any contract negotiated pursuant to subsection (a) hereof.

(c) The cost-plus-a-percentage-of-cost system of contracting shall not be used under the authority to negotiate contracts granted by subsection (a) hereof, but contracts may be used providing for payment of cost plus a fixed fee, or cost plus a fixed fee with such bonuses and penalties as the Commission may deem necessary to secure maximum performance under such contracts, if for each contract (1) such fixed fee does not exceed 7 per centum of the estimated cost of the contract (exclusive of the fee and any bonuses payable thereunder) as determined by the Commission at the time of entering into such contract, and (2) the aggregate of such fixed fee plus any such bonuses payable thereunder does not exceed 10 per centum of such estimated cost. Performance or payment bonds required of the contractor under the Act of August 24, 1935 (49 Stat. 793; U. S. C., title 40, sec. 270a to 270d), may be waived by the Commission with respect to any contract negotiated or modified hereunder providing for payment of cost plus a fee as herein authorized. Any contract negotiated or modified hereunder providing for payment of cost plus a fee as herein authorized shall be excluded from consideration in the determination of profit of the contractor under section 505 (b) (2) of the Merchant Marine Act, 1936, as amended.

(d) The Commission shall report every three months to the Congress the contracts entered into or modified under the authority hereof and not included in a prior report.

SEC. 3. Whenever, during the national emergency declared by the President on September 8, 1939, to exist, but not after June 30, 1942, the Maritime Commission determines that operation in the foreign trade under charter to a private operator of any vessel of the Commission available for the purposes hereof is necessary for the maintenance of the foreign commerce of the United States, and that the necessary service cannot be so provided as to meet effectively such needs under the provisions of the Merchant Marine Act, 1936, as amended, the Commission may, notwithstanding any other provision of law, charter such vessel to a private operator, a citizen of the United States (as defined in section 2 of the Shipping Act, 1916, as amended), for use in such foreign trades or services as the Commission may prescribe, on time or bare-boat basis, with or without competitive bidding or advertisement, upon such terms and conditions, for such period or periods, and subject to such restrictions, as the Commission may deem necessary or desirable for the protection of the public interest, and at such rate of charter as it may deem to be fair and reasonable in view of the attendant circumstances, but if the vessel is one constructed under the said Act, not lower than the minimum charter hire would be if the vessel were chartered under the provisions of section 714 of the said Act, as amended. Nothing in

Priorities.

Overtime compensation.
40 U. S. C. § 326 note.

Form of contracts.

Waiver of certain requirements.

49 Stat. 1998.
46 U. S. C. § 1155 (b) (2).

Reports to Congress.

Chartering of vessels.
54 Stat. 2643.
50 U. S. C., app. rec. § 1 note.

49 Stat. 2008.
46 U. S. C. §§ 1191-1204.

39 Stat. 729.
46 U. S. C. § 802.

Charter rate.

49 Stat. 2011.
46 U. S. C. § 1204.

54 Stat. 4.
22 U. S. C. §§ 441-457.
Post, p. 764.

Working hours and
overtime employment.
Rules and regula-
tions.

54 Stat. 2643.
50 U. S. C., app.,
prec. § 1 note.

Overtime compen-
sation.

Uniformity with
other Government
agencies.

Emergency ship
construction.
Ante, pp. 5, 6.

Ante, pp. 31, 53; *post*,
p. 745.

this Act shall be construed to modify or affect any provision of the Neutrality Act of 1939, as amended.

SEC. 4. During the national emergency declared by the President on September 8, 1939, to exist, but not after June 30, 1942, notwithstanding any other provision of law, (1) the United States Maritime Commission is authorized to prescribe rules and regulations with regard to working hours and overtime employment for naval architects, marine engineers, draftsmen, estimators, inspectors of new construction and materials, and marine surveyors, or any of such employees engaged in its ship-construction program or its national-defense activities, and for other employees of the Commission performing services in such ship-construction program or national-defense activities which the Commission shall determine to be comparable to those of employees of other Government departments or agencies engaged in national-defense activities and authorized by law to receive compensation for overtime work, (2) compensation for employment in excess of forty hours in any administrative workweek computed at a rate not less than one-and-one-half times the regular rate is hereby authorized to be paid to the aforesaid employees of the Commission who work overtime pursuant to such rules and regulations, and (3) the President is authorized, in his discretion, to establish, in regard to hours of work and compensation for overtime of the employees hereinabove referred to, such uniformity with the War Department, the Navy Department, and the Coast Guard, and their field services as he may deem necessary in the interest of national defense. In determining overtime compensation for per annum employees under this section, the pay for one day shall be considered to be one three-hundred-and-sixtieth of their respective per annum salaries, and the pay for one hour shall be considered to be one-eighth of the pay for one day.

SEC. 5. The provisions of sections 1 and 2 of Public Law Numbered 5, Seventy-seventh Congress, approved February 6, 1941, shall apply to all activities and functions which the Maritime Commission may be authorized to perform pursuant to an Act to promote the defense of the United States, approved March 11, 1941, or any appropriations to carry out such Act, but nothing herein shall be construed to affect the appropriation made by Public Law Numbered 5.

Approved, May 2, 1941.

[CHAPTER 85]

AN ACT

To limit 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 matters.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That nothing in sections 109 and 113 of the Criminal Code (U. S. C., title 18, secs. 198 and 203) or in section 190 of the Revised Statutes (U. S. C., title 5, sec. 99) shall be deemed to apply to any person because of his appointment under authority of the Selective Training and Service Act of 1940 or the Selective Service Regulations made in pursuance thereof as a member of a local board, a board of appeal, an advisory board for registrants, as a Government appeal agent, or as an individual to conduct hearings on appeals of persons claiming exemption from combatant training and service because of conscientious objections as provided in section 5 (g) of the Selective Training and Service Act of 1940.

Approved, May 5, 1941.

May 5, 1941
[S. 1254]

[Public Law 47]

Counsel in selective
service matters.
Inapplicability of
certain laws with
respect to.
Post, p. 861.

54 Stat. 885.
50 U. S. C., app. §§
301-318.

54 Stat. 889.
50 U. S. C., app. § 305
(g).

[CHAPTER 86]

AN ACT

Making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1942, and for other purposes.

May 6, 1941
[H. R. 3981]
[Public Law 48]

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, 1942, namely:

Naval Appropria-
tion Act, 1942.
Post, pp. 557, 670,
753, 814.

NAVAL ESTABLISHMENT

OFFICE OF THE SECRETARY

Post, pp. 670, 814.

MISCELLANEOUS EXPENSES

For traveling expenses of civilian employees, including the travel of dependents of employees to and from navy yards or stations outside the continental limits of the United States, and for the expenses of attendance, at home and abroad, upon meetings of technical, professional, scientific, and other similar organizations when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Navy Department; for the part-time or intermittent employment in the District of Columbia or elsewhere of such experts and at such rates of compensation as may be contracted for by and in the discretion of the Secretary of the Navy; expenses of courts martial, purchase of law and reference books, expenses of prisoners and prisons, courts of inquiry, boards of investigations, examining boards, clerical assistance; witnesses' fees and traveling expenses; for promoting accident prevention and safety in shore establishments of the Navy, to be expended in the discretion of the Secretary of the Navy; newspapers and periodicals for the naval service; all advertising of the Navy Department and its bureaus (except advertising for recruits for the Bureau of Navigation); costs of suits; relief of vessels in distress; recovery of valuables from shipwrecks; maintenance of attachés and observers 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); for contingencies for the Director of Naval Intelligence, to be expended in his discretion, not to exceed \$2,000; the collection and classification of information; telephone, telegraph, and teletype rentals and tolls, telegrams, radiograms, and cablegrams; postage, foreign and domestic, and post-office box rentals; necessary expenses for interned persons and prisoners of war under the jurisdiction of the Navy Department, including funeral expenses for such interned persons or prisoners of war as may die while under such jurisdiction; payment of claims for damages as provided in the Act making appropriations for the naval service for the fiscal year 1920, approved July 11, 1919 (34 U. S. C. 600); 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; and other necessary and incidental expenses; in all, \$3,450,000: *Provided*, That no part of this or any other appropriation for the Navy Department or the Naval Establishment for the fiscal years 1941 and 1942, or of funds allotted to the Navy Department, shall be available after March 13, 1941, for any additional positions in the District of Columbia or elsewhere at rates of compensation in excess of \$5,000

Experts.

Living quarters.

46 Stat. 818.

Interned persons.

Damage claims.

41 Stat. 132.

Provided.
Restriction on ad-
ditional positions.

per annum, either on a per diem or per annum basis, except in pursuance of specific authorization herein or hereafter granted: *Provided further*, That no part of this or any other appropriation for the Navy Department or the Naval Establishment for the fiscal years 1941 and 1942, or of funds allotted to the Navy Department, shall be available for the employment of a greater number than eight thousand seven hundred and fifty civilian officers and employees in the Navy Department proper, at Washington, except in pursuance of specific appropriations as to numbers hereafter provided.

Maximum number
of employees, D. C.
Post, pp. 559, 753.

Post, p. 557i

CONTINGENT, NAVY

For all emergencies and extraordinary expenses, exclusive of personal services, in the Navy Department or any of its subordinate bureaus or offices at Washington, District of Columbia, arising at home or abroad, but impossible to be anticipated or classified, to be expended on the approval and authority of the Secretary of the Navy, and for such purposes as he may deem proper, and 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, \$50,000, of which \$2,500 shall be available immediately.

CARE OF LEPERS, AND SO FORTH, ISLAND OF GUAM

Naval station, Island of Guam: For maintenance and care of lepers, special patients, and for other purposes, including cost of transfer of lepers from Guam to the island of Culion, in the Philippines, and their maintenance, \$24,450; for educational purposes, \$15,000; in all, \$39,450.

Post, p. 671.

NAVAL RESEARCH LABORATORY

For laboratory and research work and other necessary work of the Naval Research Laboratory for the benefit of the naval service, including 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, operation and maintenance of a laboratory, additions to equipment necessary properly to carry on work in hand, maintenance of buildings and grounds, temporary employment of such scientific and technical civilian assistants as may become necessary, and subscriptions to technical periodicals, to be expended under the direction of the Secretary of the Navy, \$900,000.

OPERATION AND CONSERVATION OF NAVAL PETROLEUM RESERVES

To enable the Secretary of the Navy to carry out the provisions contained in the Act approved June 4, 1920, as amended (34 U. S. C., Supp. IV, 524), requiring him to conserve, develop, use, and operate the naval petroleum reserves, \$266,500, of which amount not to exceed \$25,000 shall be available for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department: *Provided*, That out of any sums appropriated for naval purposes by this Act, any portion thereof, not to exceed \$10,000,000, shall be available to enable the Secretary of the Navy to protect Naval Petroleum Reserve Numbered 1, established by Executive order of September 2, 1912, pursuant to the Act of June 25, 1910 (43 U. S. C. 141-143), by drilling wells and performing any work incident thereto, of which amount not to exceed \$100,000 shall

41 Stat. 813.
34 U. S. C. §524.

Provisos.
Protection of Re-
serve No. 1.

36 Stat. 847.

be available for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department: *Provided further*, That no part of the sum made available for the protection of this property shall be expended if 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.

Agreements not to
drill oil or gas wells.

NAVAL PRISON FARMS AND PRISON PERSONNEL

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

Proviso.
Limitation on ex-
penditures.
48 Stat. 1227.
31 U. S. C. § 725c.

BUREAU OF NAVIGATION

Post, p. 671.

TRAINING, EDUCATION, AND WELFARE, NAVY

Post, p. 671.

Naval War College: For maintenance and operation, including 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, repairs, improvements, and care of grounds; services of a professor of international law, \$2,000; services of lecturers, \$2,000; and other civilian services; library expenses, including the purchase, binding, and repair of books and periodicals and subscriptions to newspapers and periodicals; and including contingencies of the president of the Naval War College, to be expended in his discretion, not exceeding \$1,000; and for other necessary expenses, \$128,900;

Naval training stations: For maintenance, operation, and other necessary expenses, including 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, repairs, improvements, and care of grounds of the naval training stations which follow:

Naval training
stations.

San Diego, California, \$290,000;
Newport, Rhode Island, \$390,000;
Great Lakes, Illinois, \$318,500;
Norfolk, Virginia, \$449,500;

Fleet training: For trophies and badges for excellence in gunnery, target practice, communication, engineering exercises, and for economy in fuel consumption, to be awarded under such rules as the Secretary of the Navy may formulate; for the purpose of recording, classifying, compiling, and publishing the rules and results; for the establishment and maintenance of shooting galleries, target houses, targets, and ranges; for hiring established ranges, and for transporting equipment to and from ranges; entrance fees in matches for the rifle team, and special equipment therefor, \$223,000;

Fleet training.

Instruction: For 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, 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

Instruction.

49 Stat. 1092.

Proviso.
Special educational
courses, etc.

Act approved January 16, 1936 (34 U. S. C. 1073), and for special instruction, education, and individual training of officers and enlisted men at home and abroad, including maintenance of students abroad, except aviation training and submarine training otherwise appropriated for, \$290,000: *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;

Libraries.

Libraries: For libraries, including 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, professional books, textbooks, and religious books for ships and shore stations not otherwise appropriated for, \$146,000;

Welfare and recrea-
tion.

Welfare and recreation: For welfare and recreation of the Navy, including 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, periodicals and newspaper subscriptions, and not exceeding \$4,180 for care and operation of schools at naval stations at Guantanamo Bay, Guam, and Tutuila, for the children of Naval and Marine Corps commissioned, enlisted, and civilian personnel, to be expended in the discretion of the Secretary of the Navy, under such regulations as he may prescribe, \$480,000;

Naval Reserve
Officers' Training
Corps.

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), \$472,000: *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 of the Navy without payment under this appropriation, except for actual expenses incurred in the manufacture or issue;

43 Stat. 1276; 50
Stat. 563.

Proviso.
Furnishing of uni-
forms, etc.

In all, training, education, and welfare, Navy, \$3,187,900.

Post, p. 671.

MISCELLANEOUS EXPENSES, BUREAU OF NAVIGATION

For all miscellaneous expenses, including supplies for seamen's quarters; transportation of effects of deceased officers, nurses, and enlisted men of the Navy, and of officers and men of the Naval Reserve, who die while on duty; commissions, warrants, diplomas, discharges, good-conduct badges, and medals; and identification tags, \$25,000.

Post, p. 671.

OCEAN AND LAKE SURVEYS, NAVY

For hydrographic surveys, including the pay of the necessary hydrographic surveyors, cartographic draftsmen, and recorders, and for the purchase of nautical books, charts, and sailing directions, \$90,000: *Provided*, That not exceeding three hydrographic surveyors may be detailed at any one time to the Hydrographic Office, Washington, District of Columbia.

Proviso.

NAVAL RESERVE

For all expenses not otherwise provided for, authorized by the "Naval Reserve Act of 1938", and the Act approved April 15, 1935 (49 Stat. 156), as amended, in connection with organizing, administering, recruiting, instructing, training, and drilling the Naval Reserve, including the designing, purchasing, and engraving of medals and trophies; medical supplies and equipment; 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; purchase, maintenance, and operation of ambulances; aviation matériel, equipment, and fuel in connection with the 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, \$47,800,000: *Provided*, That no appropriation made in this Act shall be available for pay, allowances, travel, or other expenses of any officer or enlisted man of the Naval or Marine Corps Reserve who may be drawing a pension, disability allowance, disability compensation, or retired pay from the Government of the United States, and "retired pay" as here used shall not include the pay of members of the Fleet Reserve, Fleet Marine Corps Reserve, or members on the honorary retired list of such Reserve forces.

Post, p. 671.

Organizing, recruiting, etc.
52 Stat. 1175.
34 U. S. C. §§ 853-853j, 842-848.

Proviso.
Pay, allowances, etc., restriction.

NAVAL ACADEMY

Pay, Naval Academy: For pay for 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), \$338,971: *Provided*, That this appropriation shall not be available for the employment of more than nine masters and instructors in swordsmanship and physical training.

Post, p. 671.

49 Stat. 1092.

Proviso.

For pay of other employees, \$646,000, including 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.

Current and miscellaneous expenses, Naval Academy: For text and reference books for use of instructors; stationery, blank books and forms, models, maps, newspapers, and periodicals; apparatus and materials for instruction in physical training and athletics; expenses of lecturers and entertainments, not exceeding \$3,000, including pay and expenses of lecturers and visiting clergymen; chemicals, philosophical apparatus and instruments, stores, machinery, tools, fittings, apparatus, materials for instruction purposes, and purchase of and engraving of trophies and badges, \$50,600; for purchase, binding, and repair of books for the library (to be purchased in the open market on the written order of the Superintendent), \$5,500; for expenses of the Board of Visitors to the Naval Academy, \$1,200; for contingencies for the Superintendent of the Academy, to be expended in his discretion, not exceeding \$4,000; for contingencies for the commandant of midshipmen, to be expended in his discretion, not exceeding \$1,200; in all, \$62,500, to be accounted for as one fund.

Current, etc., expenses.

Maintenance and repairs, Naval Academy: For necessary repairs of public buildings, wharves, and walls enclosing the grounds of the Naval Academy, accident prevention, improvements, repairs, and fixtures; for books, periodicals, maps, models, and drawings; purchase and repair of fire engines; fire apparatus and plants, machinery; purchase and maintenance of all horses and horse-drawn vehicles for use at the academy, including the maintenance, operation, and repair of

Maintenance and repairs.

three horse-drawn passenger-carrying vehicles to be used only for official purposes; seeds and plants; tools and repairs of the same; stationery; furniture for Government buildings and offices at the academy, including furniture for midshipmen's rooms; coal and other fuels; candles, oil, and gas; attendance on light and power plants; cleaning and clearing up station and care of buildings; attendance on fires, lights, fire engines, fire apparatus, and plants, and telephone, telegraph, and clock systems; incidental labor, advertising, water tax, postage, telephones, telegrams, tolls, and ferriage; flags and awnings; packing boxes; 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; and music and astronomical instruments, \$1,298,000, of which amount \$2,000 shall be available exclusively on account of the collection of ship models bequeathed by the late Henry H. Rogers.

Post, p. 671.

NAVAL HOME, PHILADELPHIA, PENNSYLVANIA

For pay of employees, including 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, \$123,000;

Maintenance: For water rent, heating, and lighting; cemetery, burial expenses, and headstones; general care and improvements of grounds, buildings, walls, and fences; repairs to power-plant equipment, implements, tools, and furniture, and purchase of the same; music in chapel and entertainment for beneficiaries; stationery, books, and periodicals; transportation of indigent and destitute beneficiaries to the Naval Home, and of sick and insane beneficiaries, their attendants and necessary subsistence for both, to and from other Government hospitals; employment of such beneficiaries in and about the Naval Home as may be authorized by the Secretary of the Navy, on the recommendation of the governor; support of beneficiaries and all other contingent expenses, including the maintenance, repair, and operation of two motor-propelled vehicles, and one motor-propelled passenger-carrying vehicle to be used only for official purposes, \$155,100;

In all, Naval Home, \$278,100.

Post, pp. 671, 814.

BUREAU OF SHIPS

MAINTENANCE, BUREAU OF SHIPS

For designing hulls, machinery, and equipment of naval vessels, except armament; experimental, developmental, and research work; 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 the Navy, in his discretion, at a rate of pay not exceeding \$25 per diem for any person so employed, and payment of the travel expenses of such persons if they be members of the Naval Reserve ordered to active duty; maintenance, repairs, renewal, and alterations of hulls, machinery, and equipment of naval vessels and yard and district craft except machinery and equipment under the cognizance of other bureaus; docking of vessels; salvage and salvage services for naval floating property; construction or acquisition and conversion of district and yard craft; charter and hire of vessels for auxiliary purposes when considered necessary by the Secretary of the Navy; equipage, appliances, supplies, materials, and services, at home and abroad for the

maintenance, repair, alteration, and operation of naval vessels and district and yard craft; 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; pay 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; 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; \$206,470,000: *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 officers attached to seagoing vessels, to aviation units based on seagoing vessels, to the fleet air bases, to the submarine bases, or to landing forces and expeditions.

Antiaircraft defense, shore stations.

Machine tools, plant appliances, etc.

Proviso.
Tableware, etc., in officers' quarters.

BUREAU OF ORDNANCE

Post, pp. 567, 671, 753.

— ORDNANCE AND ORDNANCE STORES, NAVY

For procuring, producing, preserving, and handling ordnance material for the armament of ships and airplanes; for the purchase and manufacture of torpedoes and appliances; for the purchase and manufacture of smokeless powder; for fuel, material, and labor to be used in the general work under the cognizance of the Bureau of Ordnance; for essential equipment, facilities, and services at naval or private establishments to expedite the production of ordnance material; for furniture at naval ammunition depots, torpedo stations, naval ordnance plants, and proving grounds; for technical books, and periodicals; plant appliances as now defined by the "Navy Classification of Accounts"; for machinery and machine tools; for accident prevention; for experimental work in connection with the development of ordnance material for the Navy; for maintenance of proving grounds, powder factory, torpedo stations, gun factory, ammunition depots, and naval ordnance plants, and for target practice; not to exceed \$20,000 for minor improvements to buildings, grounds, and appurtenances of a character which can be performed by regular station labor; for 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; 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 the Navy in his discretion at a rate of pay not exceeding \$25 per diem for any person so employed, and payment of the travel expenses of such persons if they be members of the Naval Reserve ordered to active duty; for the maintenance, repair, and operation of horse-drawn and motor-propelled freight and passenger-carrying vehicles, to be used only for official purposes at naval ammunition depots,

Equipment, etc., to expedite production.

Machinery and machine tools.

Schools at ordnance stations.

naval proving grounds, naval ordnance plants, and naval torpedo stations; for the pay of chemists, clerical, drafting, inspection, and messenger service in navy yards, naval stations, naval ordnance plants, and naval ammunition depots, and for care and operation of schools at ordnance stations at Indianhead, Maryland; Dahlgren, Virginia; and South Charleston, West Virginia, \$167,570,000.

BUREAU OF SUPPLIES AND ACCOUNTS

Post, pp. 671, 814.

PAY, SUBSISTENCE, AND TRANSPORTATION OF NAVAL PERSONNEL

Active list officers.

Pay of naval personnel: For pay and allowances prescribed by law of officers on the active list, pay, \$41,921,503, including \$2,769,010 for increased pay for officers of the Regular Navy for making aerial flights, no part of which shall be available for increased pay for making aerial flights by more than nine 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; rental allowance, \$8,236,148; subsistence allowance, \$5,075,407; in all, \$55,233,058; officers on the retired list, \$17,487,566; for hire of quarters for officers serving with troops where there are no public quarters belonging to the Government, and where there are not sufficient quarters possessed by the United States to accommodate them, and hire of quarters for officers and enlisted men on sea duty at such times as they may be deprived of their quarters on board ship due to repairs or other conditions which may render them uninhabitable, \$9,030; pay of enlisted men on the retired list, \$16,509,600; interest on deposits by men, \$19,800; pay of enlisted men as authorized by law (in addition to chief petty officers of the Naval Reserve or of the retired list called to active duty, the number of chief petty officers shall not exceed 8 per centum, of which those with permanent appointments shall not exceed 7 per centum, of the number of regular enlisted men), extra pay for men as authorized by law, and cash prizes for men for excellence in gunnery, target practice, communication, and engineering competition, \$179,508,173; outfits for all enlisted men of the Navy on first enlistment, civilian clothing not to exceed \$15 per man to men given discharges for bad conduct or undesirability or inaptitude, reimbursement in kind of clothing to persons in the Navy for losses in cases of marine or aircraft disasters or in the operation of water- or air-borne craft, and the authorized issue of clothing and equipment to the members of the Nurse Corps, \$1,785,174; pay of enlisted men undergoing sentence of court martial, \$62,835; pay and allowances of the Nurse Corps, including assistant superintendents—pay, \$683,620; rental allowance, \$43,200; subsistence allowance, \$27,375; pay retired list, \$352,500; in all, \$1,106,695; rent of quarters for members of the Nurse Corps; pay and allowances of transferred and assigned men of the Fleet Reserve, \$15,755,300; reimbursement for losses of property as provided in the Act approved October 6, 1917 (34 U. S. C. 981, 982), as amended by the Act of March 3, 1927 (34 U. S. C. 983), \$10,000; payment of six months' death gratuity, \$392,000; in all, \$287,879,231: *Provided*, That, except for the public quarters occupied by the Chief of Office of Naval Operations, the Superintendent of the Naval Academy, and the Commandant of the Marine Corps, and messes temporarily set up on shore for officers attached to seagoing vessels, to aviation units based on seagoing vessels including officers' messes at the naval air stations, and at submarine bases, to landing forces and expeditions, and in addition not to exceed one hundred in number at such places as shall be designated by the Secretary of the

Retired officers.

Enlisted men.

Chief petty officers, limitation on number.

Nurse Corps.

Fleet Reserve.

40 Stat. 389; 44 Stat. 1368.

Proviso.
Enlisted men as household servants.
Post, p. 814.

Navy, no appropriation contained in this Act shall be available for the pay, allowances, or other expenses of any enlisted man or civil employee performing service in the residence or quarters of an officer or officers on shore as a cook, waiter, or other work of a character performed by a household servant, but nothing herein shall be construed as preventing the voluntary employment in any such capacity of a retired enlisted man or a transferred member of the Fleet Reserve without additional expense to the Government, nor the sale of meals to officers by general messes on shore as regulated by detailed instructions from the Navy Department;

Subsistence of naval personnel: For provisions and commuted rations for enlisted men of the Navy, which commuted rations shall be paid at the rate of 50 cents per diem, and midshipmen at 75 cents per diem, and commuted rations stopped on account of sick in hospital and credited at the rate of 70 cents per ration to the naval hospital fund; subsistence of members of the Fleet Reserve and retired enlisted men in naval hospitals; furlough rations as allowed by law; subsistence of men unavoidably detained or absent from vessels to which attached under orders (during which subsistence rations to be stopped on board ship and no credit for commutation therefor to be given); quarters and subsistence of men on detached duty; subsistence of members of the Naval Reserve during period of active service; subsistence in kind at hospitals and on board ship in lieu of subsistence allowance of female nurses and Navy and Marine Corps general courts-martial prisoners undergoing imprisonment with sentences of dishonorable discharge from the service at the expiration of such confinement; in all, \$41,399,256: *Provided*, 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 the Navy 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;

Transportation and recruiting of naval personnel: For mileage and actual and necessary expenses and per diem in lieu of subsistence as authorized by law to officers of the Navy while traveling under orders, including the cost of a compartment or such other accommodations, as may be authorized by the Secretary of the Navy, for security when secret documents are transported by officer messenger, and including \$5,000 for the expenses of attendance, at home and abroad, upon meetings of technical, professional, scientific, and other similar organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Navy Department; for mileage, at 5 cents per mile, to midshipmen entering the Naval Academy while proceeding from their homes to the Naval Academy for examination and appointment as midshipmen, and for transportation of midshipmen, including reimbursement of traveling expenses while traveling under orders, after appointment as midshipmen; for actual traveling expenses of female nurses; for travel allowance or for transportation and subsistence as authorized by law of enlisted men upon discharge; transportation of enlisted men and applicants for enlistment at home and abroad, with subsistence and transfers en route, or cash in lieu thereof; transportation to their home, if residents of the United States, of enlisted men discharged on medical survey, with subsistence and transfers en route, or cash in lieu

Subsistence.

Proviso.
Use of U. S. products.

Transportation and recruiting.

Midshipmen.

thereof; transportation of sick or insane enlisted men and insane supernumerary patients to hospitals, with subsistence and transfers en route, or cash in lieu thereof; apprehension and delivery of deserters and stragglers, and for railway, steamship, and airway guides and other expenses incident to transportation; expenses of recruiting for the naval service (including lodging and subsistence of applicants); rent of rendezvous and expenses of maintaining the same; advertising for and obtaining men; actual and necessary expenses in lieu of mileage to officers on duty with traveling recruiting parties; transportation of dependents of officers and enlisted men, including those of retired and reserve officers, and of retired and reserve enlisted men of grades entitled to transportation for dependents in the Regular Navy, when ordered to active duty (other than training) and upon release therefrom, \$2,575,385; expenses of funeral escorts of naval personnel; actual expenses of officers and midshipmen while on shore-patrol duty, including the hire of automobiles when necessary for the use of shore-patrol detachment; in all, \$8,355,128;

Naval Reserve personnel on active duty: For pay and allowances for Naval Reserve personnel (exclusive of Fleet Reserve personnel) on active duty with the Navy as provided by law (53 Stat. 819-821), \$74,326,368;

Total. In all, for pay, subsistence, and transportation of naval personnel, Naval Reserve aviation officers on active duty, and members of the Naval Reserve when called to active duty in time of war or during the existence of a national emergency declared by the President, \$411,959,983, and \$1,000,000 of such amount shall be available immediately, and the money herein specifically appropriated for "Pay, subsistence, and transportation of naval personnel" shall be disbursed and accounted for in accordance with existing law and shall constitute one fund: *Provided*, That additional commissioned, warranted, appointed, enlisted, and civilian personnel of the Medical Department of the Navy, required for the care of patients of the United States Veterans' Administration in naval hospitals, may be employed in addition to the numbers appropriated for in this Act: *Provided further*, That no part of this appropriation shall be available for the pay of any 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: *Provided further*, That during the existing limited emergency no officer of the Navy or Marine Corps who has been or may be adjudged fitted shall be involuntarily retired.

Transportation of dependents.

Naval Reserve.

Total.

Provisos.
Care of Veterans' Administration patients.

Midshipmen sea service requirement.

Involuntary retirement.

Post, pp. 671, 814.

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; ferrriage and bridge tolls, including streetcar fares; rent of buildings and offices not in navy yards except for use of naval attachés and recruiting officers; accident prevention; services of civilian employees under the cognizance of the Bureau of Supplies and Accounts, including 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; freight, express, and parcel-post charges, including transportation of funds and cost of insurance on shipments of money when necessary; transfer of household goods and effects as provided by the Act of October 10, 1940

(Public, Numbered 839, Seventy-sixth Congress), and regulations promulgated thereunder and of naval personnel as provided by law and regulations; for transportation on Government-owned vessels, notwithstanding the provisions of other law, of privately owned automobiles of Navy and Marine Corps personnel upon change of station, and ice and mechanical devices for cooling drinking water on shore (except at naval hospitals and shops at industrial navy yards), pertaining to the Navy Department and Naval Establishment, \$20,475,000, of which amount \$500,000 shall be available immediately: *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 1942 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 of the Navy, 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 of the Navy, 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.

Provisos.
Use of receipts for expenditures.

Transportation of dependents, etc., upon change of station.

CLOTHING AND SMALL-STORES FUND

Post, p. 671.

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", \$3,000,000.

NAVAL SUPPLY ACCOUNT FUND

Post, p. 671.

To increase the Naval Supply Account Fund established by the Act approved March 1, 1921 (31 U. S. C. 644), \$20,000,000.

41 Stat. 1160.

FUEL AND TRANSPORTATION, NAVY

Post, p. 671.

For coal and other fuel for submarine bases and steamers' and ships' use, including expenses of transportation, storage, and handling the same and the removal of fuel refuse from ships; maintenance and general operation of machinery of naval fuel depots and fuel plants; water for all purposes on board naval vessels, and ice for the cooling of water, including the expense of transportation and storage of both, \$18,283,000, of which \$1,000,000 shall be immediately available, and of which \$3,000,000 shall be available for expenditure only upon order of the President: *Provided*, That fuel acquired other than by purchase shall not be issued without charging the applicable appropriation with the cost of such fuel at the rate current at the time of issue for fuel purchased: *Provided further*, That the President may direct the use, wholly or in part, of fuel on hand, however acquired, to be charged at the last issue rate for fuel acquired by purchase, when, in his judgment, prices quoted for supplying fuel are excessive.

Provisos.
Issue of fuel not purchased.

Use of fuel on hand.

BUREAU OF MEDICINE AND SURGERY

Post, p. 671.

MEDICAL DEPARTMENT

For surgeons' necessities for vessels in commission, navy yards, naval stations, and Marine Corps; and for the civil establishment at the several naval hospitals, navy yards, naval medical supply depots, Naval Medical Center, Naval Medical School, and Naval Dispensary, Washington, and Naval Academy; for tolls and ferriages; purchase of books and stationery; hygienic and sanitary investigation and illustration; sanitary, hygienic, administrative, and special instruction, including the issuing of naval medical bulletins and supplements; maintenance, repair, and operation of motor-propelled busses; 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; trees, plants, care of grounds, garden tools, and seeds; incidental articles for the Naval Medical Center, Naval Medical School, and Naval Dispensary, Washington, naval medical supply depots, sick quarters at Naval Academy and marine barracks; washing for medical department at Naval Medical Center, Naval Medical School, and Naval Dispensary, Washington, naval medical supply depots, sick quarters at Naval Academy and marine barracks, dispensaries at navy yards and naval stations, and ships; and for minor repairs on buildings and grounds of the Naval Medical School and naval medical supply depots; for dental outfits and dental material; and all other necessary contingent expenses; in all, \$6,508,916.

Post, pp. 671, 814.

CARE OF THE DEAD

For the care of the dead, as authorized in the Act of April 20, 1940 (Public, Numbered 465), \$128,000.

54 Stat. 144.
34 U. S. C. §§924-929.

Post, pp. 557, 671,
753, 815.

BUREAU OF YARDS AND DOCKS

Post, p. 671.

MAINTENANCE, BUREAU OF YARDS AND DOCKS

For the labor, materials, and supplies necessary, as determined by the Secretary of the Navy, for the general maintenance of the activities and properties now or hereafter under the cognizance of the Bureau of Yards and Docks, including accident prevention; the purchase, maintenance, repair, and operation of passenger-carrying vehicles for the Navy Department (not to exceed ten in number) and the Naval Establishment not otherwise provided for; for employees assigned to group IV (b) and those performing similar services carried under native and alien schedules in the Schedule of Wages for Civil Employees in the Field Service of the Navy Department, and part-time or intermittent employment in the District of Columbia, or elsewhere, of such engineers and architects as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding \$25 per diem for any person so employed and payment of the travel expenses of such persons if they be members of the Naval Reserve ordered to active duty, \$14,830,000: *Provided*, That during the fiscal year 1942 the motor-propelled passenger-carrying vehicles to be purchased hereunder shall not exceed the following respective numbers and costs: Eight at \$1,600 each, and sixty at \$600 each, and motortruck chassis with station-wagon-type bodies, and motor-busses as required: *Provided further*, That expenditures from appropriations contained in this Act for the maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, including the compensation of civilian chauffeurs and the compensation of any greater number than ninety enlisted men detailed to such duty, shall

Post, p. 672.

Proviso.
Purchase of vehicles.

Maintenance, etc.
Post, p. 672.

not exceed in the aggregate \$130,000, exclusive of such vehicles owned and operated by the Marine Corps in connection with expeditionary duty without the continental limits of the United States, motorbusses, station-wagon motortrucks, and motorcycles, and on any one vehicle, except busses and ambulances, shall not exceed for maintenance, upkeep, and repair, exclusive of garage rent, pay of operators, tires, fuel, and lubricants, one-third of the market price of a new vehicle of the same make or class, and in any case not more than \$400.

CONTINGENT, BUREAU OF YARDS AND DOCKS

For contingent expenses and minor extensions and improvements of public works at navy yards and stations, \$140,000.

PUBLIC WORKS, BUREAU OF YARDS AND DOCKS

For public works and public utilities, Bureau of Yards and Docks, to be available immediately, \$316,832,960, which, together with the unexpended balances of appropriations heretofore made under this head, shall be disbursed and accounted for in accordance with existing law and shall constitute one fund, which fund shall be available for the payment of obligations incurred under the provisions of sections 3 and 4 of the Act approved April 25, 1939 (Public, Numbered 43, Seventy-sixth Congress), insofar as they relate to naval public works and utilities projects; for part-time and intermittent employment by contract of scientists, technicians, and other personnel and payment of travel expenses of members of the Naval Reserve ordered to active duty; for the employment in the Bureau of Yards and Docks and in the field service 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: *Provided*, That the Secretary of the Navy is only authorized to commence, continue, or complete the construction of, or make provision for, by contract or otherwise, projects heretofore authorized and appropriated for under this head, and, in addition, only the following-named public works and public utilities projects at a limit of cost not to exceed the amount stated for each project enumerated, respectively:

Navy Yard, Boston, Massachusetts: Storage for hemp, \$300,000; improvement of drydock numbered 3, including floor and blocking supports, \$120,000;

Navy Yard, Charleston, South Carolina: Extension of equipment building, \$60,000; twenty-five-ton floating derrick, \$150,000;

Navy Yard, Mare Island, California: Utility and transportation buildings, \$100,000; extension of pattern shop and storage, \$400,000;

Navy Yard, Pearl Harbor, Hawaii: Storehouse and accessories, \$800,000; cold storage plant building and accessories, \$650,000; improvement of water front at marine railway, \$850,000; improvement of water supply at Aiea, \$75,000; improve water front east of repair basin, \$1,250,000; public works shop and storage building, \$170,000; personnel buildings and accessories, \$2,224,000;

Navy Yard, Philadelphia, Pennsylvania: Extension of battery storehouse, \$135,000; separation of power and electric cables, \$125,000;

Navy Yard, Portsmouth, New Hampshire: Extension of prison building, \$250,000; convert building numbered 99 to quarters for officers, \$50,000;

Navy Yard, Puget Sound, Washington: Additional pier and accessories, \$2,400,000; storehouse and accessories, \$1,400,000; relocation and improvement of shops, \$250,000; supply pier and accessories, \$850,000; accessory construction and services for drydock numbered 5, \$540,000;

Ante, p. 47; *post*, pp. 557, 672, 753, 815, 822.

53 Stat. 591.
34 U. S. C. § 556.

Proviso.
Construction of
authorized projects.

Boston, Mass.

Charleston, S. C.

Mare Island, Calif.

Pearl Harbor, T. H.

Philadelphia, Pa.

Portsmouth, N. H.

Puget Sound, Wash.

- Washington, D. C. Navy Yard, Washington, District of Columbia: Extension of quay walls, \$415,000; extend crane runway at slip numbered 5, \$60,000;
- Guam. Naval station, Guam: Extension of military roads, \$187,500; improvement of power plant, \$250,000; development of seaplane operating facilities, \$1,000,000;
- Guantanamo, Cuba. Naval Station, Guantanamo, Cuba: Quarters for married enlisted men, \$36,000; improvement of power plant, \$120,000;
- Tutuila, Samoa. Naval Station, Tutuila, Samoa: Quarters for officers, \$35,500; extension of commissary and issuing building, \$85,000; road from Pago Pago to Fagasa, \$50,000; recreation building and accessories, \$70,000;
- Olongapo, P. I. Naval Station, Olongapo, Philippine Islands: Power plant for dry-dock Dewey, \$150,000;
- Norfolk, Va. Naval Operating Base, Norfolk, Virginia: Chapel, \$125,000; improvement of power plant and distributing systems, \$1,250,000; additional pier, \$1,250,000; dredging between piers numbered 3 and 7, \$500,000;
- San Diego, Calif. Destroyer Base, San Diego, California: Quarters (one building) and accessories for bachelor officers, \$70,000; two recommissioning and service piers, \$700,000; dispensary building and accessories, \$100,000; development of north water front, \$700,000;
- Coco Solo, C. Z. Submarine Base, Coco Solo, Canal Zone: Public works shop, \$100,000; transit shed and accessories, \$166,000;
- New London, Conn. Submarine Base, New London, Connecticut: Purchase of land, \$51,000;
- Pearl Harbor, T. H. Submarine Base, Pearl Harbor, Hawaii: Additional piers, \$360,000;
- Oakland, Calif. Naval Supply Depot, Oakland, California: Additional fleet supply facilities, including buildings and accessories, \$8,500,000;
- Pearl Harbor, T. H. Naval Supply Depot, Pearl Harbor, Hawaii: Provisions storage building and accessories, \$250,000; extension of quay wall, pier, and dredging, \$1,000,000;
- San Diego, Calif. Naval Supply Depot, San Diego, California: Extension of storehouse, \$230,000;
- Norfolk, Va. (Craney Island). Naval Fuel Depot Annex (Craney Island), Norfolk, Virginia: Wharf and accessories, \$500,000; gasoline storage and distribution system, \$200,000; improvement of water supply, \$50,000; small boat landing, \$10,000; protection of shore line, \$22,500;
- San Diego, Calif. Naval Fuel Depot, San Diego, California: Extend and improve fueling facilities, \$280,000; quay wall and dredging, \$400,000;
- Sangley Point, P. I. Naval Fuel Depot, Sangley Point, Philippine Islands: Additional gasoline storage and pipe lines, \$65,000;
- Keyport, Wash. Naval Torpedo Station, Keyport, Washington: Extension of building numbered 76, \$30,000; additional oil storage for power plant, \$15,000;
- Fort Mifflin, Pa. Naval Ammunition Depot, Fort Mifflin, Pennsylvania: Improvement of water front and filling low areas for flood protection, \$400,000; improvement of garage, marine barracks, \$18,000; extension of pier numbered 3, \$225,000;
- Hawthorne, Nev. Naval Ammunition Depot, Hawthorne, Nevada: High explosive magazines for mines, \$315,000; smokeless-powder magazines, \$338,000; projectile magazines, \$765,000; high-explosive magazines, \$315,000; inert storehouse, \$70,000; high-explosive magazines for Alameda and San Diego, \$192,000;
- Hingham, Mass. Naval Ammunition Depot, Hingham, Massachusetts: Improvement of electric, telephone, and fire-alarm systems, \$140,000; high-explosive magazine, \$15,000; fuse magazine, \$4,000; projectile magazines, \$70,000;
- Iona Island, N. Y. Naval Ammunition Depot, Iona Island, New York: Extension of explosive "D" loading plant, \$18,000; extension of administration

building, \$10,000; fireproofing building numbered 108, \$26,000; inert storehouse, \$70,000; fuse magazine, \$4,000;	
Naval Ammunition Depot, Mare Island, California: Smokeless-powder magazines, \$130,000; fuse magazines, \$8,000; pyrotechnic magazines, \$60,000; projectile magazines, \$105,000; high-explosive magazines, \$45,000;	Mare Island, Calif.
Naval Ammunition Depot, Oahu, Hawaii: Smokeless-powder magazines, \$120,000; purchase of approximately two hundred acres of land, \$50,000; projectile magazines, \$240,000; pyrotechnic magazine, \$35,000; fuse magazines, \$10,000; inert storehouse, \$70,000; roads, walks, and services, \$28,000; boat shed and landing, West Loch, \$10,000; high-explosive magazines, \$70,000;	Oahu, T. H.
Naval Ammunition Depot, Puget Sound, Washington: Smokeless-powder magazines, \$78,000; pyrotechnic magazine, \$30,000; fuse magazine, \$4,000;	Puget Sound, Wash.
Naval Ammunition Depot, Saint Juliens Creek, Virginia: Bulkhead, \$25,000; high-explosive magazines, \$37,000; fuse magazines, \$20,000; pyrotechnic magazines, \$120,000; projectile magazines, \$70,000; inert storehouses, \$210,000;	Saint Juliens Creek, Va.
East Coast Ammunition Depot: Star shell loading plant, \$1,600,000; bomb assembly and filling plant, \$500,000; high-explosive magazines, \$420,000; projectile magazines, \$765,000; inert storehouses, \$210,000; smokeless-powder magazines, \$264,000;	East Coast Ammunition Depot.
Naval Proving Ground, Dahlgren, Virginia: Dispensary building and accessories, \$40,000; extension of roads, walks, and services, \$30,000;	Dahlgren, Va.
Naval Academy, Annapolis, Maryland: Improvement of power plant, \$300,000; instruction and storage building, rifle range, \$30,000; acquisition and clearing of land for extension of Naval Academy grounds, \$350,000;	Annapolis, Md.
Naval Training Station, Great Lakes, Illinois: Extension of administration building, \$260,000;	Great Lakes, Ill.
Naval Training Station, Newport, Rhode Island: Improvement of power plant, \$750,000;	Newport, R. I.
Naval Training Station, Norfolk, Virginia: Finger piers in lagoon, \$35,000;	Norfolk, Va.
Naval Hospital, Annapolis, Maryland: Extension of hospital facilities, \$475,000; extension of garage, \$10,000;	Annapolis, Md.
Naval Hospital, Chelsea, Massachusetts: Additional wing on main building, \$250,000;	Chelsea, Mass.
Naval Hospital, Norfolk, Virginia: Extension of seawall, bulkhead, and fill, \$85,000; barracks and accessories for corpsmen, \$200,000;	Norfolk, Va.
Naval Hospital, Puget Sound, Washington: Galley and mess hall wing, \$250,000;	Puget Sound, Wash.
Marine Barracks, Parris Island, South Carolina: Quarters and accessories for officers, \$300,000; post chapel, \$75,000;	Parris Island, S. C.
Marine Barracks, Quantico, Virginia: Contagious ward building and accessories, \$65,000; shop building and accessories, \$172,000; post school building and accessories, \$100,000;	Quantico, Va.
Marine Barracks, San Diego, California: Administration building and accessories, \$400,000; improvements at rifle range at La Jolla, \$200,000, including \$20,000 for target area and ranges; theater and recreation hall for enlisted men, \$300,000;	San Diego, Calif.
Marine Corps Depot of Supplies, Philadelphia, Pennsylvania: Extension of storehouse, \$700,000;	Philadelphia, Pa.
Marine Corps Depot of Supplies, San Francisco, California: Extension of storehouse, \$600,000;	San Francisco, Calif.
Naval Air Station, Alameda, California: Extension of aircraft storehouse, \$300,000;	Alameda, Calif.

- Anacostia, D. C. Naval Air Station, Anacostia, District of Columbia: Extension of barracks building, \$100,000;
- Banana River, Fla. Naval Air Station, Banana River, Florida: Additional aviation facilities, including buildings and accessories and equipment, and acquisition of land, \$1,383,500;
- Coco Solo, C. Z. Naval Air Station, Coco Solo, Canal Zone: Extension of roads, walks, and services, \$344,000; extension of storehouse, \$130,000;
- Jacksonville, Fla. Naval Air Station, Jacksonville, Florida: Recreation facilities for enlisted men, \$350,000; extension of distributing systems, \$103,500; dredging and filling, Ribault Bay, \$1,000,000; extension of landing mat, runways, and warming-up platform, \$750,000; extension of bulkhead, fill, and seaplane parking area, \$260,000; high-explosive magazines, \$40,000; and additional aviation training facilities, including buildings and accessories and equipment, and acquisition of land, \$7,422,600;
- Johnston Island. Naval Air Station, Johnston Island: Gasoline storage, \$168,500; additional aviation facilities, including buildings and accessories and equipment, \$3,400,000;
- Kaneohe Bay, T. H. Naval Air Station, Kaneohe Bay, Hawaii: Extension of landplane runways, \$400,000; seaplane hangar, \$573,000; seaplane parking area, \$174,846; additional aviation facilities, including buildings and accessories and equipment, and acquisition of land, \$3,381,500;
- Key West, Fla. Naval Air Station, Key West, Florida: Additional aviation facilities, including buildings and accessories and equipment, and acquisition of land, \$2,750,000;
- Kodiak, Alaska. Naval Air Station, Kodiak, Alaska: Extension of barracks building, \$125,000; extension of bachelor officers' quarters, \$90,000; extension of roads, walks, and services, \$100,000; extension of utility hangar, \$200,000; extension of landplane runways, \$500,000; additional aviation facilities, including buildings and accessories and equipment, and acquisition of land, \$5,186,500;
- Miami, Fla. Naval Air Station, Miami, Florida: Additional aviation training facilities, including buildings and accessories and equipment, \$702,000;
- Midway Island. Naval Air Station, Midway Island: Seaplane hangar, \$541,783;
- Norfolk, Va. Naval Air Station, Norfolk, Virginia: Additional aviation facilities, including buildings and accessories and equipment and acquisition of land, \$8,836,000;
- Palmyra Island. Naval Air Station, Palmyra Island: Gasoline storage, \$168,500; additional aviation facilities, including buildings and accessories and equipment, \$3,400,000;
- Pearl Harbor, T. H. Naval Air Station, Pearl Harbor, Hawaii: Extension of warming-up platform and landplane runways, \$685,765; extension of storehouse, \$250,000; relocation of buildings and paving, \$180,000; extension of aircraft overhaul building, \$675,000; extension of motor test building, \$90,000; extension of assembly building, \$500,000; extension of bachelor officers' quarters, \$80,000; extension of paint and oil storehouse, \$25,000; replace surface storage of gasoline, \$500,000; and additional aviation facilities, including buildings and accessories and the development of outlying fields, \$4,395,000;
- Pensacola, Fla. Naval Air Station, Pensacola, Florida: Remodel buildings, \$100,000; improvement of landing fields, \$880,000; extension of runways and taxiways, \$120,000; and additional aviation training facilities, including buildings and accessories and equipment, \$2,081,000;
- Quonset Point, R. I. Naval Air Station, Quonset Point, Rhode Island: Ammunition storage facilities and recreation facilities, \$460,000;
- San Juan, P. R. Naval Air Station, San Juan, Puerto Rico: Landing field improvements, \$300,000; additional parking areas, \$255,000; extension of barracks and mess hall, \$350,000; additional bachelor officers' quarters,

\$200,000; and additional aviation facilities, including buildings and accessories and breakwater, and acquisition of land, \$972,000;

Naval Air Station, San Pedro, California: Completion of breakwater and rebuilding of jetty, and dredging, \$200,000; extension of storehouse, \$60,000; improvement of landing field, \$115,000; and additional aviation facilities, including buildings and accessories and equipment, \$840,500;

San Pedro, Calif.

Naval Air Station, Seattle, Washington: Extension of roads, walks, and paving, \$50,000; additional aviation facilities, including buildings and accessories and equipment, and acquisition of land, \$605,000;

Seattle, Wash.

Naval Air Station, Sitka, Alaska: Additional aviation facilities, including buildings and accessories and equipment, \$5,668,000; recreation facilities for officers, \$53,700;

Sitka, Alaska.

Naval Air Station, Squantum, Massachusetts: Remove obsolete structures, \$95,000; additional aviation facilities, including buildings and accessories and equipment, \$600,000;

Squantum, Mass.

Naval Air Station, Tongue Point, Oregon: Additional aviation facilities, including buildings and accessories and equipment, and acquisition of land, \$2,450,500;

Tongue Point, Oreg.

Naval Air Station, Unalaska, Alaska: Additional gasoline storage, \$40,000; seaplane parking area, \$255,000; and additional aviation facilities, including buildings and accessories and equipment, and acquisition of land, \$4,890,000;

Unalaska, Alaska.

Marine Corps flying field, Quantico, Virginia: Extension of barracks building, \$100,000; lean-tos on hangars, \$55,000; extension of assembly and repair building, \$250,000; and additional aviation facilities, including buildings and accessories and equipment, \$320,000;

Quantico, Va.

Marine Corps aviation facilities, Charlotte Amalie, Virgin Islands: Additional aviation facilities, including buildings and accessories and equipment, and acquisition of land, \$1,241,000;

Charlotte Amalie, V. I.

Naval Research Laboratory, Bellevue, District of Columbia: Extension of laboratory building, \$575,000;

Bellevue, D. C.

Tenth Naval District: Graving drydock and accessory construction, Caribbean area, \$7,500,000;

Tenth Naval District.

Eleventh Naval District: Fleet moorings and accessories, \$500,000; participation with city of San Diego in trunk sewer and disposal plant, \$200,000; improvement of sewage disposal systems at naval activities in the Eleventh District, \$525,000;

Eleventh Naval District.

Fourteenth Naval District: Improvement of channels and harbors, \$1,500,000; mooring facilities and accessories, \$250,000; harbor defense facilities, including buildings and accessories, Bishops Point, \$376,000; telephone and water service to fleet moorings, \$140,000;

Fourteenth Naval District.

No part of this appropriation 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 of the Navy 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 of the Navy 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 this appropriation as contained in this Act may be obligated for the construction of quarters, including heating and plumbing apparatus, wiring and fixtures, for greater amounts per unit than follow:

Permanent type of construction, restriction.

Provisos.
Exceptions.

Maximum allowance, designated units.

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.

Contracts on cost-plus-a-fixed-fee basis.

Proviso.

The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590-592), shall be applicable to all public works and public utilities projects provided in this Act, regardless of location: *Provided*, That the fixed fee to be paid the contractor as a result of any contract hereafter entered into under the authority of this provision shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of the Navy.

Preparation of plans, etc.

The Secretary of the Navy is hereby authorized to continue the employment, in the District of Columbia and elsewhere, of such employees now carried on the rolls as will be required for the preparation of plans and specifications and administrative work in connection with the public-works and public-utilities projects mentioned in this Act.

BUREAU OF AERONAUTICS

Post, pp. 558, 679, 815.

AVIATION, NAVY

For aviation, as follows: For navigational, photographic, aerological, radio, and miscellaneous equipment, including repairs thereto, for use with aircraft built or building on June 30, 1941, \$2,705,600; for maintenance, repair, and operation of aircraft factory, air stations, fleet and all other aviation activities, 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, accident prevention, testing laboratories, overhauling of planes, technical periodicals, outfits for messes of aviation cadets and bachelor officers at air stations, and the purchase for aviation purposes only of special clothing, wearing apparel, and special equipment, \$71,972,400, including not to exceed \$100,000 for the procurement of helium, which sum of \$100,000 shall be transferred to and made available to the Bureau of Mines on July 1, 1941; for continuing experiments and development work on all types of aircraft, including the payment of part-time or intermittent employment in the District of Columbia or elsewhere of such scientists and technicians as may be contracted for by the Secretary of the Navy, in his discretion, at a rate of pay not exceeding \$25 per diem for any person so employed and payment of the travel expenses of such persons if they be members of the Naval Reserve ordered to active duty, \$9,500,000; for new construction and procurement of aircraft and equipment, spare parts and accessories, including expansions of and facilities in private plants, \$350,372,000, of which amount not to exceed \$350,000,000 shall be available for the payment of obligations incurred under the contract authorization carried in the Navy Appropriation Act for the fiscal year 1941; in all, \$434,550,000, and the money herein specifically appropriated for "Aviation" shall be disbursed and accounted for in accordance with existing law and shall constitute one fund: *Provided*, That the Secretary of the Treasury is authorized and directed, upon the request of the Secretary of the Navy, to transfer not to exceed in the aggregate \$600,000 from this appropriation to the appropriations "Pay, subsistence, and transportation, Navy" and "Pay, Marine Corps" to cover authorized traveling expenses of officers and enlisted men in connection with flying new airplanes from contractor's works to assigned station or ship, including travel to contractor's works and return of

Helium.
Post, p. 344.

New construction, etc.

54 Stat. 283.

Provisos.
 Transfer of funds.

personnel to stations of duty, and the amount so transferred shall be in addition to any limitations contained in the appropriations "Pay, subsistence, and transportation, Navy" and "Pay, Marine Corps": *Provided further*, That the Secretary of the Navy 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 \$500: *Provided further*, That the sum of \$2,020,000 of the appropriation "Aviation, Navy", fiscal year 1938, and the sum of \$678,471 of the appropriation "Aviation, Navy", fiscal year 1939, shall remain available until June 30, 1942, for the payment of obligations incurred under contracts executed prior to September 30, 1938.

Damage claims.

Incurred obligations.
50 Stat. 111; 52 Stat. 239.

MARINE CORPS

PAY, MARINE CORPS

Post, pp. 558, 679.

Post, p. 679.

Pay of officers, active list: For pay and allowances prescribed by law for all officers on the active list—pay and allowances, \$5,577,293, including \$517,611, 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, \$740,220; rental allowance, \$1,031,907; in all, \$7,349,420; and, except during war or national emergency declared by the President to exist, no part of such sum shall be available to pay active-duty pay and allowances to officers on the retired list;

For pay of officers prescribed by law on the retired list, \$2,621,066;

Pay of enlisted men, active list: For pay and allowances of non-commissioned officers, musicians, and privates, as prescribed by law, and for the expenses of clerks of the United States Marine Corps traveling under orders, including not to exceed \$250 for the expenses of attendance upon meetings of technical, professional, scientific, and other organizations, when, in the judgment of the Secretary of the Navy, such attendance would be of benefit in the conduct of the work of the Marine Corps, and including additional compensation for enlisted men of the Marine Corps qualified as expert riflemen, sharpshooters, marksmen, or regularly detailed as gun captains, gun pointers, cooks, messmen, including interest on deposits by enlisted men, post-exchange debts of deserters, and of men discharged or sentenced to terms of imprisonment while in debt to the United States, under such rules as the Secretary of the Navy may prescribe, and the authorized travel allowance of discharged enlisted men, and for prizes for excellence in gunnery exercises and target practices, and communication competitions, and for pay of enlisted men designated as Navy mail clerks and assistant Navy mail clerks both afloat and ashore, and for gratuities to enlisted men discharged not under honorable conditions—pay and allowances, \$24,013,710; allowance for lodging and subsistence, \$1,747,192; in all, \$25,760,902;

Retired officers.
Enlisted men, active list.

For pay and allowances prescribed by law of enlisted men on the retired list, \$996,886;

Undrawn clothing: For payment to discharged enlisted men for clothing undrawn, \$264,000;

Retired enlisted men.

For pay and allowances of the Marine Corps Reserve as follows: (a) For officers commissioned pursuant to the Act of June 13, 1939 (53 Stat. 819-821), \$737,745; (b) for transferred and assigned men, \$1,171,730; and (c) for all others, \$9,115,441; in all, \$11,024,916;

Marine Corps Reserve.

For mileage and actual and necessary expenses and per diem in lieu of subsistence as authorized by law to officers traveling under orders without troops, \$347,638;

In all, \$48,364,828, 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 in the District of Columbia, as follows:

Offices of the Major General Commandant and adjutant inspector, \$238,320;

Office of the paymaster, \$73,120;

Provido.
Enlisted men at
Headquarters.

Office of the quartermaster, \$300,120; in all, \$611,560: *Provided*, That the total number of enlisted men on duty at Marine Corps Headquarters on May 7, 1930, shall not be increased, and in lieu of enlisted men whose services at such headquarters shall be terminated for any cause prior to July 1, 1942, their places may be filled by civilians, for the pay of whom, in accordance with the Classification Act of 1923, as amended, either or both the appropriations "Pay, Marine Corps" and "General expenses, Marine Corps" shall be available.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Post, pp. 558, 679.

GENERAL EXPENSES, MARINE CORPS

For every expenditure requisite for, and incident to, the authorized work of the Marine Corps, other than as appropriated for under the headings of pay and salaries, including 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, as follows:

Provisions, etc.

For provisions, subsistence, board, and lodging of enlisted men, recruits and recruiting parties, and applicants for enlistment; cash allowance for lodging and subsistence to enlisted men traveling on duty; ice, ice machines and their maintenance, \$6,910,721;

Clothing.

For clothing for enlisted men, \$2,268,000;

Fuel, etc.

For fuel, heat, light, and power, including sales to officers, \$1,489,000;

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 men by the Government for conspicuous, gallant, and special service; rental and maintenance of target ranges and entrance fees for competitions, \$5,237,667;

Transportation, etc.

For transportation of troops and applicants for enlistment, including cash in lieu of ferriage and transfers en route; toilet kits for issue to recruits upon their first enlistment and other incidental expenses of the recruiting service; and for transportation for dependents of officers and enlisted men, \$699,989;

Barracks, quarters,
etc.

For repairs and improvements to barracks, quarters, and other public buildings at posts and stations; for the leasing and improvement of buildings at such places as the public exigencies require, and the erection of temporary buildings upon the approval of the Secretary of the Navy at a total cost of not to exceed \$70,000 during the year, \$1,211,000;

Forage, etc.

For forage and stabling of public animals and the authorized number of officers' horses, \$21,000;

For miscellaneous supplies, material, equipment, personal and other services, and for other incidental expenses for the Marine Corps not otherwise provided for; purchase, repair, and exchange of typewriters and calculating machines; purchase and repair of furniture and fixtures; and purchase, exchange, and repair of passenger-carrying and other vehicles, including parts; veterinary services and medicines for public animals and the authorized number of officers' horses; purchase of mounts and horse equipment for all officers below the grade of major required to be mounted; shoeing for public animals and the authorized number of officers' horses; books, newspapers, and periodicals; printing and binding; packing and crating of officers' allowance of baggage; funeral expenses of officers and enlisted men and accepted applicants for enlistment and retired officers on active duty, including the transportation of their bodies, arms, and wearing apparel from the place of demise to the homes of the deceased in the United States; construction, operation, and maintenance of laundries; care and operation of schools at Marine Barracks, Quantico, Virginia, and Parris Island, South Carolina; and for all emergencies and extraordinary expenses, \$5,990,000: *Provided*, That the motor-propelled passenger-carrying vehicles to be purchased hereunder shall not exceed the following respective numbers and costs: Ten at \$750 each, and motorcycles and motortruck chassis with station-wagon type bodies as required;

Marine Corps Reserve: For clothing, including clothing for aviation cadets, subsistence, heat, light, transportation, and miscellaneous expenses, \$92,835;

In all, \$23,920,212, 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), including in connection therewith not to exceed \$50,000,000 for defense installations on Government or privately owned merchant vessels; for necessary tools, equipment, and facilities in naval establishments or private plants for shipbuilding, and for 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, \$1,215,000,000, and, in addition, the unexpended balance on June 30, 1941, of the appropriation "Replacement of naval vessels, construction and machinery" is hereby reappropriated and made available for the purposes of this paragraph, all 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 of the Navy may from time to time determine to be necessary for the engagement of technical services, and the employment of personnel in the Navy Department and in the field, the purchase of plans, drafting and other supplies, telephone and telegraph expenses, 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.

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 naval establishments or private plants for the production of armor, armament,

Miscellaneous supplies, etc.

Vehicles.

Care, etc., of schools.

Proviso.
Purchase of vehicles.

Marine Corps Reserve.

Post, pp. 558, 680, 814, 816.

Defense installations on merchant vessels.
Post, p. 814.
Tools, etc.

Reappropriation.
54 Stat. 286.

Proviso.
Sums for additional expenses.

Machine tools, etc.

and ammunition, and 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, \$442,000,000, and, in addition, the unexpended balance on June 30, 1941, of the appropriation "Replacement of naval vessels, armor, armament, and ammunition" is hereby reappropriated and made available for the purposes of this paragraph, all to remain available until expended: *Provided*, That the unexpended balance as of June 30, 1941, of the appropriation under the head "Alterations to naval vessels" and all outstanding obligations against such appropriation for any purpose for which it was available are transferred on July 1, 1941, to the appropriation "Increase and replacement of naval vessels", divided between the heads "Construction and machinery" and "Armor, armament, and ammunition" in such proportion as the Secretary of the Navy shall determine.

Neither the appropriation "Increase and replacement of naval vessels, construction and machinery", nor the appropriation "Increase and replacement of naval vessels, armor, armament, and ammunition", shall be available for obligation for any purpose as to ships delivered or acquired prior to July 1, 1940, nor as to any ship delivered or acquired subsequently to such date after twelve months shall have elapsed from delivery or acquisition date.

GENERAL PROVISIONS

Letters patent.

The appropriations made in this Act for the purchase or manufacture of equipment or material or of a particular class of equipment or material shall be available for the purchase of letters patent, applications for letters patent, licenses under letters patent, and applications for letters patent that pertain to such equipment or material for which the appropriations are made.

Departmental use of funds, limitation.

No part of any appropriation made for the Navy shall be expended for any of the purposes herein provided for on account of the Navy Department in the District of Columbia, including personal services of civilians and of enlisted men of the Navy, except as expressly authorized by law: *Provided*, That there may be detailed to the Bureau of Navigation not to exceed at any one time twenty-five enlisted men of the Navy and to the Office of the Chief of Naval Operations, twelve enlisted men of the Navy: *Provided further*, That enlisted men detailed to the Naval Dispensary, the Office of Naval Intelligence, and the Radio Communication Service shall not be regarded as detailed to the Navy Department in the District of Columbia.

Provisos. Details to Bureau of Navigation, etc.

Details to Naval Dispensary, etc.

Restriction on use of time-measuring devices.

No part of the appropriations made in this Act shall be available for the salary or pay of any officer, manager, superintendent, foreman, or other person or persons having charge of the work of any employee of the United States Government while making or causing to be made with a stop watch or other time-measuring device a time study of any job of any such employee between the starting and completion thereof, or of the movements of any such employee while engaged upon such work; nor shall any part of the appropriations made in this Act be available to pay any premiums or bonus or cash reward to any employee in addition to his regular wages, except for suggestions resulting in improvements or economy in the operation of any Government plant; and no part of the moneys herein appropriated for the Naval Establishment or herein made available therefor shall be used or expended under contracts hereafter made for the repair, purchase, or acquirement, by or from any private contractor, of any naval vessel, machinery, article, or articles that

Cash rewards.

Repairs, etc., by private contractors, restriction.

Reappropriation.
54 Stat. 237.

Proviso.
Transfer of unexpended balance.

Restriction on use of funds for certain ships.
Post, p. 559.

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 of the Navy, 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 of the Navy, be advantageous to the national defense.

No part of the funds herein appropriated shall be available to pay a contractor upon any contract for a naval vessel entered into under authority of this Act unless, at the time of filing his bid, he shall also file the estimates upon which such bid was based.

Estimates to accompany bids.

NAVY DEPARTMENT

SALARIES

Post, pp. 559, 753.

For compensation for personal services in the District of Columbia, as follows:

Office of the Secretary of the Navy: Secretary of the Navy, Under Secretary of the Navy, Assistant Secretary of the Navy, and other personal services, \$328,650.

General Board, \$12,220.

Naval examining and retiring boards, \$13,980.

Compensation board, \$7,700.

Office of Naval Records and Library, \$34,360.

Office of Judge Advocate General, \$133,420.

Office of Chief of Naval Operations, \$174,000.

Board of Inspection and Survey, \$21,360.

Office of Director of Naval Communications, \$179,620.

Office of Naval Intelligence, \$135,500.

Bureau of Navigation, \$617,920.

Hydrographic Office, \$489,620.

Naval Observatory, including \$2,500 for pay of computers on piece work in preparing for publication the American Ephemeris and Nautical Almanac and in improving the tables of the planets, moon, and stars, \$186,320.

American Ephemeris, etc.

Bureau of Ships, \$658,000.

Bureau of Ordnance, \$150,000.

Bureau of Supplies and Accounts, \$995,340.

Bureau of Medicine and Surgery, \$165,570.

Bureau of Yards and Docks, \$276,000.

Bureau of Aeronautics, \$430,400: *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, 1942".

Aircraft design and construction.

In all, salaries, Navy Department, \$5,009,980.

Salary restriction.

In expending appropriations or portions of appropriations contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretaries of the Navy, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Proviso.
Restriction not applicable in designated cases.

42 Stat. 1490.
5 U. S. C. § 666.

CONTINGENT EXPENSES

For professional and technical books and periodicals, lawbooks, and necessary reference books, including city directories, railway guides, freight, passenger, and express tariff books and photostating, for Department library; for purchase of photographs, maps, documents, and pictorial records of the Navy, photostating and other necessary incidental expenses in connection with the preparation for publication of the naval records of the war with the Central Powers of Europe; for stationery, furniture, newspapers, plans, drawings, and drawing materials; purchase and exchange of motortrucks or motor-delivery wagons, maintenance, repair, and operation of motortrucks or motor-delivery wagons; streetcar fares; freight, expressage, postage, typewriters, and computing machines, and other absolutely 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.

Proviso.
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

For continuing the printing of historical and naval documents, including composition, clerical copying in the Navy Department, and other preparatory work, in accordance with the provisions of the appropriation made for the commencement of this work as contained in the Naval Appropriation Act for the fiscal year 1935, \$12,000, together with the unobligated balance of the appropriation under this head for the fiscal year 1941: *Provided*, That nothing in such Act shall preclude the Public Printer from furnishing one hundred and fifty copies of each volume published to the Library of Congress.

48 Stat. 414.

Proviso.
Copies to Library of Congress.

Post, p. 680.

CONTINGENT AND MISCELLANEOUS EXPENSES, HYDROGRAPHIC OFFICE

For purchase and printing of nautical books, charts, and sailing directions, copper plates, steel plates, chart paper, packing boxes, chart portfolios, electrotyping copper plates, cleaning copper plates;

tools, instruments, power, and material for drawing, engraving, and printing; materials for and mounting charts; reduction of charts by photography; photolithographing charts for immediate use; transfer of photolithographic and other charts to copper; purchase of equipment for the storage of plates used in making charts and for the storage of Hydrographic Office charts and publications; modernization, care, and repair to printing presses, furniture, instruments, and tools; extra drawing and engraving; translating from foreign languages; telegrams on public business; preparation of pilot charts and their supplements, and printing and mailing same; purchase of data for charts and sailing directions and other nautical publications; books of reference and works and periodicals relating to hydrography, marine meteorology, navigation, surveying, oceanography, and terrestrial magnetism, and to other professional and technical subjects connected with the work of the Hydrographic Office, \$107,000.

For contingent expenses of branch hydrographic offices at Boston, New York, Philadelphia, Baltimore, Norfolk, Savannah, New Orleans, San Francisco, Portland (Oregon), Portland (Maine), Chicago, Cleveland, Detroit, Buffalo, Duluth, Sault Sainte Marie, Seattle, Panama, San Juan (Puerto Rico), Los Angeles, Honolulu, and Galveston, including furniture, fuel, lights, works and periodicals, relating to hydrography, marine meteorology, navigation, surveying, oceanography and terrestrial magnetism, stationery, miscellaneous articles, rent, and care of offices, care of time balls, carfare and ferriage in visiting merchant vessels, freight and express charges, telegrams, and other necessary expenses incurred in collecting the latest information for pilot charts, and for other purposes for which the offices were established, \$11,380.

Branch offices.

For services of necessary employees at branch offices, \$48,210.

CONTINGENT AND MISCELLANEOUS EXPENSES, NAVAL OBSERVATORY

Post, p. 680.

For professional and scientific books, books of reference, periodicals, engravings, photographs, and fixtures for the library; for apparatus and instruments, and for repairs of the same; for repairs to buildings (including quarters), fixtures, and fences; for cleaning, repair, and upkeep of grounds and roads; furniture and furnishings for offices and quarters, gas, chemicals, paints, and stationery, including transmission of public documents through the Smithsonian exchange, foreign postage; plants, seeds, and fertilizers; for fuel, oil, grease, pipe, wire, and other materials needed for the maintenance and repair of boilers, engines, heating apparatus, electric lighting and power, and water supply; maintenance, repair, and operation of motortrucks and passenger automobiles; telegraph and telephone service; rental of tabulating and other mechanical equipment, and other absolutely necessary expenses, \$61,300, of which \$1,000 shall be available immediately.

Use of Government-owned motor vehicles.

SEC. 2. No part of any money appropriated by this Act shall be used for maintaining, driving, or operating any Government-owned motor-propelled passenger-carrying vehicle not used exclusively for official purposes; and "official purposes" shall not include the transportation of officers and employees between their domiciles and places of employment except in cases of medical officers on outpatient medical service and except in cases of officers and employees engaged in field work the character of whose duties makes such transportation necessary and then only as to such latter cases when the same is approved by the head of the Department. This section shall not apply to any motor vehicle for official use of the Secretary of the Navy, and no other persons connected with the Navy Depart-

ment or the naval service, except the commander in chief of the United States Asiatic Fleet, Marine Corps officers serving with expeditionary forces in foreign countries, and medical officers on out-patient medical service, shall have a Government-owned motor vehicle assigned for their exclusive use.

SEC. 3. No part of any appropriation contained in this Act shall be used directly or indirectly after May 1, 1941, 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 compliance with this section in time of war or national emergency if he should deem such course to be in the public interest.

SEC. 4. The Secretary of the Navy is authorized, where necessary, to exceed the statutory limit on repairs and alterations to vessels during the fiscal year 1942.

SEC. 5. During the fiscal year ending June 30, 1942, all retired officers of the Navy and Marine Corps, and retired officers and enlisted men of those services, shall, when on active duty, receive full pay and allowances.

SEC. 6. 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

Canal Zone.
Civilian personnel,
citizenship require-
ment.

Proviso.
Employment of Pan-
amanian citizens.
48 U. S. C. § 1307
note.

Employees with 15
or more years of
service.

Selection of per-
sonnel.

Hours of employ-
ment, pay rates.

Applicability of sec-
tion.

Suspension of com-
pliance in emergency.

Statutory limit on
repairs, etc.

Pay of retired per-
sonnel on active duty.

Persons advocating
overthrow of U. S.
Government.

Proviso.

Penalty.

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. 7. 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.

SEC. 8. This Act may be cited as the "Naval Appropriation Act, 1942".

Approved, May 6, 1941.

Commissions on land purchase contracts.

Short title.

[CHAPTER 87]

AN ACT

Relating to certain inspections and investigations in coal mines for the purpose of obtaining information relating to health and safety conditions, accidents, and occupational diseases therein, and for other purposes.

May 7, 1941

[H. R. 2082]

[Public Law 49]

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, acting through the United States Bureau of Mines, is hereby authorized and empowered to make or cause to be made annual or necessary inspections and investigations in coal mines the products of which regularly enter commerce or the operations of which substantially affect commerce—

Coal mines, inspections and investigations.

(a) For the purpose of obtaining information relating to health and safety conditions in such mines, the causes of accidents involving bodily injury or loss of life in such mines, or the causes of occupational diseases originating in such mines, whenever such health or safety conditions, accidents, or occupational diseases burden or obstruct commerce or threaten to burden or obstruct commerce.

Information relating to health and safety, etc.

(b) For the purpose of obtaining information relating to health and safety conditions in such mines, the causes of accidents involving bodily injury or loss of life in such mines, or the causes of occupational diseases originating in such mines, as a basis for determining the most effective manner in which the public funds made available for the protection or advancement of health or safety in coal mines, and for the prevention or relief of accidents or occupational diseases therein may be expended for the accomplishment of such objects.

Basis for expenditure of public funds.

(c) For the purpose of obtaining information relating to health and safety conditions in such mines, the causes of accidents involving bodily injury or loss of life in such mines, or the causes of occupational diseases, originating in such mines, as a basis for the preparation and dissemination of reports, studies, statistics, and other educational materials pertaining to the protection or advancement of health or safety in coal mines and to the prevention or relief of accidents or occupational diseases in coal mines.

Data for educational materials.

(d) For the purpose of obtaining information relating to accidents involving bodily injury or loss of life in such mines or relating to occupational diseases originating in such mines, to be transmitted to the Bureau of the Census for use in connection with the preparation and compilation of the various Census reports.

Transmittal of information to Bureau of Census.

(e) For the purpose of obtaining information relating to health and safety conditions in such mines, the causes of accidents involving bodily injury or loss of life in such mines, or the causes of occupational diseases originating in such mines, to be transmitted to the Congress for its consideration in connection with legislative matters involving health and safety conditions, accidents, or occupational diseases in coal mines.

Transmittal of information to Congress.

Inspections at other than annual intervals.

SEC. 2. The Secretary of the Interior, acting through the United States Bureau of Mines, is further authorized and empowered to make or cause to be made the inspections and investigations provided for in section 1 of this Act at other than annual intervals at any time in his discretion when the making of such inspections or investigations in the mine concerned will be in furtherance of the purposes of this Act.

Admission to mine for inspection.

SEC. 3. The Secretary of the Interior acting through the United States Bureau of Mines, or any duly authorized representative of such Bureau, shall be entitled to admission to any coal mine the products of which regularly enter commerce or the operations of which substantially affect commerce, for the purpose of making any inspection or investigation authorized under section 1 or section 2 of this Act.

Refusal of admission.

SEC. 4. Any owner, lessee, agent, manager, superintendent, or other person having control or supervision of any coal mine subject to the provisions of section 1 or section 2 of this Act who refuses to admit the Secretary of the Interior, acting through the United States Bureau of Mines, or any duly authorized representative of such Bureau, to such mine, pursuant to the provisions of section 3 of this Act, shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not exceeding \$500 or by imprisonment not exceeding sixty days, or by both.

Punishment.

Report of mine accidents.

SEC. 5. Every owner, lessee, agent, manager, superintendent, or other person having control or supervision of any coal mine the products of which regularly enter commerce or the operations of which substantially affect commerce shall furnish to the Secretary of the Interior, acting through the United States Bureau of Mines, or to any duly authorized representative of such Bureau, upon request, complete and correct information to the best of his knowledge concerning any or all accidents involving bodily injury or loss of life which occurred in such mine during the calendar year in which the request is made or during the preceding calendar year.

Authority and duties prescribed.

SEC. 6. The Secretary of the Interior, acting through the United States Bureau of Mines, is hereby authorized and directed—

Annual report to Congress.

(a) To report annually to the Congress, either in summary or detailed form, the information obtained by him under this Act, together with such findings and comments thereon and such recommendations for legislative action as he may deem proper;

Findings and recommendations.

(b) To compile, analyze, and publish, either in summary or detailed form, the information obtained by him under this Act, together with such findings concerning the causes of unhealthy or unsafe conditions, accidents, or occupational diseases in coal mines, and such recommendations for the prevention or amelioration of unhealthy or unsafe conditions, accidents, or occupational diseases in coal mines as he may deem proper;

Dissemination of educational materials.

(c) To prepare and disseminate reports, studies, statistics, and other educational materials pertaining to the protection or advancement of health or safety in coal mines and to the prevention or relief of accidents or occupational diseases in coal mines;

Expenditure of funds.

(d) To expend the funds made available to him for the protection or advancement of health or safety in coal mines, and for the prevention or relief of accidents or occupational diseases therein, in such lawful manner as he may deem most effective in the light of the information obtained under this Act to promote the accomplishment of the objects for which such funds are granted;

Census reports.

(e) To transmit to the Director of the Census, either in summary or detailed form, the information obtained by him under this Act, for use in connection with the preparation and compilation of the various Census reports; and

(f) To make available for public inspection, either in summary or detailed form, the information obtained under this Act, as soon as practicable after the acquisition of such information.

Public inspection of information.

SEC. 7. The execution of the provisions of this Act shall devolve upon the United States Bureau of Mines and the Secretary of the Interior may designate other bureaus or offices in the Department of the Interior to cooperate with the United States Bureau of Mines for such purpose. In order to promote sound and effective coordination of Federal and local activities within the field covered by this Act, the Secretary of the Interior, and the several bureaus and offices under his jurisdiction, shall cooperate with the official mine inspection or safety agencies of the several States and Territories, and, with the consent of the proper authorities thereof, may utilize the services of such agencies in connection with the administration of this Act. Copies of all findings, recommendations, reports, studies, statistics and information made public under the authority of clauses (b), (c), and (f) of section 6 of this Act shall, whenever practicable, be furnished any cooperating State or Territorial agency which may request the same.

Coordination of Federal and local activities.

SEC. 8. The Secretary of the Interior, acting through the United States Bureau of Mines, may, in his discretion, create and establish an advisory committee composed of not more than six members to exercise consultative functions, when required by the Secretary, in connection with the administration of this Act. The said committee shall be composed of representatives of coal-mine owners and of representatives of coal-mine workers in equal number. The members of said committee shall be appointed by the Secretary of the Interior without regard to the civil-service laws.

Advisory committee.

SEC. 9. The Secretary of the Interior, acting through the United States Bureau of Mines, shall have authority to appoint, subject to the civil-service laws, such officers and employees as he may deem requisite for the administration of this Act; to fix, subject to the Classification Act of 1923, as amended, the compensation of officers and employees so appointed; and to prescribe the powers, duties, and responsibilities of all officers and employees engaged in the administration of this Act: *Provided, however,* That in the selection of persons for appointment as coal-mine inspectors no person shall be so selected unless he has the basic qualification of at least five years' practical experience in the mining of coal, and is recognized by the United States Bureau of Mines as having the training or experience of a practical mining engineer in those essentials necessary for competent coal-mine inspection; and in detailing coal-mine inspectors to the inspection and investigation of individual mines, due consideration shall be given to their previous practical experience in the work of mining coal in the State, district, or region where such inspections are to be made.

Administrative personnel.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Proviso.
Qualifications of inspectors.

SEC. 10. There are hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, such sums as may be necessary for the due execution of this Act.

Appropriation authorized.
Post, p. 553.

SEC. 11. For the purposes of this Act, the term "commerce" means trade, traffic, commerce, transportation, or communications between any State, Territory, possession, or the District of Columbia and any other State, Territory, or possession, of the United States, or between any State, Territory, possession, or the District of Columbia and any foreign country, or wholly within any Territory, possession, or the District of Columbia, or between points in the same State if passing through any other State or through any Territory, possession, or the District of Columbia or through any foreign country.

"Commerce" defined.

Separability of provisions.

SEC. 12. If any provision of this Act, or the application thereof to any person or circumstance, is held invalid, the remainder of this Act, and the application of such provision to other persons or circumstances, shall not be affected thereby.

Approved, May 7, 1941.

[CHAPTER 88]

AN ACT

To authorize the construction of a bridge across the Ohio River at or near Cannelton, Perry County, Indiana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to promote interstate commerce, improve the postal service, and provide for military and other purposes, the Indiana State Toll Bridge Commission be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Ohio River, at a point suitable to the interest of navigation at or near Cannelton, Perry County, Indiana, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

SEC. 2. There is hereby conferred upon the Indiana State Toll Bridge Commission all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, maintenance, and operation of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which such real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in the condemnation or expropriation of property for public purposes in such State.

SEC. 3. The said Indiana State Toll Bridge Commission is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

SEC. 4. In fixing the rates of toll to be charged for the use of such bridge the same shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the cost of such bridge and its approaches, including interest at a rate of not to exceed 5 per centum per annum and reasonable financing cost, as soon as possible, under reasonable charges, but within a period of not to exceed thirty years from the completion thereof. After a sinking fund sufficient for such amortization shall have been provided, such bridge shall thereafter be maintained and operated free of tolls. An accurate record of the cost of the bridge and its approaches, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

SEC. 5. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 9, 1941.

May 9, 1941
[H. R. 1824]
[Public Law 50]

Ohio River.
Bridge authorized
across, at Cannelton,
Ind.

34 Stat. 84.
33 U. S. C. §§ 491-
498.

Right to acquire real
estate, etc.

Tolls.

Application of tolls
to operation, sinking
fund, etc.

Maintenance as free
bridge.

Records.

[CHAPTER 89]

AN ACT

Granting the consent of Congress to the Highway Department of Davidson County, of the State of Tennessee, to construct, maintain, and operate, a free highway bridge across the Cumberland River at a point approximately one and three-fourths miles below Clees Ferry, connecting a belt-line highway in Davidson County, State of Tennessee, known as the Old Hickory Boulevard.

May 9, 1941
[H. R. 2684]
[Public Law 51]

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 Highway Department of Davidson County, of the State of Tennessee, and its successors and assigns, to construct, maintain, and operate a free highway bridge and approaches thereto across the Cumberland River at a point approximately one and three-fourths miles below Clees Ferry, connecting a belt-line highway in Davidson County, State of Tennessee, known as the Old Hickory Boulevard, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906.

Cumberland River.
Bridge authorized
across, below Clees
Ferry, Tenn.

34 Stat. 84.
33 U. S. C. §§ 491-498.

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

Approved, May 9, 1941.

[CHAPTER 90]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Saint Louis River at or near the city of Duluth, Minnesota, and the city of Superior, Wisconsin, and to amend the Act of August 7, 1939, as amended, and for other purposes.

May 9, 1941
[H. R. 2766]
[Public Law 52]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for commencing and completing the construction of a bridge and approaches thereto across the Saint Louis River, at or near the city of Duluth, Minnesota, and the city of Superior, Wisconsin, authorized to be constructed by the city of Duluth by an Act of Congress approved August 7, 1939, and heretofore extended by an Act of Congress approved April 30, 1940, is hereby further extended one year from August 7, 1941, and three years from August 7, 1941, respectively.

Saint Louis River.
Time extended for
bridging, at Duluth,
Minn.

53 Stat. 1258; 54
Stat. 172.

SEC. 2. The said Act approved August 7, 1939, as heretofore amended by the Act of Congress approved April 30, 1940, is further amended as follows:

(a) The second sentence of section 3 of said Act as amended is amended to read: "All such bonds shall be in a form not inconsistent with this Act and shall mature at such time or times as the city may determine, not exceeding twenty years from August 7, 1941."

Bonds, form and
maturity.
53 Stat. 1259; 54
Stat. 172.

(b) The third sentence of section 3 of said Act is amended to read: "The city, when it deems it to be in the best interests of the city, may issue refunding bonds to repurchase and redeem any outstanding bonds before the maturity thereof: *Provided*, That the refunding bonds shall mature at such time or times not exceeding thirty years from August 7, 1941, as the city may determine."

Refunding bonds.
53 Stat. 1259.

Proviso.
Maturity.

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

Approved, May 9, 1941.

[CHAPTER 91]

AN ACT

May 9, 1941
[H. R. 2829]

[Public Law 53]

To extend the times for commencing and completing the construction of a bridge across the Susquehanna River at or near the city of Harrisburg, Pennsylvania.

Susquehanna River.
Time extended for
bridging, at Harris-
burg, Pa.

53 Stat. 1263; 54
Stat. 729.

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 Susquehanna River at or near the city of Harrisburg, Pennsylvania, authorized to be built by the Dauphin County (Pennsylvania) Authority by an Act of Congress approved August 7, 1939, and heretofore extended by the Act of Congress approved July 2, 1940, are hereby extended one and three years, respectively, from May 1, 1941.

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

Approved, May 9, 1941.

[CHAPTER 92]

AN ACT

May 9, 1941
[H. R. 2830]

[Public Law 54]

To extend the times for commencing and completing the construction of a bridge across the Susquehanna River at or near the city of Middletown, Pennsylvania.

Susquehanna River.
Time extended for
bridging, at Middle-
town, Pa.

54 Stat. 169.

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 Susquehanna River at or near the city of Middletown, Pennsylvania, authorized to be built by the General State Authority, Commonwealth of Pennsylvania, and/or the Pennsylvania Bridge and Tunnel Commission, by an Act of Congress approved April 30, 1940, are hereby extended one and three years, respectively, from May 1, 1941.

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

Approved, May 9, 1941.

[CHAPTER 93]

AN ACT

May 9, 1941
[H. R. 3066]

[Public Law 55]

To amend an Act to provide for a Union Railroad Station in the District of Columbia, and for other purposes.

District of Colum-
bia.
Elimination of grade
crossings.

32 Stat. 918.
D. C. Code §7-1214.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of section 10 of an Act of Congress entitled "An Act to provide for a Union Railroad Station in the District of Columbia, and for other purposes", approved February 28, 1903 (Public, Numbered 122, Fifty-seventh Congress, 32 Stat. 909), which reads "Any and all streets or highways within the District of Columbia now or hereafter planned or projected to cross any line of steam railroad in the District of Columbia, which may be hereafter opened to public use shall be located, constructed, and maintained either beneath such railroad by a suitable subway, or above the same by a suitable viaduct bridge at such altitude as will not interfere with the free and safe operation thereof.", be, and the same is hereby, amended to read as follows:

"Any and all streets or highways within the District of Columbia now or hereafter planned or projected to cross any line of railroad, other than a street railway, in the District of Columbia, which may be hereafter opened to public use, shall be located, constructed, and maintained either beneath such railroad by a suitable subway, or above the same by a suitable viaduct bridge at such altitude as will

not interfere with the free and safe operation thereof: *Provided, however,* That nothing herein contained shall require the location, construction, or maintenance of any such street or highway under or above any spur, industrial, switching or side track, or branch line of any railroad unless the Commissioners of the District of Columbia shall find the same is necessary in the public safety."

Proviso.
Spur, etc., tracks.

SEC. 2. Congress reserves the right to alter, amend, or repeal this Act.

Right reserved.

SEC. 3. If this amendatory Act, or any part thereof, shall be declared invalid, the Act of February 28, 1903, as originally enacted shall remain in full force and effect and unimpaired by this amendatory Act.

Separability.

Approved, May 9, 1941.

[CHAPTER 94]

AN ACT

To authorize the Attorney General to grant easements to States over lands belonging to the United States under his supervision and control.

May 9, 1941
[H. R. 3394]
[Public Law 56]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Attorney General, whenever he deems it advantageous to the Government and upon such terms and conditions as he deems advisable, is hereby authorized on behalf of the United States to grant to any State, or any agency or political subdivision thereof, easements in and rights-of-way over lands belonging to the United States which are under his supervision and control. Such grant may include the use of such easements or rights-of-way by public utilities to the extent authorized and under the conditions imposed by the laws of such State relating to use of public highways. Such partial, concurrent, or exclusive jurisdiction over the areas covered by such easements or rights-of-way, as the Attorney General deems necessary or desirable, is hereby ceded to such State. The Attorney General is hereby authorized to accept or secure on behalf of the United States from the State in which is situated any land conveyed in exchange for any such easement or right-of-way, such jurisdiction as he may deem necessary or desirable over the land so acquired.

Attorney General.
Granting of easements over certain public lands.

Approved, May 9, 1941.

[CHAPTER 95]

AN ACT

Granting the consent of Congress to the commissioners of Mahoning County, Ohio, to reconstruct, maintain, and operate a free highway bridge across the Mahoning River in the village of Lowellville, Mahoning County, Ohio.

May 9, 1941
[H. R. 3682]
[Public Law 57]

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 commissioners of Mahoning County, Ohio, to reconstruct, maintain, and operate a free highway bridge and approaches thereto across the Mahoning River in the village of Lowellville, Mahoning County, Ohio, in accordance with the provisions of an 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.

Mahoning River.
Bridge authorized across, at Lowellville, Ohio.

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

34 Stat. 84.
33 U. S. C. §§ 491-498.

Approved, May 9, 1941.

[CHAPTER 96]

AN ACT

May 9, 1941

[H. R. 3835]

[Public Law 58]

To exempt from internal-revenue taxes, on the basis of reciprocity, articles imported by consular officers and employees of foreign states for their personal or official use.

Internal Revenue
Code, amendment.
53 Stat. 471.
26 U. S. C. § 3801.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Internal Revenue Code is hereby amended by renumbering section 3802 as section 3803 and by inserting after section 3801 the following new section :

“SEC. 3802. EXEMPTION OF CONSULAR OFFICERS AND EMPLOYEES OF FOREIGN STATES FROM PAYMENT OF INTERNAL REVENUE TAXES ON IMPORTED ARTICLES.

“(a) **RULE OF EXEMPTION.**—No internal-revenue tax shall be imposed with respect to articles imported by a consular officer of a foreign state or by an employee of a consulate of a foreign state whether such articles accompany the officer or employee to his post in the United States, its insular possessions, or the Panama Canal Zone, or are imported by him at any time during the exercise of his functions therein, if—

“(1) such officer or employee is a national of the state appointing him and not engaged in any profession, business, or trade within the territory specified in subsection (a) ;

“(2) the articles are imported by the officer or employee for his personal or official use ; and

“(3) the foreign state grants an equivalent exemption to corresponding officers or employees of the Government of the United States stationed in such foreign state.

“(b) **CERTIFICATE BY SECRETARY OF STATE.**—The Secretary of State shall certify to the Secretary of the Treasury the names of the foreign states which grant an equivalent exemption to the consular officers or employees of the Government of the United States stationed in such foreign states.”

Approved, May 9, 1941.

[CHAPTER 97]

AN ACT

May 9, 1941

[H. R. 3974]

[Public Law 59]

To authorize the Administrator of the Federal Security Agency to adopt an official seal, and for other purposes.

Federal Security
Agency.
Official seal author-
ized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of the Federal Security Agency is authorized to adopt an official seal to be used as directed by the said Administrator on appropriate occasions in connection with the functions of such Agency or of any office, bureau, board, or establishment which is or shall hereafter become a part of such Agency, and such seal shall be judicially noticed. Copies of any books, records, papers, or other documents in the Federal Security Agency shall be admitted in evidence equally with the originals thereof when authenticated under such seal.

Approved, May 9, 1941.

[CHAPTER 98]

AN ACT

May 9, 1941

[H. R. 4036]

[Public Law 60]

To amend the District of Columbia Motor Vehicle Financial Responsibility Act, approved May 3, 1935.

District of Colum-
bia.

D. C. Code § 40-402.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the District of Columbia Motor Vehicle Financial Responsibility Act of May 3, 1935 (49 Stat. 166), as amended, is amended by adding

after the second subparagraph therein the following new subparagraph:

“Reckless driving, as provided in section (9) (b) of such Traffic Acts, if personal injury occurs as a result thereof;”.

Reckless driving.
43 Stat. 1123.
D. C. Code § 40-605
(b).

Approved, May 9, 1941.

[CHAPTER 99]

AN ACT

To enlarge the powers of the property clerk of the Police Department of the District of Columbia to dispose of property coming into his possession.

May 9, 1941
[H. R. 4083]
[Public Law 61]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 412 and 413 of the Revised Statutes relating to the District of Columbia (18 Stat. 48, part 2) are hereby amended to read as follows:

District of Columbia.
Property clerk, Police Department.
D. C. Code §§ 4-155, 4-156.
Authority to establish ownership of property.

“SEC. 412. He may administer oaths and certify depositions which may be necessary to establish the ownership of any property or money lost, abandoned, or returned to him under the directions of the Board of Commissioners, including such property or money so returned which is alleged to have been feloniously obtained or to be the proceeds of crime.

“SEC. 413. (a) Upon satisfactory evidence of the ownership of property or money described in the preceding section he shall deliver the same to the owner, his next of kin, or legal representative and to him or them only. If, in any case, it is proven impracticable for such owner, next of kin, or legal representative to appear, the property clerk may deliver such property or money to any person having a duly executed power of attorney from such owner, or his next of kin, or legal representative, upon the filing of such power of attorney in the office of said clerk and the signing of a receipt for such property or money.

Delivery of property.

“(b) In the event two or more persons claim ownership of any such property or money, the property clerk may give notice by registered mail to all such claimants of whom he shall have knowledge of the time and place of a hearing to determine the person to whom the property or money shall be delivered. At the time and place so designated the property clerk shall hear and receive evidence of ownership of the property or money concerned, and shall determine the identity of the owner. After such hearing, the property clerk shall deliver the property or money to the person who the property clerk determines is the owner, his next of kin, or legal representative, and to him or them only. If, in any case, it is proven impracticable for such owner, next of kin, or legal representative to appear, the property clerk may deliver such property or money to any person having a duly executed power of attorney from such owner, his next of kin, or legal representative, upon the filing of such power of attorney in the office of said clerk and the signing of a receipt for such property or money.

Adverse claimants.
Determination of ownership, etc.

“(c) The property clerk shall not be liable in damages for any official action performed hereunder in good faith.

Nonliability in damages.

“(d) Except as provided in sections 420, 421, and 422 hereof, no property or money in the possession of the property clerk alleged to have been feloniously obtained or to be the proceeds of crime shall be delivered under this section if it is required to be held under the provisions of section 415 hereof; nor shall it be delivered within one year after the date of receipt of said property or money by the property clerk unless the United States attorney in and for the District of Columbia shall certify that such property or money is not needed as evidence in the prosecution of a crime.”

D. C. Code §§ 4-163 to 4-165.
Property feloniously obtained, restrictions on delivery.

D. C. Code § 4-158.

Approved, May 9, 1941.

[CHAPTER 100]

AN ACT

May 9, 1941
[H. R. 4239]
[Public Law 62]

To carry to the surplus fund of the Treasury certain trust funds derived from compensating taxes collected pursuant to section 15 (e) of title I of the Act of May 12, 1933 (48 Stat. 40), as amended, upon certain articles coming into the United States.

Compensating taxes.
Collections to be
carried to surplus fund
of Treasury.
7 U. S. C. § 615 (e).

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 carry to the surplus fund of the Treasury the balances now standing on the books of the Treasury to the credit of the following trust accounts:

12X8768—Philippine trust fund (processing taxes, miscellaneous), \$813,811.42;

12X8769—Virgin Islands trust fund (processing taxes, miscellaneous), \$929.94;

12X8770—American Samoa trust fund (processing taxes, miscellaneous), \$1,613.82;

12X8771—Island of Guam trust fund (processing taxes, miscellaneous), \$83.30;

12X8772—Canal Zone trust fund (processing taxes, miscellaneous), \$21,218.38.

Approved, May 9, 1941.

[CHAPTER 101]

JOINT RESOLUTION

May 9, 1941
[H. J. Res. 145]
[Public Law 63]

Authorizing the Federal Security Administrator to permit the American Red Cross to construct needed recreational buildings on the Saint Elizabeths Hospital reservation.

St. Elizabeths Hos-
pital, D. C.

Whereas the work of the American Red Cross among the patients of the Saint Elizabeths Hospital in the District of Columbia during the past twenty-two years and the cooperation of the American Red Cross with the superintendent of the Saint Elizabeths Hospital has been of substantial therapeutic value and has promoted the humane care and enlightened curative treatment of the insane of the Army and Navy of the United States, the District of Columbia, and other patients of the institution; and

Whereas on the 4th day of February 1941 the building occupied by the American Red Cross on the hospital reservation was completely destroyed by fire; and

Whereas it is considered essential to the accomplishment of the purposes of the Saint Elizabeths Hospital that the work among its patients heretofore carried on by the American Red Cross be continued in facilities suitable for such activities: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of the Federal Security Agency be, and he is hereby, authorized to permit the American Red Cross to construct or have constructed upon the Saint Elizabeths Hospital reservation in the District of Columbia such building or buildings as he may deem advisable to be used by the American Red Cross in cooperation with the superintendent of such hospital in providing recreational facilities and activities for the patients and personnel of such hospital. Any amounts hereafter appropriated and any other moneys made available for the operation and maintenance of the Saint Elizabeths Hospital may be used for the provision of necessary heat, light, water, telephone, and other facilities incidental to the work of the American Red Cross among the patients of the institution.

Construction of rec-
reational buildings by
American Red Cross.

Approved, May 9, 1941.

[CHAPTER 105]

AN ACT

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

May 12, 1941
[H. R. 3869]
[Public Law 64]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Federal Works Administrator be, and he is hereby, authorized to furnish steam from the Central Heating Plant, if and when the same may become available, to the Municipal Building of the District of Columbia, on the property bounded by Thirteen and One-half, Fourteenth, D, and E Streets Northwest, and to such building or buildings, or additions thereto, as are now or may hereafter be erected or acquired for the office of the Recorder of Deeds, or for other agencies of the District of Columbia, on the property bounded by Fifth, Sixth, D, and E Streets Northwest, in the District of Columbia: *Provided*, That the District of Columbia agrees to pay for the steam furnished at reasonable rates, not less than cost, as may be determined by the Federal Works Administrator: *Provided further*, That the District of Columbia agrees to provide all necessary connections with the Government mains at its own expense, and in a manner satisfactory to the Federal Works Administrator: *And provided further*, That the Federal Works Administrator, through the Public Buildings Administration, is authorized to prepare plans and specifications and to supervise and contract for the work necessary to connect the said buildings and the building for which the furnishing of steam was authorized by the Act of June 21, 1939 (53 Stat. 852), on the property bounded by Pennsylvania Avenue, John Marshall Place, C Street and Sixth Street Northwest, with the Government mains, and to receive payment from the District of Columbia by the transfer of funds in advance to cover the cost of such work and services, including administrative expenses.

District of Columbia.
Central Heating Plant to furnish steam to certain buildings.

Proviso.
Payment.

Connections with Government mains.

Plans and specifications, etc.

Approved, May 12, 1941.

[CHAPTER 106]

AN ACT

To authorize the Federal Security Administrator to accept gifts for the Freedmen's Hospital and to provide for the administration of such gifts.

May 12, 1941
[H. R. 4057]
[Public Law 65]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Federal Security Administrator is authorized to accept on behalf of the United States gifts made unconditionally by will or otherwise for the improvement, maintenance, or operation of the Freedmen's Hospital in the District of Columbia. Conditional gifts may be so accepted if recommended by the Surgeon General of the United States Public Health Service, and the principal of and income from any such conditional gift shall be held, invested, reinvested, and used in accordance with its conditions, but no gift shall be accepted which is conditioned upon any expenditure not to be met therefrom or from the income thereof unless such expenditure has been approved by Act of Congress.

Freedmen's Hospital, D. C.
Acceptance of gifts for.

SEC. 2. Any unconditional gift of money accepted pursuant to the authority granted in section 1 of this Act, the net proceeds from the liquidation (pursuant to section 3 or section 4 of this Act) of any other property so accepted, and the proceeds of insurance on any such gift property not used for its restoration shall be deposited in the Treasury of the United States and are hereby appropriated and shall be held in trust by the Secretary of the Treasury for the benefit of

Unconditional gift of money, etc.

the Freedmen's Hospital, and he may invest and reinvest such funds in interest-bearing obligations of the United States or in obligations guaranteed as to both principal and interest by the United States. The income from such investments shall be available for expenditure in the improvement, maintenance, or operation of the Freedmen's Hospital, subject to the same examination and audit as provided for appropriations made for the Freedmen's Hospital by Congress.

Intangible personal property, other than money.

SEC. 3. The evidences of any unconditional gift of intangible personal property, other than money, accepted pursuant to the authority granted in section 1 of this Act shall be deposited with the Secretary of the Treasury and he, in his discretion, may hold them or may liquidate them whenever in his judgment the purposes of the gifts will be served thereby. The income from any such property held by the Secretary of the Treasury shall be available for expenditure as is provided in section 2 of this Act.

Real property and tangible personal property.

SEC. 4. The Federal Security Administrator shall hold any real property or any tangible personal property accepted unconditionally pursuant to the authority granted in section 1 of this Act and he shall permit such property to be used for the improvement, maintenance, or operation of the Freedmen's Hospital or he may lease or hire such property, and may insure such property, and deposit the income thereof with the Secretary of the Treasury to be available for expenditure as provided in section 2 of this Act: *Provided*, That the income from any such real property or tangible personal property shall be available for expenditure in the discretion of the Federal Security Administrator for the maintenance, preservation, or repair and insurance of such property and that any proceeds from insurance may be used to restore the property insured. Any such property, when not required for the improvement or operation of the Freedmen's Hospital, may be liquidated by the Federal Security Administrator whenever in his judgment the purposes of the gifts will be served thereby.

Provido.
Use of income.

Approved, May 12, 1941.

[CHAPTER 107]

AN ACT

May 12, 1941
[S. 242]

[Public Law 66]

To repeal certain provisions of the Act of February 25, 1929, entitled "An Act to authorize appropriations for construction at military posts, and for other purposes", and the Act of July 3, 1930, entitled "An Act making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1930, and prior fiscal years, to provide supplemental appropriations for the fiscal years ending June 30, 1930, and June 30, 1931, and for other purposes."

Governors Island,
N. Y.
Repeal of provisions
regarding construction
on.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions contained in the Act of February 25, 1929 (45 Stat. 1301, 1302), reading: "*Provided*, That no new construction shall be built on that part of Governors Island west of a line running in a northwest and southeasterly direction across the island and paralleling the eastern face of the regimental barracks building at a distance of three hundred feet", and the provision contained in the Act of July 3, 1930 (46 Stat. 860, 908), reading: "Governors Island, New York: No construction shall be undertaken on that part of Governors Island west of a line running in a northwesterly and southeasterly direction across the island, and coinciding with the western faces of the two wings of the new barracks building", are hereby repealed.

Approved, May 12, 1941.

[CHAPTER 113]

AN ACT

To further amend the thirteenth paragraph of section 127a of the National Defense Act, as amended by the Act of June 8, 1926, so as to decrease the restriction on the number of enlisted men of the Regular Army who may be detailed as students at educational institutions and other places.

May 13, 1941
[S. 164]
[Public Law 67]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the thirteenth paragraph of section 127a of the National Defense Act, as amended by the Act of June 8, 1926 (44 Stat. 705), be, and the same is hereby, further amended by striking out the words: "one-half of 1 per centum", and inserting in lieu thereof the words: "2 per centum".

National Defense Act, amendment.
41 Stat. 786.
10 U. S. C. § 535.
Post, p. 369.

Approved, May 13, 1941.

[CHAPTER 114]

AN ACT

To authorize the Secretary of the Navy to transfer, without cost, to the estate of Rolland H. Denny a triangular parcel of land containing one-half an acre situated at Seattle, Washington.

May 13, 1941
[S. 993]
[Public Law 68]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy be, and he is hereby, authorized and directed to convey, without cost, to the proper legal representatives of the estate of Rolland H. Denny, deceased, all right, title, and interest of the United States of America in and to a triangular parcel of land containing an area of one-half an acre, more or less, situated on Lake Washington, being part of the lands of the naval air station, Seattle, Washington, in accordance with a permit issued to Alice K. Denny by the Navy Department, dated September 27, 1940.

Rolland H. Denny.
Conveyance of land to estate of.

Approved, May 13, 1941.

[CHAPTER 115]

AN ACT

To amend the Act entitled "An Act for the grading and classification of clerks in the Foreign Service of the United States of America, and providing compensation therefor", approved February 23, 1931, as amended.

May 13, 1941
[S. 1123]
[Public Law 69]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 26 (d) of the Act entitled "An Act for the grading and classification of clerks in the Foreign Service of the United States of America, and providing compensation therefor", approved February 23, 1931, as amended by the Act of April 24, 1939, be, and the same is hereby, amended as follows:

Foreign Service.

"(d) When any Foreign Service officer has reached the age of sixty-five years and rendered at least fifteen years of service he shall be retired on an annuity computed as prescribed in paragraph (e) of this section: *Provided*, That any Foreign Service officer who has reached the age of fifty years and rendered at least thirty years of service may, in the discretion of the Secretary of State, be retired on an annuity computed as prescribed under paragraph (e) of this section; or if any Foreign Service officer has reached the age of fifty years and has rendered at least fifteen but less than thirty years of actual service, exclusive of extra service credit as provided in paragraph (k) of this section, he may, at the instance of the Secretary of State, be retired on an annuity based on such actual period of

46 Stat. 1211; 53 Stat. 585.
22 U. S. C. § 21 (d).

Age and period of service for retirement.

Provisos.
Discretionary retirement.

Discretionary retention.

service: *And provided further*, That the President may in his discretion retain any Foreign Service officer on active duty for such period prior to his reaching seventy years of age as he may deem for the interests of the United States."

Effective date.

SEC. 2. This Act shall take effect on the first day of the calendar month following the expiration of sixty days from the date of its approval by the President.

Approved, May 13, 1941.

[CHAPTER 118]

AN ACT

May 15, 1941
[S. 376]

[Public Law 70]

Providing for the advancement on the retired list of certain officers of the line of the United States Navy.

Navy.
Advancement of certain officers on retired list.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That those lieutenants of the line of the United States Navy who served in the Navy or Naval Reserve Force prior to November 12, 1918, and who were, between May 29, 1934, and June 23, 1938, while on a promotion list, placed on the retired list for physical disability, shall be advanced on the retired list to the grade for which they were selected for promotion: *Provided*, That such advancement shall be effective on the date of approval of this Act.

Proviso.

Approved, May 15, 1941.

[CHAPTER 130]

AN ACT

May 23, 1941
[H. R. 4183]

[Public Law 71]

Making appropriations for the fiscal year ending June 30, 1942, for civil functions administered by the War Department, and for other purposes.

War Department
Civil Appropriation
Act, 1942.

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, 1942, for civil functions administered by the War Department, and for other purposes, namely:

Post, p. 685.

QUARTERMASTER CORPS

CEMETERIAL EXPENSES

Maintenance, etc.

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 unmarked graves of soldiers, sailors, and marines under the Acts approved March 3, 1873 (24 U. S. C. 279), February 3, 1879 (24 U. S. C. 280), March 9, 1906 (34 Stat. 56), March 14, 1914 (38 Stat. 768), February 26, 1929 (24 U. S. C. 280a), and April 18, 1940 (54 Stat. 142), and civilians interred in post cemeteries; recovery of bodies and disposition of remains as authorized by Act of May 17, 1938 (10 U. S. C. 916-916d), including

Headstones.
17 Stat. 545; 20 Stat.
281; 45 Stat. 1307.

52 Stat. 308.

remains of personnel of the Army of the United States who die while on active duty; expenses authorized by Act of July 8, 1940 (54 Stat. 743), incident to remains, dependents, and property of employees dying while in a travel status or on duty in a territory or possession of the United States or in a foreign country; travel allowances of attendants accompanying remains of military personnel and civilian employees; 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, \$2,765,626: *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.

The Secretary of War is authorized to convey to any State, county, municipality, or proper agency thereof, in which the same is located, all the right, title, and interest of the United States in and to any Government owned or controlled approach road to any national cemetery: *Provided*, That prior to the delivery of any instrument of conveyance hereunder, the State, county, municipality, or agency to which the conveyance herein authorized is to be made, shall notify the Secretary of War in writing of its willingness to accept and maintain the road included in such conveyance: *Provided further*, That upon the execution and delivery of any conveyance herein authorized the jurisdiction of the United States of America over the road conveyed shall cease and determine and shall thereafter vest in the State in which said road is located.

SIGNAL CORPS

ALASKA COMMUNICATION SYSTEM

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, \$222,744, 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 1943: *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: *Provided further*, That hereafter charges for interconnection between the radiotelephone facilities of this system and commercial telephone facilities may be paid from the receipts of the Alaska Communication System.

CORPS OF ENGINEERS

RIVERS AND HARBORS AND FLOOD CONTROL

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:

Transporting remains, etc.

Confederate cemeteries.

Provisos.
Encroachment prohibited.

Roadway repairs.

Conveyance of certain roads to State.

Provisos.
Conditions.

Jurisdiction.

Provisos.
Report to Congress.

Payment of charges.

RIVERS AND HARBORS

Maintenance, etc.
Post, p. 829.

California Débris
Commission.
27 Stat. 507.

Student officers at
civil technical insti-
tutions.

41 Stat. 785.
Ante, p. 189; post, p.
369.

Proviso.

Designated im-
provements.

54 Stat. 1198.
Proviso.
Maintenance of har-
bor channels.

Power-driven boats.

Permanent Interna-
tional Commission of
the Congresses of
Navigation.

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 (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 (not to exceed \$167,870) of motor-propelled passenger-carrying vehicles and motorboats, for official use: *Provided*, That no part of this appropriation shall be expended for any preliminary examination, survey, project, or estimate not authorized by law, \$68,268,640, of which \$1,500,000 shall be available for improvement of Boston Harbor as recommended in House Document Numbered 362, Seventy-sixth Congress, \$45,000 for improvement of the channel from Manteo to Oregon Inlet, North Carolina, as recommended in House Document Numbered 313, Seventy-sixth Congress, and \$60,000 for improvement of Silver Lake Harbor, North Carolina, as recommended in House Document Numbered 325, Seventy-sixth Congress, all as authorized by the National Defense River and Harbor Act approved October 17, 1940: *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 1942 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, the purchase (not to exceed \$27,200) of motor-propelled passenger-carrying vehicles and motorboats for official use, and for preliminary examinations and surveys of flood-control projects authorized by law, \$73,030,000, of which not to exceed \$9,134,035 shall be available immediately and exclusively for expenditure upon projects on account of which allotments heretofore have not been made, and, in addition, for the protection from flood waters at approaches to Fort Dix, New Jersey: *Provided*, That \$998,342 of this appropriation shall be transferred and 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, including the employment of persons in the District of Columbia and elsewhere, purchase of books and periodicals, printing and binding, the purchase (not to exceed \$15,000) of motor-propelled passenger-carrying vehicles and motorboats, and for other necessary expenses: *Provided further*, 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: *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.

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 (not to exceed \$42,750) of motor-propelled passenger-carrying vehicles and motorboats for official use, \$22,000,000.

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 (33 U. S. C. 703, 704; 50 Stat. 849), \$98,325.

Construction and maintenance.
Post, p. 829.

49 Stat. 1570.
33 U. S. C. §§ 701a-707.

Provisos.
Soil-erosion prevention, etc.

Salmon River, Alaska.

Plans, etc., for flood-control projects.

52 Stat. 1216.
33 U. S. C. § 701f (note).
Expenditure of funds.

Mississippi River and tributaries.

45 Stat. 534.

49 Stat. 1511.
33 U. S. C. § 702g-1.

Sacramento River, Calif.

39 Stat. 949; 45 Stat. 539.

HYDROELECTRIC POWER

Power plant, Fort Peck Dam, Montana: For continuing the construction of the hydroelectric power plant at Fort Peck Dam, Mon-

¹⁶ U. S. C. §§ 833-833k.

tana, as authorized by the Act approved May 18, 1938 (52 Stat. 403), \$1,845,000.

¹⁶ U. S. C. §§ 832-832f.

Power plant, Bonneville Dam, Columbia River, Oregon: For continuing 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 (50 Stat. 731), \$7,170,000.

UNITED STATES SOLDIERS' HOME

For maintenance and operation of the United States Soldiers' Home, to be paid from the Soldiers' Home Permanent Fund, \$806,067.

THE PANAMA CANAL

Maintenance, etc.

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; purchase or exchange of typewriting, adding, and other machines; purchase or exchange, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles; claims for damages to vessels passing through the locks of the Panama Canal, as authorized by the Panama Canal Act; claims for losses of or damages to property arising from the conduct of authorized business operations; claims for damages to property arising from the maintenance and operation, sanitation, and civil government of the Panama Canal, 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; 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:

Damage claims.

Emergencies.

Purchase, etc., of buildings.

Maintenance and operation.
Post, p. 829.

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 by the Act approved July 8, 1937 (50 Stat. 478), \$10,474,086; for continuing the construction of special protective works, \$4,670,000; in all, \$15,144,086, together with all moneys arising from the conduct of business operations authorized by the Panama Canal Act.

Construction of additional facilities—Panama Canal: For construction of additional facilities for the improvement and enlargement of the capacity of the Panama Canal, in accordance with the Act approved August 11, 1939 (53 Stat. 1409), including reimbursement to the appropriations "Maintenance and Operation, Panama Canal", "Sanitation, Panama Canal", and "Civil Government, Panama Canal", in such amounts as the Governor of the Panama Canal shall from time to time determine to be additional costs incurred for the objects specified in said appropriations on account of the prosecution of the work; in all, \$34,932,000, and, in addition, the Governor of the Panama Canal may, when authorized by the Secretary of War, make or authorize the making of contracts prior to July 1, 1942, for or on account of the construction of such additional facilities, to an amount not in excess of \$79,000,000.

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: *Provided*, That expenditures heretofore made to any person within the Government service for blood furnished to patients in Panama Canal hospitals are hereby validated, \$1,024,223.

For civil government of the Panama Canal and Canal Zone, including gratuities and necessary clothing for indigent discharged prisoners, \$1,295,017.

Total, Panama Canal, \$52,395,326, to be available until expended.

In addition to the foregoing sums there is appropriated for the fiscal year 1942 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 1942 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

39 Stat. 750.

48 U. S. C. § 1372.

Special protective works.

Additional facilities. *Post*, p. 829.

48 U. S. C. § 1307.

Contracts.

Sanitation.

Proviso.
Blood transfusions.

Civil government.

Additional sums appropriated.

Disposition of net profits.

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 1942 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 requirement.

SEC. 2. No part of any appropriation contained in this Act shall be used directly or indirectly after May 1, 1941, 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 compliance with this section in time of war or national emergency if he should deem such course to be in the public interest.

Provisos.
Employment of Panamanian citizens.
48 U. S. C. § 1307.

Employees with 15 or more years of service.

Selection of personnel.

Hours of employment; pay rates.

Applicability of section.

Suspension of compliance in emergency.

Citizenship requirement.

SEC. 3. 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 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 is a citizen of the United States, or a person in the service of the United States 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.

Persons advocating overthrow of U. S. Government.

SEC. 4. 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.

Provisos.
Affidavit.

Penalty.

SEC. 5. This Act may be cited as the "War Department Civil Appropriation Act, 1942".

Short title.

Approved, May 23, 1941.

[CHAPTER 131]

AN ACT

Authorizing the acquisition or construction of certain auxiliary vessels for the United States Navy, and for other purposes.

May 24, 1941
[H. R. 3783]
[Public Law 72]

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 or convert or to undertake the construction of five hundred and fifty thousand tons of auxiliary vessels of such size, type, and design as he may consider best suited for the purposes of national defense, such vessels to be in addition to those heretofore authorized.

Navy.
Acquisition of auxiliary vessels.
Post, p. 816.

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 authorized.
Post, p. 558.

Approved, May 24, 1941.

[CHAPTER 132]

AN ACT

Making appropriations to supply additional urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1941, and for other purposes.

May 24, 1941
[H. R. 4669]
[Public Law 73]

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 additional urgent deficiencies in certain appropriations for the fiscal year ending June 30, 1941, and for other purposes, namely:

Additional Urgent Deficiency Appropriation Act, 1941.

LEGISLATIVE

SENATE

For payment to Lucile S. Sheppard, widow of Morris Sheppard, late a Senator from the State of Texas, \$10,000.

The unobligated balance of the appropriation for folding speeches and pamphlets at a rate not exceeding \$1 per thousand, contingent fund of the Senate, for the fiscal year 1940, is reappropriated and made available for the fiscal year 1941.

Folding speeches, etc.
Post, p. 541.

HOUSE OF REPRESENTATIVES

For payment to the widow of Alonzo D. Folger, late a Representative from the State of North Carolina, \$10,000.

For payment to the widow of Pius L. Schwert, late a Representative from the State of New York, \$10,000.

The two foregoing sums to be disbursed by the Sergeant at Arms of the House of Representatives.

Contingent expenses: For an additional amount for miscellaneous items, fiscal year 1941, including the objects specified under this head in the Legislative Branch Appropriation Act, 1941, \$15,350, such sum to be paid to the Architect of the Capitol in accordance with section 208 of the First Supplemental Civil Functions Appropriation Act, 1941.

54 Stat. 470.

54 Stat. 1056.

Post, p. 747.

For an additional amount for stationery for Representatives, Delegates, and the Resident Commissioner from Puerto Rico, including the objects and subject to the conditions specified under this head in the Legislative Branch Appropriation Act, 1941, \$1,400.

54 Stat. 470.

ARCHITECT OF THE CAPITOL

Capitol power plant: For an additional amount for lighting, heating, and power for the Capitol, Senate and House Office Buildings, Supreme Court Building, Congressional Library Buildings, and so forth, fiscal year 1941, including the objects specified under this head in the Legislative Branch Appropriation Act, 1941, \$128,330.

54 Stat. 473.

GOVERNMENT PRINTING OFFICE

Working capital and congressional printing and binding: For an additional amount for working capital and congressional printing and binding, fiscal year 1941, including the objects specified under this head in the Legislative Branch Appropriation Act, 1941, \$900,000: *Provided*, That the limitation under this head in such Act upon the amount which may be expended for the printing, binding, and distribution of the Federal Register is hereby increased to \$175,000.

54 Stat. 477.

Proviso.
Federal Register.

Salaries, Office of Superintendent of Documents: For an additional amount for salaries, Office of Superintendent of Documents, fiscal year 1941, including the objects specified under this head in the Legislative Branch Appropriation Act, 1941, \$7,000.

54 Stat. 479.

INDEPENDENT AGENCIES

EMERGENCY FUNDS FOR THE PRESIDENT

Defense housing: For an additional amount to enable the President of the United States to provide temporary shelter in localities where by reason of national defense activities a shortage of housing exists, fiscal year 1941, including the objects and subject to the conditions specified under this head in the Urgent Deficiency Appropriation Act, 1941, approved March 1, 1941, \$15,000,000, to remain available until June 30, 1942.

Defense housing.
Temporary shelter.

Ante, p. 14.

Ante, p. 63.

EMPLOYEES' COMPENSATION COMMISSION

Employees' Compensation Fund: For an additional amount 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), fiscal year 1941, including the objects specified under this head in the Employees' Compensation Commission Appropriation Act, 1941, \$500,000.

39 Stat. 749.

54 Stat. 594.

FEDERAL LOAN AGENCY

FEDERAL HOUSING ADMINISTRATION

Administrative expenses: In addition to the funds made available to the Federal Housing Administration for administrative expenses by the Independent Offices Appropriation Act, 1941, not to exceed \$2,560 from 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, and \$68,320 of the Mutual Mortgage Insurance Fund, are hereby made available for administrative expenses of such Administration for the fiscal year 1941, including the objects specified under this head in the Independent Offices Appropriation Act, 1941: *Provided*, That the first proviso in the appropriation of the Federal Housing Administration, contained in the Independent Offices Appropriation Act, 1941, is hereby amended to read as follows: "*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, and such expenses with respect to title I property shall be paid from funds in the Treasury derived from premiums collected under authority of Section 2 (f), title I of said Act; such expenses with respect to title II property shall be paid from the Mutual Mortgage Insurance Fund or the Housing Insurance Fund, as provided in title II of said Act; and such expenses with respect to title VI shall be paid from the Defense Housing Insurance Fund": *Provided further*, That the appropriation of the Federal Housing Administration, contained in the Independent Offices Appropriation Act, 1941, is hereby amended by adding the following at the end of the third proviso thereof: "*Provided further*, That subject to the provisions of the National Housing Act, as amended, with respect to the availability for general expenses of the various insurance funds thereby established and within the aggregate amount of funds made available by various appropriation Acts for administrative expenses, the Administrator may charge each of such insurance funds with the proper proportion, as determined in accordance with sound accounting principles, of the total administrative expenses without regard to the particular allocations included in such appropriation Acts".

Renovation and modernization loans and insurance: The amount of the funds of the account in the Treasury comprised of premiums collected under authority of Section 2 (f) of the National Housing Act, as amended, made available by the Independent Offices Appropriation Act, 1941, for the payment of losses under insurance granted under Sections 2 and 6, title I, of the National Housing Act, as amended, is hereby increased by \$651,393.

FEDERAL WORKS AGENCY

National defense housing: For an additional amount to enable the Federal Works Administrator to carry out the purposes of the Act of October 14, 1940 (Public, Numbered 849), entitled "An Act to expedite the provision of housing in connection with national defense, and for other purposes", as amended by the Act approved April 29, 1941 (Public Law 42), \$150,000,000, to remain available until

Ante, p. 129.

54 Stat. 120.

53 Stat. 805; *ante*,
p. 55; *post*, p. 365.
12 U. S. C. § 1703 (f).
48 Stat. 1248.
12 U. S. C. § 1708.

Provisos.
Amendments.
54 Stat. 121.

Nonadministrative
expenses.
Post, p. 820.

48 Stat. 1246, 1247;
ante, p. 55.
12 U. S. C. §§ 1701-
1715c.

Post, p. 365.

48 Stat. 1248; *ante*,
p. 55.
12 U. S. C. § 1708.

54 Stat. 121.

Pro rata expense
charges.

53 Stat. 805; *post*,
p. 365.
12 U. S. C. § 1703 (f).
54 Stat. 120.
48 Stat. 1246; 49
Stat. 1233.
12 U. S. C. § 1703.

Defense housing.
Ante, p. 65; *post*, p.
855.

54 Stat. 1125.
42 U. S. C., ch. 9
note.
Ante, p. 147; *post*, p.
361.

expended and to be expended in accordance with the authority and limitations applying to the expenditure of funds under such Acts and Public Resolution Numbered 106, approved October 14, 1940.

54 Stat. 1115.
42 U. S. C., ch. 9
note.
Public buildings
and grounds, D. C.

Public Buildings Administration: Salaries and expenses, public buildings and grounds in the District of Columbia: For an additional amount, fiscal year 1941, for administration, protection, maintenance, and improvement of public buildings and grounds in the District of Columbia, maintained and operated by the Public Buildings Administration, Federal Works Agency, including the objects specified under this head in the Independent Offices Appropriation Act, 1941, \$1,000,000.

54 Stat. 126.

TEMPORARY NATIONAL ECONOMIC COMMITTEE

Not to exceed \$2,500 of the funds appropriated for the Temporary National Economic Committee which remain unexpended and unobligated on April 3, 1941, shall be available until December 31, 1941, for expenditure by the Committee, upon vouchers approved by the chairman, for the purpose of winding up the affairs of the Committee, including the employment of necessary clerical and other assistants in connection therewith.

54 Stat. 1225.

VETERANS' ADMINISTRATION

Printing and binding: For an additional amount for printing and binding, Veterans' Administration, fiscal year 1941, \$30,000.

Hospital and domiciliary facilities: For an additional amount for hospital and domiciliary facilities, including the objects and subject to the limitations specified under this head in the Independent Offices Appropriation Act, 1941, approved April 18, 1940, \$1,000,000, to remain available until expended.

54 Stat. 140.

DISTRICT OF COLUMBIA

RECORDER OF DEEDS

For an additional amount for miscellaneous and contingent expenses, fiscal year 1941, including the objects and subject to the limitation specified in the appropriation for this purpose in the District of Columbia Appropriation Act, 1941, \$3,000.

Ante, p. 65.

54 Stat. 310.

SEWERS

For an additional amount for assessment and permit work, sewers, fiscal year 1941, \$100,000, to continue available until June 30, 1942.

Ante, p. 66.

COLLECTION AND DISPOSAL OF REFUSES

For an additional amount for the fiscal year 1941 to enable the Commissioners to carry out the provisions of law governing the collection and disposal of garbage, and so forth, including the objects and subject to the conditions specified in the appropriation for this purpose in the District of Columbia Appropriation Act, 1941, \$15,000.

54 Stat. 314.

PUBLIC SCHOOLS

Buildings and grounds: For the construction of an eight-room extensible elementary school building on a site to be acquired in the vicinity of Pennsylvania and Alabama Avenues, Southeast, \$190,000, to remain available until expended.

Ante, p. 66.

POLICEMEN AND FIREMEN'S RELIEF

For an additional amount for the fiscal year 1941 to pay the Policemen and Firemen's Relief and other allowances as authorized by law, \$30,000.

HEALTH DEPARTMENT

Tuberculosis Sanatoria, expenses: For an additional amount for the fiscal year 1941 for provisions and so forth, including the objects and subject to the conditions specified in the appropriation for this purpose in the District of Columbia Appropriation Act, 1941, \$4,000.

54 Stat. 323.

Gallinger Municipal Hospital: For an additional amount for the fiscal year 1941 for maintenance of the hospital, and so forth, including the objects and subject to the conditions specified in the appropriation for this purpose in the District of Columbia Appropriation Act, 1941, \$52,600.

54 Stat. 323.

WATER DEPARTMENT

For an additional amount for the fiscal year 1941 for extension of the water department distribution system, laying of such service mains as may be necessary under the assessment system, \$90,000, to continue available until June 30, 1942, and to be paid wholly out of the revenues of the Water Department of the District of Columbia.

Ante, p. 66.

SETTLEMENT OF CLAIMS AND SUITS

For the payment of claims approved by the Commissioners of the District of Columbia 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), and certified to Congress in House Document Numbered 188, Seventy-seventh Congress, \$1,450, of which sum \$1,000 shall be paid from the special highway fund (gasoline tax and motor vehicle fees).

D. C. Code §§ 1-902 to 1-905.

DIVISION OF EXPENSES

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 Acts for the respective fiscal years for which such sums are provided.

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation, salaries and administrative expenses: The limitation of \$2,000,000 for administrative expenses of the Commodity Credit Corporation for the fiscal year 1941 contained in the Department of Agriculture Appropriation Act, 1941, is hereby increased to \$2,250,000.

54 Stat. 562.

Water conservation and utilization projects, Department of Agriculture: To enable the Secretary of Agriculture through such agencies of the Department of Agriculture as he may designate to carry out the functions vested in such Secretary or such Department by the Act of October 14, 1940 (54 Stat. 1119), there is hereby transferred from the appropriation "Water Conservation and Utility Projects" contained in the Interior Department Appropriation Act, 1941, \$580,000, to be available until expended.

Transfer of appropriations.

16 U. S. C. §§ 590z-10.

54 Stat. 433.

DEPARTMENT OF COMMERCE

PATENT OFFICE

Salaries: For an additional amount for the Commissioner of Patents and other personal services in the District of Columbia, fiscal year 1941, \$70,000.

Photolithographing: For an additional amount, fiscal year 1941, for producing copies of weekly issue of drawings of patents and designs, and reproductions 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, including the objects specified under this head in the Department of Commerce Appropriation Act, 1941, \$35,000.

54 Stat. 199.

DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

Salaries and expenses, Bituminous Coal Division: For an additional amount for salaries and expenses, Bituminous Coal Division, fiscal year 1941, including the objects and subject to the limitations specified under this head in the Interior Department Appropriation Act, 1941, \$260,000.

54 Stat. 408.

OFFICE OF SOLICITOR

Salaries and expenses, Consumers' Counsel Division: For an additional amount for Consumers' Counsel Division, salaries and expenses, fiscal year 1941, including the objects and subject to the limitations specified under this head in the Interior Department Appropriation Act, 1941, \$28,000: *Provided*, That this appropriation shall be subject to the Act of April 11, 1941 (Public Law 34), and the unexpended balances thereof shall be transferred to the Office of the Bituminous Coal Consumers' Counsel in accordance with and in the manner prescribed by section 2 of such Act whenever the Solicitor of the Department of the Interior ceases to perform, in accordance with section 22 (b) of the Bituminous Coal Act of 1937, as amended, the duties which were transferred to the office of such Solicitor by Reorganization Plan II.

54 Stat. 406.
Proviso.
Ante, p. 134.*Ante*, p. 135.
53 Stat. 1433.

DEPARTMENT OF LABOR

WAGE AND HOUR DIVISION

Miscellaneous expenses (other than salaries): Not to exceed \$30,000 of the appropriation "Salaries, Wage and Hour Division, Department of Labor, 1941", may be transferred to the appropriation "Miscellaneous expenses, Wage and Hour Division, Department of Labor, 1941."

Ante, p. 70.

54 Stat. 579.

DEPARTMENT OF STATE

OFFICE OF THE SECRETARY OF STATE

Salaries: For an additional amount for salaries, fiscal year 1941, including the objects and subject to the limitations specified under this head in the Department of State Appropriation Act, 1941, \$336,000, of which amount \$300,000 shall remain available until June 30, 1942.

54 Stat. 181.

Ante, p. 71.

54 Stat. 182.

Contingent expenses: For an additional amount for contingent expenses, fiscal year 1941, including the objects specified under this head in the Department of State Appropriation Act, 1941, \$65,000, of which there may be expended not to exceed \$14,000 for the purchase of typewriters, adding machines, and other labor saving devices, including rental, exchange, and repair thereof.

Printing and binding: For an additional amount for printing and binding, fiscal year 1941, including the objects specified under this head in the Department of State Appropriation Act, 1941, \$16,000.

54 Stat. 182.

FOREIGN INTERCOURSE

Contingent expenses, Foreign Service: For an additional amount for contingent expenses, Foreign Service, fiscal year 1941, including the objects specified under this head in the Department of State Appropriation Act, 1941, \$135,000.

Ante, p. 72.

54 Stat. 185.

TREASURY DEPARTMENT

COAST GUARD

General expenses, Coast Guard: For an additional amount for general expenses, Coast Guard, fiscal year 1941, including the objects specified under this head in the Treasury Department Appropriation Act, 1941, \$738,000, of which amount \$551,820 is hereby continued available until June 30, 1942; and the text of such appropriation is hereby amended by inserting after the words "when transferred from one official station to another for permanent duty;" the words "preparing and transporting the remains of deceased civilian employees, transportation expenses of dependents of deceased civilian employees, and packing, crating, drayage, and transportation of household effects and other personal property of deceased civilian employees under the conditions prescribed by the Act of July 8, 1940 (Public, Numbered 729), and regulations promulgated thereunder;"

Ante, p. 73.

54 Stat. 64.

Amendment.
54 Stat. 65.

Special projects, aids to navigation: For an additional amount for establishing and improving aids to navigation and other works, \$2,390,000, which sum shall be available for all expenditures directly relating thereto.

54 Stat. 743.
5 U. S. C. §§ 103a,
103b.
Ante, p. 73.

Emergency construction, Coast Guard vessels and shore facilities: For an additional amount for construction of Coast Guard vessels and shore facilities, including the objects specified under this head in the First Supplemental Civil Functions Appropriation Act, 1941, \$428,000.

Ante, p. 73.

54 Stat. 1046.

BUREAU OF THE MINT

Salaries and expenses, mints and assay offices: For an additional amount for salaries and expenses, mints and assay offices, fiscal year 1941, including the objects specified under this head in the Treasury Department Appropriation Act, 1941, \$270,500.

54 Stat. 68.

WAR DEPARTMENT—CIVIL FUNCTIONS

CORPS OF ENGINEERS

Rivers and harbors: For an additional amount for the preservation and maintenance of existing river and harbor works, and for the prosecution of projects heretofore authorized, including the objects and under the conditions specified under this head in the War Department Civil Appropriation Act, 1941, to be available until expended, \$540,000.

Ante, pp. 74, 130.

54 Stat. 506.

SEC. 2. This Act may be cited as the "Additional Urgent Deficiency Appropriation Act, 1941".

Short title.

Approved, May 24, 1941.

[CHAPTER 133]

JOINT RESOLUTION

Relating to corn and wheat marketing quotas under the Agricultural Adjustment Act of 1938, as amended.

May 26, 1941
[S. J. Res. 60]
[Public Law 74]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of the Agricultural Adjustment Act of 1938, as amended (hereinafter referred to as the Act)—

(1) The farm marketing quota under the Act for any crop of wheat shall be the actual production of the acreage planted to wheat on the farm, less the normal production or the actual production, whichever is the smaller, of that acreage planted to wheat on the farm which is in excess of the farm acreage allotment for wheat. The farm marketing quota under the Act for any crop of corn shall be the actual pro-

Agricultural Adjust-
ment Act of 1938,
amendments.
52 Stat. 48, 52.
7 U. S. C. §§ 1321-
1329, 1331-1339.
Post, pp. 860, 872.
Wheat marketing
quotas.Corn marketing
quotas.

duction of the acreage planted to corn on the farm, less the normal production or the actual production, whichever is the smaller, of that acreage planted to corn on the farm which is in excess of the farm acreage allotment for corn.

"Farm marketing excess."

The normal production, or the actual production, whichever is the smaller, of such excess acreage is hereinafter called the "farm marketing excess" of corn or wheat, as the case may be. For the purposes of this resolution, "actual production" of any number of acres of corn or wheat on a farm means the actual average yield of corn or wheat, as the case may be, for the farm times such number of acres.

"Actual production."

Penalty on marketing excess.

(2) During any marketing year for which quotas are in effect, the producer shall be subject to a penalty on the farm marketing excess of corn and wheat. The rate of the penalty shall be 50 per centum of the basic rate of the loan on the commodity for cooperators for such marketing year under section 302 of the Act and this resolution.

52 Stat. 43.
7 U. S. C. § 1302.
Computation of penalty, storage amount, etc.

(3) The farm marketing excess for corn and wheat shall be regarded as available for marketing, and the penalty and the storage amount or amounts to be delivered to the Secretary of the commodity shall be computed upon the normal production of the excess acreage. Where, upon the application of the producer for an adjustment of penalty or of storage, it is shown to the satisfaction of the Secretary that the actual production of the excess acreage is less than the normal production thereof, the difference between the amount of the penalty or storage as computed upon the basis of normal production and as computed upon the basis of actual production shall be returned to or allowed the producer. The Secretary shall issue regulations under which the farm marketing excess of the commodity for the farm may be stored or delivered to him. Upon failure to store or deliver to the Secretary the farm marketing excess within such time as may be determined under regulations prescribed by the Secretary, the penalty computed as aforesaid shall be paid by the producer. Any corn or wheat delivered to the Secretary hereunder shall become the property of the United States and shall be disposed of by the Secretary for relief purposes in the United States or in foreign countries or in such other manner as he shall determine will divert it from the normal channels of trade and commerce.

Storage or delivery of excess to Secretary.

Disposition.

Crop subject to lien.

(4) Until the producers on any farm store, deliver to the Secretary, or pay the penalty on, the farm marketing excess of any crop of corn or wheat, the entire crop of corn or wheat, as the case may be, produced on the farm shall be subject to a lien in favor of the United States for the amount of the penalty.

Depletion in amount stored.

(5) The penalty upon corn or wheat stored shall be paid by the producer at the time, and to the extent, of any depletion in the amount of the commodity so stored, except depletion resulting from some cause beyond the control of the producer.

Reduction of storage amount.

(6) Whenever the planted acreage of the then current crop of corn or wheat on any farm is less than the farm acreage allotment for such commodity, the total amount of the commodity from any previous crops required to be stored in order to postpone or avoid payment of penalty shall be reduced by that amount which is equal to the normal production of the number of acres by which the farm acreage allotment exceeds the planted acreage. The provisions of section 326 (b) and (c) of the Act shall be applicable also to wheat.

52 Stat. 51.
7 U. S. C. § 1326 (b), (c).

Exemptions. Small acreage.

(7) A farm marketing quota on corn or wheat shall not be applicable to any farm on which the acreage planted to the commodity is not in excess of fifteen acres. The marketing penalty on corn or wheat shall not be applicable to any farm which, under the terms of the

Nonallotment farms.

then current agricultural conservation program formulated under sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, is classified as a nonallotment farm if the acreage of the commodity harvested on such nonallotment farm is not in excess of fifteen acres or the acreage allotment for the farm, whichever is larger. If the acreage of the commodity harvested on any such nonallotment farm is in excess of fifteen acres and in excess of such acreage allotment, the normal production or the actual production, whichever is the smaller, of the acreage harvested in excess of fifteen acres or such acreage allotment, whichever is larger, shall be taken as the farm marketing excess and shall be subject to penalty: *Provided*, That there shall be no penalty on wheat harvested on any such nonallotment farm from which no wheat is sold if the acreage of wheat harvested on such farm does not exceed such acreage per family living thereon as may be used for home consumption without reducing the payment with respect to the farm under the then current agricultural conservation program: *Provided further*, That for the marketing year beginning in 1941, there shall be no marketing penalty on wheat with respect to any such nonallotment farm if the acreage of wheat harvested on the farm is not in excess of the usual acreage determined for the farm under the 1941 agricultural conservation program and the county committee determines, in accordance with regulations of the Secretary, that there will not be marketed an amount of wheat in excess of the 1941 farm marketing quota.

49 Stat. 1148.
16 U. S. C. §§ 590g-590q.

Proviso.
Wheat for home consumption.

Conformity with conservation program.

Sale of commodity before storage of excess, etc.; penalty.

Cotton and rice. Marketing penalty.

52 Stat. 43.
7 U. S. C. § 1302.

Commodity Credit Corporation.
Loans upon designated crops.
Post, p. 860.

(8) Until the farm marketing excess of corn or wheat, as the case may be, is stored or delivered to the Secretary or the penalty thereon is paid, each bushel of the commodity produced on the farm which is sold by the producer to any person within the United States shall be subject to the penalty as specified in paragraph (2) of this resolution. Such penalty shall be paid by the buyer, who may deduct an amount equivalent to the penalty from the price paid to the producer.

(9) The marketing penalty for cotton and rice produced in the calendar year in which any marketing year begins (if beginning with or after the 1941-1942 marketing year) shall be at a rate equal to 50 per centum of the basic rate of the loan for cooperators for such marketing year under section 302 of the Act and this resolution.

(10) The Commodity Credit Corporation is directed to make available upon the 1941 crop of the commodities cotton, corn, wheat, rice, or tobacco, for which producers have not disapproved marketing quotas for the marketing year beginning in 1941, loans as follows:

(a) To cooperators (except cooperators outside the commercial corn-producing area, in the case of corn) at the rate of 85 per centum of the parity price for the commodity as of the beginning of the marketing year;

(b) To cooperators outside the commercial corn-producing area, in the case of corn, at the rate of 75 per centum of the rate specified in (a) above;

(c) To noncooperators (except noncooperators outside the commercial corn-producing area, in the case of corn) at the rate of 60 per centum of the rate specified in (a) above and only on so much of the commodity as would be subject to penalty if marketed.

(11) The provisions of this resolution are amendatory of and supplementary to the Act, and all provisions of law applicable in respect of marketing quotas and loans under such Act as so amended and supplemented shall be applicable, but nothing in this resolution shall be construed to amend or repeal section 301 (b) (6), 323 (b), or 335 (d) of the Act.

Applicability of provisions.

52 Stat. 40, 50, 55.
7 U. S. C. §§ 1301 (b) (6), 1323 (b), 1335 (d).

[CHAPTER 134]

JOINT RESOLUTION

May 28, 1941
[S. J. Res. 76]
[Public Law 75]

Extending the application of section 6 of the Act entitled "An Act to expedite the strengthening of the national defense", approved July 2, 1940 (54 Stat. 714), to all territories, dependencies, and possessions of the United States, including the Philippine Islands, the Canal Zone, and the District of Columbia.

Export control of
munitions.
Application of cer-
tain provisions to
U. S. possessions, etc.
50 U. S. C., app.
§ 701.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of section 6 of the Act of Congress entitled "An Act to expedite the strengthening of the national defense", approved July 2, 1940 (54 Stat. 714), shall be applicable to all territories, dependencies, and possessions of the United States, including the Philippine Islands, the Canal Zone, and the District of Columbia, and the several courts of first instance of the Commonwealth of the Philippine Islands shall have jurisdiction of offenses committed in the Philippine Islands in violation of the provisions of that section or of any proclamation, or of any rule or regulation, issued thereunder.

Approved, May 28, 1941.

[CHAPTER 135]

AN ACT

May 28, 1941
[S. 994]
[Public Law 76]

To appropriate the proceeds of sales or other dispositions of strategic and critical materials acquired under the Act of June 7, 1939 (53 Stat. 811), in order to prevent depletion of the stocks of such materials available for national-defense purposes.

Strategic and criti-
cal materials.
Credit and use of
proceeds of sales, etc.
50 U. S. C. § 98e.

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 of June 7, 1939 (ch. 190, 53 Stat. 812; U. S. C., Supp. V, title 50, sec. 98e), is amended by adding at the end thereof a sentence as follows: "Any funds heretofore or hereafter received on account of sales or other dispositions of materials under the provisions of this Act shall be deposited to the credit, and be available for expenditure for the purposes, of any appropriation available at the time of such deposit, for carrying out the provisions of sections 1 to 6, inclusive, of this Act."

53 Stat. 811.
50 U. S. C. §§ 98-98e.

Approved, May 28, 1941.

[CHAPTER 136]

AN ACT

May 28, 1941
[S. 1089]
[Public Law 77]

To extend the time limit for cooperation between the Bureau of Reclamation and the Farm Security Administration in the development of farm units on public lands under Federal reclamation projects.

Farm units on pub-
lic lands.
53 Stat. 1238; 54 Stat.
402.
43 U. S. C. § 433
(note).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assembled, That the Act of August 7, 1939 (Public, Numbered 307, Seventy-sixth Congress, first session), as amended by the Act of June 17, 1940 (Public, Numbered 636, Seventy-sixth Congress, third session), is hereby further amended by striking out "during the fiscal year 1941", and by inserting "during the fiscal year 1942".

Approved, May 28, 1941.

[CHAPTER 137]

AN ACT

To amend an Act entitled "An Act authorizing annual appropriations for the maintenance of that portion of Gallup-Durango Highway across the Navajo Indian Reservation, and providing reimbursement therefor".

May 28, 1941
[S. 1296]
[Public Law 78]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of June 7, 1924 (43 Stat. 606), entitled "An Act authorizing annual appropriations for the maintenance of that portion of Gallup-Durango Highway across the Navajo Indian Reservation, and providing reimbursement therefor", be, and the same is hereby, amended to read as follows:

Navajo Indian Res-
ervation.

"There is hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, the sum of \$20,000, or so much thereof as may be necessary for each fiscal year, to be expended under the direction of the Secretary of the Interior, for maintenance of that portion of the Federal-aid highway from Gallup, New Mexico, to Shiprock, New Mexico, across the Navajo Indian Reservation and that portion of the State highway in New Mexico between Gallup, New Mexico, and Window Rock, Arizona, serving the Navajo Reservation, reimbursable from the tribal funds of the Indians of said reservation: *Provided*, That Indian labor shall be employed as far as practicable: *And provided further*, That if no funds are available no expenditure shall be made."

Maintenance of
highways.
Annual appropria-
tions authorized.
Post, p. 328.

Proviso.

Approved, May 28, 1941.

[CHAPTER 138]

AN ACT

To authorize the Secretary of the Interior to enter into an agreement fixing boundary lines on Wind River Indian lands, Wyoming.

May 28, 1941
[H. R. 2672]
[Public Law 79]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized in his discretion to determine and fix permanently the boundaries of allotted, tribal, and ceded Indian lands along the Big Wind River in sections 21, 22, 27, and 28, township 3 north, range 1 west, Wind River meridian, in Wyoming: Provided, That the Secretary of the Interior shall not act until all of the owners, white and Indian, shall have given their consent in writing to the permanent location of the boundaries so far as they affect their respective lands. The consent of the Shoshone and Arapahoe tribes as to tribal and ceded lands may be given by the tribal business council. The consent on behalf of the minors, Indians non compos mentis, and Indians who cannot be located after advertisement and reasonable search for not less than thirty days may be executed by the Superintendent in charge of the Wind River Indian Agency.

Wind River Indian
lands, Wyo.
Fixing of boundary
lines.

Proviso.
Consent of owners.

Approved, May 28, 1941.

[CHAPTER 139]

AN ACT

To amend the Act of May 24, 1940 (Public, Numbered 520, Seventy-sixth Congress).

May 28, 1941
[H. R. 3362]
[Public Law 80]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act of May 24, 1940 (Public, Numbered 520, Seventy-sixth Congress), entitled "An Act to authorize the purchase of certain lands

Turtle Mountain
Reservation, N. Dak.

54 Stat. 219.

adjacent to the Turtle Mountain Indian Agency in the State of North Dakota” be, and the same is hereby, amended by inserting in the third line of said Act, after the words “authorized to purchase”, the words “publicly or”, so that as amended Section 1 of said Act, exclusive of its enacting clause, will read:

Purchase of lands, etc., for benefit of Indians.

“That the Secretary of the Interior be, and he is hereby, authorized to purchase publicly or privately owned lands and improvements within and adjacent to the Turtle Mountain Reservation, North Dakota, title to be taken in the United States of America in trust for the Indians of the Turtle Mountain Reservation. For the purpose of making the purchases herein authorized, the Secretary of the Interior is hereby authorized to use any available funds heretofore or hereafter appropriated pursuant to the authority contained in section 5 of the Act of June 18, 1934 (48 Stat. 984): *Provided*, That title to the land so purchased may, in the discretion of the Secretary of the Interior, be taken for the surface only: *Provided further*, That lands purchased under this authority shall not be allotted in severalty.”

25 U. S. C. § 465. *Proviso.*

Approved, May 28, 1941.

[CHAPTER 140]

AN ACT

May 28, 1941
[H. R. 3514]

[Public Law 81]

To authorize the Secretary of the Interior to effect an exchange of certain tribal land of the Santa Ysabel Indian Reservation, California, for other land of equal value.

Santa Ysabel Indian Reservation, Calif. Exchange 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 the Interior is hereby authorized to effect an exchange of approximately one and eight-tenths acres of tribal Indian land of the Santa Ysabel Reservation, California, for a tract of privately owned land of approximately four and three-tenths acres of equal value: *Provided*, That such exchange shall be effected only when the Indians enrolled on said reservation have expressed their consent thereto, either in general council or through action of their duly recognized tribal governing body.

Proviso.

Title to land.

SEC. 2. Title to the land received in the exchange shall be satisfactory to the Secretary of the Interior and shall be taken in the name of the United States in trust for the Santa Ysabel Tribe of Indians; said land shall not be allotted to individual Indians and it shall remain nontaxable until otherwise provided by Congress. Title to the Indian land conveyed in the exchange shall be by patent in fee.

Approved, May 28, 1941.

[CHAPTER 141]

AN ACT

May 28, 1941
[H. R. 3538]

[Public Law 82]

To amend the Act entitled “An Act granting certain lands to the city of Biloxi, in Harrison County, Mississippi, for park and cemetery purposes”, approved April 28, 1906.

34 Stat. 150.

Biloxi, Miss. Use of land granted to.

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 granting certain lands to the city of Biloxi, in Harrison County, Mississippi, for park and cemetery purposes”, approved April 28, 1906, be, and the same is hereby, amended to read as follows:

“SEC. 2. That said lands are granted solely for park and cemetery purposes and shall revert to and become the property of the United States if used for any purpose whatever other than or foreign to

those for which this donation is made: *Provided*, That the city of Biloxi is authorized to lease a portion of said lands to the War Department for use by the Army Air Corps Technical Schools and that such use shall not be deemed a use thereof for a purpose 'other than or foreign to those for which this donation is made'."

Proviso.
Lease of portion to War Department.

Approved, May 28, 1941.

[CHAPTER 142]

AN ACT

To provide relief for, and to promote the interests of, the landowners on the Uintah Indian irrigation project, Utah, and for other purposes.

May 28, 1941
[H. R. 3987]
[Public Law 83]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the action of the Secretary of the Interior, pursuant to the authority contained in the Act of June 22, 1936 (49 Stat. 1803), in the cancelation, deferment, and adjustment of irrigation charges against lands within the Uintah Indian irrigation project, Utah, is hereby confirmed as follows:

Uintah Indian irrigation project, Utah.
Cancelation, etc., of certain charges.
25 U. S. C. §§ 389-389e.

(a) The cancelation of \$283,170.73 of unpaid construction assessment obligations and \$28,875.37 of unpaid operation and maintenance assessment obligations carried on the books of the project: *Provided*, That such cancelations applying to lands, the owners of which are indebted to the United States for operation and maintenance costs, shall become effective only upon the payment of the indebtedness dealt with in subsection (c) of this section.

Proviso.

(b) The deferment until December 1, 1943, of the collection of \$61,983.16 expended in drainage operations on said project; and

(c) The requirement for contracts with landowners covering \$19,230.72 accrued operation and maintenance assessments, such contracts to provide for the payment of these assessments over a period of years.

SEC. 2. The Secretary of the Interior is hereby authorized to transfer water rights, with the consent of the interested parties, to other lands under said project and to make necessary contracts to effectuate such transfers.

Transfer of water rights.

SEC. 3. The Secretary of the Interior is hereby authorized to make contracts transferring the operation and maintenance of any canal system or systems under the said project to an irrigation district, or districts, formed pursuant to State law.

Transfer of operation, etc., of canal systems.

SEC. 4. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$5,682.59 for the following purposes:

Appropriation authorized.

(a) To pay, for a period of not to exceed five years following the passage of this Act (not to exceed \$1,000 in any one year), 34 per centum of the regular annual operation and maintenance assessments for class 4 lands in non-Indian ownership under the Redcap, Leland, and Henry Jim Canals, and 90 per centum of such charges for class 5 lands in non-Indian ownership under said canals, \$5,000: *Provided*, That no part of any money appropriated pursuant to this authorization shall be expended unless and until the owners of such lands shall have paid in full their respective shares of such assessments and shall have entered into an agreement with the Secretary of the Interior for the execution of soil rehabilitation programs on such lands; and

Operation and maintenance assessments.

Proviso.
Payment of owner's share.

(b) To reimburse certain individuals, or their heirs, for payments made covering lands erroneously assessed for irrigation purposes, \$682.59, which amount shall be payable from collections made from water users on this project and covered into the Treasury pursuant to section 4 of the Permanent Appropriation Repeal Act of 1934.

Reimbursements.

48 Stat. 1227.
31 U. S. C. § 725c.

Liquidation of delinquent charges.

SEC. 5. In order to prevent the accumulation of delinquent project assessments or other charges against the non-Indian owned lands of the Uintah Indian irrigation project, the Secretary of the Interior is hereby authorized and directed to cause liquidation of all delinquent assessments or charges by taking such action as may be necessary, including the foreclosure of the Government's lien covering any such delinquent charges or by initiating such other procedure as may be legally available, which action may be taken by him at any time when in his judgment the best interests of the project would be served.

Approved, May 28, 1941.

[CHAPTER 143]

JOINT RESOLUTION

To continue the temporary increases in postal rates on first-class matter, and for other purposes.

May 23, 1941
[H. J. Res. 105]
[Public Law 84]

Postage rates on first-class matter.
47 Stat. 285; 53 Stat. 862.
39 U. S. C. § 280 (note).
48 Stat. 254.

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, 1941" wherever appearing therein and inserting in lieu thereof "July 1, 1943", and by striking out "June 30, 1941," wherever appearing therein and inserting in lieu thereof "June 30, 1943".

Approved, May 28, 1941.

[CHAPTER 152]

AN ACT

Authorizing the Secretary of the Interior to convey the right, title, and interest of the United States in certain property.

May 28, 1941
[H. R. 3494]
[Public Law 85]

Cecelia Crow Arquette.
Conveyance to.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized, in his discretion, to convey all the right, title, and interest of the United States in lot three, block six of Wannassay's Addition to Toppenish, Washington, to Cecelia Crow Arquette or her heirs or assigns.

Approved, May 28, 1941.

[CHAPTER 153]

AN ACT

To provide for the completion and delivery of the Boca Dam, in the Little Truckee River, in accordance with the contract between the United States and the Washoe County Water Conservation District.

May 29, 1941
[S. 15]
[Public Law 86]

Little Truckee River.
Completion of dam near Boca, Calif.

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 complete construction of the dam in the Little Truckee River, near Boca, California, which has been begun and substantially completed under a contract with the Washoe County Water Conservation District. The Secretary is authorized to make such expenditures, from funds now available for the completion of the Boca Dam, as may be required therefor.

SEC. 2. The Secretary of the Interior is authorized and directed to deliver custody of such dam to such district for operation and maintenance purposes in accordance with the contract between the United States and such district, dated December 12, 1936, at the earliest practicable time.

SEC. 3. The amount which such district is required to pay the United States under articles 11 and 12 of such contract of December 12, 1936, shall not exceed \$1,000,000.

Approved, May 29, 1941.

[CHAPTER 155]

AN ACT

To amend Public Law Numbered 783, Seventy-sixth Congress, so as to relieve three-year Regular Navy, Marine Corps, or Coast Guard members and certain members of the Reserve components thereof from selective training and service.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 (b) of Public Law Numbered 783, approved September 16, 1940, be amended to read as follows:

“(b) In time of peace, the following persons shall be relieved from liability for training and service under section 3 (b) and from the liability to serve in any Reserve component of the land or naval forces imposed by this Act:

“(1) Any person who shall have satisfactorily served as an officer or enlisted man for at least three consecutive years in the Regular Army, Navy, Marine Corps, or Coast Guard before or after or partially before and partially after the time fixed for registration under section 2: *Provided*, That any person who has had such prior service and who has already been inducted for service may upon application be discharged and shall not be liable for further training and service in time of peace.

“(2) Any person who as a member of the active National Guard shall have satisfactorily served as an officer or enlisted man for at least one year in active Federal service in the Army of the United States, and subsequent thereto for at least two consecutive years in the Regular Army or in the active National Guard, before or after or partially before and partially after the time fixed for registration under section 2; or any person who as a member of the Naval Reserve or Marine Corps Reserve shall have satisfactorily served for at least three consecutive years on active duty before or after or partially before and partially after the time fixed for such registration; or any person who as a member of the Naval Reserve or Marine Corps Reserve shall have satisfactorily served for at least one year on active duty and for at least two consecutive years in the Regular Navy or Marine Corps or with an organized unit of the Naval Reserve or Marine Corps Reserve, before or after or partially before and partially after the time fixed for such registration.

“(3) Any person who is an officer or enlisted man in the active National Guard at the time fixed for registration under section 2, and who shall have satisfactorily served therein for at least six consecutive years, before or after or partially before and partially after the time fixed for such registration.

“(4) Any person who is an officer in the Officers' Reserve Corps on the eligible list at the time fixed for registration under section 2, and who shall have satisfactorily served therein on the eligible list for at least six consecutive years, before or after or partially before and partially after the time fixed for such registration.

Delivery.

Payment.

May 29, 1941
[H. R. 4125]
[Public Law 87]

Selective Training and Service Act of 1940, amendment.
54 Stat. 887.
50 U. S. C., app. § 305(b).
Exemptions in time of peace.
54 Stat. 886.
50 U. S. C., app. § 303(b).

Service in Regular Army, Navy, etc.
Post, p. 621.

54 Stat. 885.
50 U. S. C., app. § 302.
Proviso.

Service in active National Guard and Regular Army.

Naval Reserve or Marine Corps Reserve.

Service in active National Guard.
54 Stat. 885.
50 U. S. C., app. § 302.

Service in Officers' Reserve Corps.

Service in designated Reserve components.

"(5) Any person who is an officer or an enlisted man in the organized Naval Reserve or the organized Marine Corps Reserve at the time fixed for registration under section 2, and who shall have satisfactorily served therein for at least six consecutive years, before or after or partially before and partially after the time fixed for such registration or any person who is an officer or an enlisted man in the Naval Merchant Marine Reserve or Volunteer Naval Reserve or Volunteer Marine Corps Reserve at the time fixed for registration under section 2, and who shall have satisfactorily served therein for at least eight consecutive years, before or after or partially before and partially after the time fixed for such registration."

Approved, May 29, 1941.

54 Stat. 885.
50 U. S. C., app. § 302.

[CHAPTER 156]

AN ACT

Making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1942, and for other purposes.

May 31, 1941
[H. R. 3205]
[Public Law 88]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Treasury and Post Office Departments Appropriation Act, 1942.

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, 1942, namely:

Treasury Department Appropriation Act, 1942.

OFFICE OF THE SECRETARY

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, \$290,000: *Provided*, That in expending appropriations or portions of appropriations contained in this Act for the payment of personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretaries of the Treasury and the Assistant Postmasters General, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade, but not more often than once in any fiscal year, and then only to the next higher rate: *Provided further*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, (2) to require the reduction in salary of any person whose compensation was fixed, as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Proviso.
Salary restriction.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Exceptions.

42 Stat. 1490.
5 U. S. C. § 666.

Salaries and Expenses, Foreign Owned Property Control: For expenditure under the direction of the Secretary of the Treasury for any purpose in connection with the carrying out of the provisions of section 5 (b) of the Act of October 6, 1917 (40 Stat. 411, 415), as amended, and any proclamations, orders, or regulations that have been or may be issued thereunder, including personal services (without regard to classification laws), printing, and all other necessary expenses incurred in carrying out instructions issued by the Secretary of the Treasury pursuant to section 5 (b) of the Act of October 6, 1917, as amended, or proclamations, orders, or regulations issued thereunder, including 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, \$1,250,000.

Foreign owned property control.
Post, pp. 829, 834.

12 U. S. C. § 95a.

Payments to Federal land banks on account of reductions in interest rate on mortgages: To enable the Secretary of the Treasury to pay each Federal land bank such amount as the Land Bank Commissioner certifies to the Secretary of the Treasury is equal to the amount by which interest payments on mortgages held by such land bank have been reduced during the fiscal year 1942, and prior thereto, in accordance with the provisions of paragraph "Twelfth" of section 12 of the Federal Farm Loan Act (12 U. S. C. 771), as amended, \$26,800,000.

Payments to Federal land banks.

48 Stat. 43.

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 held by such Corporation have been reduced during the fiscal year 1942, and prior thereto, in accordance with the provisions of section 32 of the Emergency Farm Mortgage Act of 1933, approved May 12, 1933 (12 U. S. C. 1016), as amended, such payments to be made quarterly, beginning as soon as practicable after October 1, 1941, \$9,600,000.

Payments to Federal Farm Mortgage Corporation.

48 Stat. 48.

DIVISION OF RESEARCH AND STATISTICS

Salaries: For personal services in the District of Columbia, \$218,000.

Post, p. 834.

OFFICE OF GENERAL COUNSEL

Salaries: For the General Counsel and other personal services in the District of Columbia, \$145,000.

DIVISION OF PERSONNEL

Salaries: For the Chief of the Division, and other personal services in the District of Columbia, \$125,000.

Post, p. 834.

OFFICE OF CHIEF CLERK

Salaries: For the Chief Clerk and other personal services in the District of Columbia, \$211,500.

Post, p. 834.

MISCELLANEOUS AND CONTINGENT EXPENSES, TREASURY DEPARTMENT

For miscellaneous and contingent expenses of the Office of the Secretary and the bureaus and offices of the Department, including operating expenses of the Treasury, Treasury Annex, Auditors', and Liberty Loan Buildings; financial journals, purchase (including exchange) of books of reference and lawbooks, technical and scien-

Operating expenses, Department buildings.

Vehicles.

Proviso.
Additional funds.
Post, pp. 216, 218,
219, 226, 215.

37 Stat. 414.

tific 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; purchase and exchange of motortrucks, and 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; purchase, exchange, and repair of typewriters and labor-saving machines and equipment and supplies for same; floor covering and repairs thereto, furniture and office equipment, including supplies therefor and repairs thereto; awnings, window shades, and fixtures; cleaning supplies and equipment; drafting equipment; flags; hand trucks, ladders; miscellaneous hardware; streetcar fares not exceeding \$750; thermometers; lavatory equipment and supplies; tools and sharpening same; laundry service; laboratory supplies and equipment, removal of rubbish; postage; and other absolutely necessary articles, supplies, and equipment not otherwise provided for; \$333,000: *Provided*, That the appropriations for the Bureau of the Public Debt, Internal Revenue Service, United States Processing Tax Board of Review, Procurement Division, and Division of Disbursement for the fiscal year 1942 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.

CUSTODY OF TREASURY BUILDINGS

Post, p. 834.

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, and the Auditors' Building, \$353,604.

Provisos.
Transfer of funds.
Post, p. 224.

Secret Service supervisor.

Salaries and expenses, guard force: 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 not to exceed \$9,875 for purchase, repair, and cleaning of uniforms, and for the purchase of arms and ammunition and miscellaneous equipment, \$406,900: *Provided*, That not to exceed \$80,000 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 an agent of the Secret Service to supervise such force.

DIVISION OF PRINTING

Post, p. 834.

Salaries: For the Chief, Division of Printing, and other personal services in the District of Columbia, \$68,740.

Printing and binding: For printing and binding for the Treasury Department, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere,

except the Bureau of Internal Revenue, and 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), and for the cost of transportation to field offices of printed and bound material, including cost of necessary packing boxes and packing materials, \$538,300.

40 Stat. 1270.

Stationery: For stationery for the Treasury Department and its several bureaus and offices, and field services thereof, including tags, labels, and index cards, printed in the course of manufacturing, packing boxes and other materials necessary for shipping stationery supplies, and cost of transportation of stationery supplies purchased free on board point of shipment and of such supplies shipped from Washington to field offices, \$704,800.

Post, p. 829.

BUREAU OF ACCOUNTS

Salaries: For Commissioner of Accounts and other personal services in the District of Columbia, including the Division of Bookkeeping and Warrants, \$442,500.

Post, p. 834.

Division of Disbursement, salaries and expenses: For personal services in the District of Columbia and in the field, stationery, travel, rental of equipment, and all other necessary miscellaneous and contingent expenses, \$1,774,453: *Provided*, That with the approval of the Director of the Bureau of the Budget there may be transferred to this appropriation from funds available for the Agricultural Adjustment Administration, Federal Housing Administration, United States 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 Surplus Marketing Administration, and the National Youth Administration, such sums as may be necessary to cover the expense incurred in performing the function of disbursement therefor.

Proviso.
Transfer of funds.

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, gold bullion, 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, \$200,000.

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, \$20,000.

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, \$425,000.

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, \$30,000.

Refund of moneys erroneously received and covered: To enable the Secretary of the Treasury to meet any expenditures of the character formerly chargeable to the appropriation accounts abolished under section 18 of the Permanent Appropriation Repeal Act of 1934, approved June 26, 1934, and any other collections erroneously received and covered which are not properly chargeable to any other appropriation, \$35,000.

48 Stat. 1231.
31 U. S. C. § 725q.

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. § 725p.

BUREAU OF THE PUBLIC DEBT

Post, p. 835.

Salaries and expenses: For necessary expenses connected with the administration of any public-debt issues and United States paper-currency issues with which the Secretary of the Treasury is charged, including the purchase of lawbooks, directories, books of reference, pamphlets, periodicals, and newspapers, and the maintenance, operation, and repair of a motor-propelled bus or station wagon for use of the Destruction Committee, and including the Commissioner of the Public Debt and other personal services in the District of Columbia, \$2,374,450: *Provided*, That the amount to be expended for personal services in the District of Columbia shall not exceed \$2,345,500.

Proviso.

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, \$1,114,000: *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 1942 between the two bidders whose prices per pound are the lowest received after advertisement.

Proviso.
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 1942 to supplement the appropriation herein made 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 \$4,292,000: *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.

40 Stat. 292.

Post, p. 563.
Proviso.
Savings bond transactions.
42 Stat. 36.

OFFICE OF TREASURER OF THE UNITED STATES

Post, p. 835.

Salaries: For Treasurer of the United States, Assistant Treasurer, and for other personal services in the District of Columbia, \$1,620,000.

Salaries (Reimbursable) : For personal services in the District of Columbia, in redeeming Federal Reserve notes, \$58,000, to be reimbursed by the Federal Reserve banks.

With the approval of the Director of the Bureau of the Budget, there may be transferred sums (not exceeding a total of \$700,000) to the appropriations, "Salaries, Office of Treasurer of the United States, 1942", "Contingent expenses, Treasury Department, 1942", "Printing and binding, Treasury Department, 1942", and "Stationery, Treasury Department, 1942", from funds available for the Agricultural Adjustment Administration, Home Owners' Loan Corporation, Farm Credit Administration, Tennessee Valley Authority, Federal Farm Mortgage Corporation, Reconstruction Finance Corporation, Federal land banks and other banks and corporations under the supervision of the Farm Credit Administration, Railroad Retirement Board, Soil Conservation Service, including Soil Conservation and Domestic Allotment, National Youth Administration, Federal Housing Administration, United States Housing Authority, Civilian Conservation Corps, Public Works Administration, Commodity Credit Corporation, Rural Electrification Administration, and corporations and banks under the Federal Home Loan Bank Board 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.

BUREAU OF CUSTOMS

Salaries and expenses: For collecting the revenue from customs, for the detection and prevention of frauds upon the customs revenue, and not to exceed \$100,000 for the securing of evidence of violations of the customs laws; for expenses of transportation and transfer of customs receipts from points where there are no Government depositories; not to exceed \$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 \$2,000 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 including the purchase (not to exceed \$87,500), exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles when necessary for official use in field work; \$21,050,000, of which such amount as may be necessary shall be available 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) : *Provided*, That the receipts from such parties in interest for such overtime services shall 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 (19 U. S. C. 1524); 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, and \$570,000 shall be available for personal services in the District of Columbia exclusive of ten persons from the

Redeeming Federal Reserve notes.

Transfer of funds.

Ante, pp. 216, 213, 214, 215.

Post, p. 835.

Living quarters.

46 Stat. 818.

46 Stat. 817.

Overtime compensation.

36 Stat. 901; 41 Stat. 402; 46 Stat. 715.

Proviso.
Deposit of receipts as refund to appropriation.

46 Stat. 741.

Personal services.

46 Stat. 741.
19 U. S. C. § 1525.
Proviso.
Vehicle restriction.

field force authorized to be detailed under section 525 of the Tariff Act of 1930: *Provided*, That no part of this appropriation shall be expended for maintenance or repair of motor-propelled passenger-carrying vehicles for use in the District of Columbia except two for use in connection with the work of the customhouse in Georgetown.

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

Post, p. 835.

Salaries: Comptroller of the Currency and other personal services in the District of Columbia, \$244,180.

BUREAU OF INTERNAL REVENUE

Post, pp. 829, 835.

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; transfer of household goods and effects as provided by Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; 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. 872–881), and the operation, maintenance, and repair of property acquired under such title III; for the purchase (not to exceed \$25,000), exchange, 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 \$689,850); and the procurement of such supplies, 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, \$71,512,000, of which amount not to exceed \$9,731,155 may be expended for personal services in the District of Columbia: *Provided*, That no part of this amount shall be used in defraying the expenses of any officer or employee designated above, subpoenaed by the United States court to attend any trial before a United States court or preliminary examination before any United States Commissioner, which expenses shall be paid from the appropriation for "Fees of witnesses, Department of Justice": *Provided further*, That not more than \$100,000 of the total amount appropriated herein may be expended by the Commissioner of Internal Revenue for detecting and bringing to trial persons guilty of violating the internal-revenue laws or conniving at the same, including payments for information and detection of such violation.

Salaries and expenses for refunding processing and related taxes and administering title III, Revenue Act of 1936: For salaries and expenses in connection with (1) the assessment and collection of the tax on unjust enrichment imposed by title III, Revenue Act of 1936,

54 Stat. 1105.
5 U. S. C. § 73c-1.

40 U. S. C. §§ 304f-304m.

Printing and binding.

Provisos.
Attendance at trials.

Post, p. 295.

Detection and prosecution of violations.

Refund of processing, etc., taxes.
49 Stat. 1734.
26 U. S. C. §§ 700-705.

(2) the making of refunds and payments of processing and related taxes, as authorized by titles IV and VII of the Revenue Act of 1936, as amended, and (3) the refund of taxes collected 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), as authorized by the Second Deficiency Appropriation Act, fiscal year 1938, as amended, including personal services in the District of Columbia and elsewhere, the hiring of experts, stationery and office supplies, equipment, furniture, mechanical devices, lawbooks and books of reference, trade journals, stenographic reporting service, telegraph and telephone services, postage, freight, express, printing and binding, notarial fees, travel expenses, fees of expert witnesses, and fees and mileage of witnesses, which shall be the same as are paid witnesses in the courts of the United States and may be paid in advance upon certification of such officer as the Commissioner of Internal Revenue or the Secretary of the Treasury may designate, \$1,100,000, of which amount not to exceed \$875,000 may be expended for personal services in the District of Columbia.

49 Stat. 1739, 1747.
7 U. S. C. §§ 641-643; 644-659.

52 Stat. 1150.

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 1942, the unexpended balance of the funds made available to the Treasury Department for these purposes for the fiscal year 1941 by the Treasury Department Appropriation Act, 1941.

49 Stat. 1739, 1747.
7 U. S. C. §§ 641-643; 644-659.

7 U. S. C. §§ 701-725; 751-766; 801-833.

Redemption of tax stamps.

54 Stat. 62.

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, \$6,350.

Refunding internal-revenue collections: 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", \$63,000,000: *Provided*, That a report shall be made to Congress by internal-revenue districts and alphabetically arranged of all disbursements hereunder in excess of \$500 as required by section 3 of the Act of May 29, 1928 (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.

Proviso.
Report to Congress.

45 Stat. 996; 53 Stat. 466.

26 U. S. C. § 3776.

UNITED STATES PROCESSING TAX BOARD OF REVIEW

Salaries and expenses: For salaries and expenses of not to exceed seven members of the Board of Review established by section 906 of the Revenue Act of 1936 for review of the disallowance by the Commissioner of Internal Revenue of claims for refund of processing taxes filed under title VII, Revenue Act of 1936, as amended, including personal services in the District of Columbia and elsewhere,

Post, p. 835.

49 Stat. 1748.
7 U. S. C. § 648.

49 Stat. 1747.
7 U. S. C. §§ 644-659.

stationery and office supplies, equipment, furniture, mechanical devices, lawbooks and books of reference, press releases, trade journals, periodicals and newspapers, contract reporting services, telegraph and telephone services, postage, freight, express, printing and binding, notarial fees, travel expenses, and such other miscellaneous expenses as may be authorized or approved by the Secretary of the Treasury for the work of this Board, \$110,000.

BUREAU OF NARCOTICS

Salaries and expenses: For expenses to enforce the Act of December 17, 1914 (26 U. S. C. 1383-1391), as amended by the Revenue Act of 1918 (26 U. S. C. 1040-1064), the Narcotic Drugs Import and Export Act, as amended (21 U. S. C. 171-184), and the Marihuana Tax Act of 1937 (26 U. S. C. 1399-1399q); 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; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; the purchase of such supplies, equipment, mechanical devices, books, and such other expenditures as may be necessary in the several field offices; cost incurred by officers and employees of the Bureau of Narcotics in the seizure, storage, and disposition of property under the internal-revenue laws when the same is disposed of under section 3460, Revised Statutes (26 U. S. C. 1624); purchase (not to exceed \$10,000), exchange, hire, maintenance, repair, and operation of motor-propelled or horse-drawn passenger-carrying vehicles when necessary for official use in field work; purchase of arms and ammunition; in all, \$1,278,475, of which amount not to exceed \$190,000 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 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.

COAST GUARD

Office of Commandant: For personal services in the District of Columbia, \$765,000: *Provided*, That no part of any appropriation contained in this Act shall be used to pay any enlisted man of the

38 Stat. 785; 40 Stat. 1130.
26 U. S. C. §§ 3220-3228.
26 U. S. C. §§ 2550-2571, 2606.
35 Stat. 614.
50 Stat. 561.
26 U. S. C. §§ 2590-2603, 3230-3238.
44 Stat. 1382.
46 Stat. 585.

54 Stat. 1105.
5 U. S. C. § 73c-1.

26 U. S. C. § 3724
note.

Proviso.
Use of confiscated
vehicles.

49 Stat. 874.
53 Stat. 1291.
49 U. S. C. §§ 781-788.

Dissemination of
information, etc.

Apprehension of
narcotic law violators.

Reimbursement.

Personal services.
Posi, pp. 755, 815.
Proviso.

Coast Guard while detailed for duty at Coast Guard headquarters if such detail increases the total number of enlisted men detailed on such duty at any time above fourteen;

Pay and allowances: For pay and allowances prescribed by law for commissioned officers, cadets, warrant officers, petty officers, and other enlisted men, active and retired, temporary cooks, surfmen, substitute surfmen, and 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), and not exceeding \$10,000 for cash prizes for men for excellence in boatmanship, gunnery, target practice, and engineering competitions; for carrying out the provisions of the Act of June 4, 1920 (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; rations or commutation thereof for cadets, petty officers, and other enlisted men, mileage and expenses allowed by law for officers; and traveling expenses of other persons traveling on duty under orders from the Treasury Department, including transportation of cadets, enlisted men, 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); expenses of recruiting for the Coast Guard, rent of rendezvous, and expenses of maintaining the same; advertising for and obtaining men and apprentice seamen and applicants for appointment as cadets; in-service training of enlisted men including cost of textbooks, necessary school supplies, and correspondence courses; transportation and packing allowances for baggage or household effects of commissioned officers, warrant officers, and enlisted men; and including not to exceed \$46,720 for the recreation, amusement, comfort, contentment, and health of the enlisted men of the Coast Guard, to be expended in the discretion of the Secretary of the Treasury; \$32,680,000: *Provided*, That no part of this appropriation shall be used for increased pay at a rate in excess of \$1,440 per annum to any nonflying commissioned officer or commissioned officer observer for making aerial flights; which rate shall be the legal maximum rate of such increased pay as to any such officer: *Provided further*, That money accruing from commutation of rations of enlisted men commuted for the benefit of any mess may be paid on proper voucher to the officer in charge of such mess;

General expenses, Coast Guard: For fuel, lubricating oil, illuminants, kerosene, and water; the furnishing of heat, light, and power (service) for vessels, shore stations, depots, and offices; outfits, including necessary supplies and equipment, medals, newspapers, technical books and periodicals, and library books for shore stations and vessels; rental of mechanical accounting machinery and other equipment; repairs to portable equipment at shore units; ship chandlery, engineers' stores, draft animals and their maintenance; purchase (not to exceed \$25,000), exchange, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles for official use at headquarters and in the field; the rebuilding, repairing, maintenance, and incidental expenses of shore stations, including lighthouses, lights, beacons, and other fixed aids to navigation, radio stations, depots, and offices; temporary leases and rentals; improvement of property for Coast Guard purposes, including rental or use of additional land where necessary and the purchase of land for beacons, daymarks, and fog signals; not to exceed \$191,000 for completion of construction of the station authorized by the Act approved June 29, 1936 (49 Stat. 2031);

Post, pp. 564, 755, 815.

46 Stat. 164.
Cash prizes.

Post, p. 564.
41 Stat. 824.

43 Stat. 1261.
Recruiting.

Post, p. 564.

Post, pp. 564, 755, 815.

Provisos.
Aerial flights.

Commutation of
rations, payments.

Post, pp. 564, 755, 815.

Shore stations.

Lake St. Clair,
Mich., station.

Repairs to vessels, etc.	repairs to Coast Guard vessels, boats, and aircraft, including cost of salvage operations when incident to such repairs; repair, maintenance, and operation of vessels forfeited to the United States and delivered to the Treasury Department under the terms of the Act approved March 3, 1925 (27 U. S. C. 41); coastal communication lines and facilities and their maintenance, and communication service; establishment, maintenance, repair, and improvement of post lights, buoys, submarine signals, fog signals, beacons, daymarks, and other aids to navigation; construction of necessary outbuildings, including oil houses at light stations, at a cost not exceeding \$2,500 at any one light station in any fiscal year; wages of persons attending post lights; temporary employees and field force, including professional, technical, and clerical employees, while engaged on works of general repair and maintenance, and laborers and mechanics at lighthouse depots; rations and provisions, or commutation thereof, for working parties in the field, officers and crews of light vessels and tenders, and officials and other authorized persons of the Coast Guard on duty on board of 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 voucher to the person having charge of the mess of such vessel or party; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; purchase of rubber boots, oilskins, rubber gloves, goggles, and coats, caps, and aprons for steward's department on vessels; fuel, light, and rent of quarters where necessary for keepers of lighthouses; traveling expenses of teachers while actually employed by States or private persons to instruct the children of keepers of lighthouses; not to exceed \$1,500 for traveling expenses of new appointees from ports of embarkation in the United States to first post of duty at isolated light stations in districts outside the continental limits of the United States, and not to exceed \$2,500 for the transportation of the children of lighthouse keepers at isolated light stations where necessary to enable such children to attend school, as authorized by the Act of May 13, 1938 (33 U. S. C. 748a); necessary traveling expenses of lighthouse keepers at isolated stations incurred in obtaining medical attention as authorized by the Act of February 25, 1929 (33 U. S. C. 747b); purchase of provisions for sale to Coast Guard personnel at isolated stations, and the appropriation reimbursed; contingent expenses, including subsistence and clothing for shipwrecked and destitute persons succored by the Coast Guard, and including reimbursement, under rules prescribed by the Secretary of the Treasury, of Coast Guard personnel who furnish from their personal stock subsistence and clothing to such persons; subsistence of prisoners while in the custody of the Coast Guard; instruments, apparatus, and services necessary to the carrying on of scientific investigation, and not to exceed \$4,000 for experimental and research work; motion-picture equipment (not to exceed \$30,000) and material for official purposes; care, transportation, and burial of deceased officers and enlisted men, including those who die in Government hospitals, and civilian employees, in accordance with the provisions of section 11, Act of June 6, 1940 (54 Stat. 248); apprehension of deserters; wharfage, towage, freight, storage, advertising, surveys, entrance fees in matches for the rifle team and special equipment therefor; 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 to the apprehension and conviction, of persons
43 Stat. 1116. 19 U. S. C. §§ 522-524.	
Aids to navigation.	
Temporary employees.	
Rations and provisions.	
54 Stat. 1105. 5 U. S. C. § 73c-1. <i>Post</i> , p. 564.	
Traveling expenses.	
Isolated stations.	
52 Stat. 353.	
45 Stat. 1261. <i>Post</i> , p. 565.	
Contingent expenses.	
Motion-picture equipment, etc.	
14 U. S. C. § 41a.	
Coast Guard Academy contingencies.	
Payment of rewards.	

found interfering, in violation of section 6 of the Act of May 14, 1908 (33 U. S. C. 761), with aids to navigation maintained by the Coast Guard; and all other necessary expenses which are not included under any other heading; \$13,974,150, of which \$2,026,000 shall be available immediately;

35 Stat. 162.

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", \$3,500,000;

Ante, p. 221.

Airplanes: For replacement and additional airplanes and their equipment, including radio and ordnance equipment, spare parts, and accessories, to be constructed or purchased in the discretion of the Secretary of the Treasury, \$663,000, to remain available until June 30, 1943;

Construction of vessels and shore facilities: For additional and replacement vessels and their equipment, and the construction, rebuilding, or extension of shore facilities, including the acquisition of sites therefor, \$8,111,000, to be immediately available and to remain available until expended, of which amount not to exceed four per centum shall be available for administrative expenses in connection therewith, including personal services in the District of Columbia, and of which amount \$5,000,000 is for the construction and equipment of three large cutters within a total limit of cost of \$11,370,000 and the Secretary of the Treasury is authorized to enter into contracts during the fiscal years 1941 and 1942 for their construction and equipment within such limit;

Post, pp. 565, 755, 816.

Establishing and improving aids to navigation: For establishing and improving aids to navigation and other works, \$1,500,000, which sum shall be available for all expenditures directly relating to the respective projects and of which \$950,000 shall be immediately available;

Post, pp. 565, 755, 816.

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, \$1,000,000;

No part of the appropriations contained in this Act under the Coast Guard, nor of any appropriation heretofore made, shall be used for the construction for the Coast Guard of any new permanent aviation shore station or for the permanent enlargement of the capacity of any existing aviation shore station, but this limitation shall not apply to expenditures for completion of construction for which funds were made available by the Second Deficiency Appropriation Act, fiscal year 1938, or by the First Deficiency Appropriation Act, fiscal year 1940;

Construction of aviation shore stations, restriction.

Wherever during the fiscal year 1942, 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 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";

52 Stat. 1151; 54 Stat. 91.

Replacement of civilians by military personnel.

14 U. S. C. § 10f.

Ante, p. 221.

Total, Coast Guard, \$62,193,150.

BUREAU OF ENGRAVING AND PRINTING

For the work of engraving and printing, exclusive of repay work, during the fiscal year 1942, United States currency and internal-revenue stamps, including opium orders and special-tax stamps

38 Stat. 785.
26 U. S. C. §§ 2550,
3220.

Post, p. 565.

required under the Act of December 17, 1914 (26 U. S. C. 1040, 1383), checks, drafts, and miscellaneous work, as follows:

Materials.

Salaries and expenses: For the Director, two Assistant Directors, and other personal services in the District of Columbia, including wages of rotary press plate printers at per diem rates and all other plate printers at piece rates to be fixed by the Secretary of the Treasury, not to exceed the rates usually paid for such work; for engravers' and printers' materials and other materials, including distinctive and nondistinctive paper, except distinctive paper for United States currency and Federal Reserve bank currency; equipment of, repairs to, and maintenance of buildings and grounds and for minor alterations to buildings; directories, technical books and periodicals, examples of engraving and printing, including foreign securities and stamps, and books of reference; not exceeding \$500; traveling expenses not to exceed \$2,000; miscellaneous expenses, including not to exceed \$1,500 for articles approved by the Secretary of the Treasury as being necessary for the protection of the person of employees; for transfer to the Bureau of Standards for scientific investigations in connection with the work of the Bureau of Engraving and Printing, not to exceed \$15,000; and for the maintenance and driving of two motor-propelled passenger-carrying vehicles; \$10,000,000, to be expended under the direction of the Secretary of the Treasury.

Scientific investigations.

Credit of proceeds from work.

During the fiscal year 1942 all proceeds derived from work performed by the Bureau of Engraving and Printing, by direction of the Secretary of the Treasury, not covered and embraced in the appropriation for such Bureau for such fiscal year, instead of being covered into the Treasury as miscellaneous receipts, as provided by the Act of August 4, 1886 (31 U. S. C. 176), shall be credited when received to the appropriation for such Bureau for the fiscal year 1942.

24 Stat. 227.

SECRET SERVICE DIVISION

Post, p. 835.

Salaries: For the Chief of the Division and other personal services in the District of Columbia, \$69,543.

Post, p. 565.

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 \$15,000), exchange, hire, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles when necessary; purchase of arms and ammunition; traveling expenses; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; 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, \$1,009,000: *Provided*, That no part of the amount herein appropriated shall be used in defraying the expenses of any person subpoenaed by the United States courts to attend any trial

Post, p. 565.

54 Stat. 1105,
5 U. S. C. § 73c-1.

Protection of the President, etc.

Process.
Witness fees.

before a United States court or preliminary examination before any United States commissioner, which expenses shall be paid from the appropriation for "Fees of witnesses, Department of Justice": *Provided further*, 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.

Post, p. 295.
Information con-
cerning law violations.

White House Police: For one captain, two lieutenants, four sergeants, and seventy-three privates, at rates of pay provided by law; in all, \$195,900.

For uniforming and equipping the White House Police, including the purchase, issue, and repair of revolvers, and the purchase and issue of ammunition and miscellaneous supplies, to be procured in such manner as the President in his discretion may determine, \$6,500.

BUREAU OF THE MINT

OFFICE OF DIRECTOR OF THE MINT

Salaries: For the Director of the Mint and other personal services in the District of Columbia, \$119,540.

Post, p. 835.

Transportation of bullion and coin: For transportation of bullion and coin, by registered mail or otherwise, between mints, assay offices, and bullion depositories, \$187,500, including compensation of temporary employees and other necessary expenses incident thereto.

Contingent expenses and examination of mints: For assay laboratory chemicals, fuel, materials, balances, weights, and other necessities, including books, periodicals, specimens of coins, ores, and incidentals, and for examination of mints, expense in visiting mints for the purpose of superintending the annual settlements, and for special examinations and for the collection of statistics relative to the annual production and consumption of the precious metals in the United States, \$14,300.

Post, p. 835.

Salaries and expenses, mints and assay offices: For compensation of officers and employees of the mints at Philadelphia, Pennsylvania; San Francisco, California; Denver, Colorado; and New Orleans, Louisiana, the assay offices at New York, New York; and Seattle, Washington, and the bullion 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, 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, purchase (not exceeding \$1,700) and exchange of a motorbus, 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; \$3,191,500.

48 Stat. 337, 1178.
31 U. S. C. §§ 440-
446; 448-448e.
Incidental, etc., ex-
penses.

Annual assay com-
mission.

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, 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), \$889,000: *Provided*, That the Secretary of the Treasury is authorized and directed during the fiscal year 1942 to transfer to this appropriation from any appropriations or funds available to the several departments and establishments of the Government for the fiscal year 1942 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 1942 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 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 1942 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 1942 for personal services: *Provided further*, That the term "fuel" shall be held to include "fuel oil": *Provided further*, That the requirements of sections 3711 and 3713 of the Revised Statutes (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".

Repairs to typewriting machines (except bookkeeping and billing machines) in the Government service in the District of Columbia may be made at cost by the Procurement Division, payment therefor to be effected by charging the proper appropriation and crediting the appropriation "Salaries and expenses, Procurement Division".

No part of any money appropriated by this or any other Act shall be used during the fiscal year 1942 for the purchase of any

Provisos.
Transfer of funds
for pay of details, etc.

Payments for sup-
plies, services, etc.

Crediting of ad-
vances.
47 Stat. 417.

Personal services.

"Fuel."

Purchases of coal
and wood.

Reconditioning of
surplus property.

Purchase of type-
writing machines.

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.

This title may be cited as the "Treasury Department Appropriation Act, 1942".

Citation of title.

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, 1942, namely:

Post Office Department Appropriation Act, 1942.
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, \$226,904.

Post, p. 834.

SALARIES IN BUREAUS AND OFFICES

Post, p. 834.

For personal services in the District of Columbia in bureaus and offices of the Post Office Department in not to exceed the following amounts, respectively:

Office of the First Assistant Postmaster General, \$391,420.
Office of the Second Assistant Postmaster General, \$587,600.
Office of the Third Assistant Postmaster General, \$794,810.
Office of the Fourth Assistant Postmaster General, \$474,240.
Office of the Solicitor for the Post Office Department, \$115,500.
Office of the chief inspector, \$240,910.
Office of the purchasing agent, \$47,240.
Bureau of Accounts, \$114,120.

Post, p. 559.

CONTINGENT EXPENSES, POST OFFICE DEPARTMENT

For contingent and miscellaneous expenses; stationery and blank books, index and guide cards, folders and binding devices, including purchase of free penalty envelopes; telegraph and telephone service, furniture and filing cabinets and repairs thereto; purchase, exchange, maintenance, and repair of tools, electrical supplies, typewriters, adding machines, and other labor-saving devices; purchase (including exchange) of one motor-propelled passenger-carrying vehicle, and for maintenance of motortrucks and of two motor-driven passenger-carrying vehicles, to be used only for official purposes (one for the Postmaster General and one for the general use of the Department); streetcar fares; 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, books of reference, railway guides, city directories, and books necessary to conduct the business of the Department; newspapers, not exceeding \$200; expenses, except membership fees, of attendance at meetings or conventions concerned with postal affairs,

Vehicles.

Correspondence addressed abroad.
54 Stat. 2074.

when incurred on the written authority of the Postmaster General, not exceeding \$2,000; expenses of the purchasing agent and of the Solicitor and attorneys connected with his office while traveling on business of the Department, not exceeding \$800; and other expenses not otherwise provided for; \$89,796.

Printing and binding.

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, \$810,000.

Field service appropriations, use restricted.

Appropriations hereinafter made for the field service of the Post Office Department, except as otherwise provided, shall not be expended for any of the purposes hereinbefore provided for on account of the Post Office Department in the District of Columbia: *Provided*, That the actual and necessary expenses of officials and employees of the Post Office Department and Postal Service, when traveling on official business, may continue to be paid from the appropriations for the service in connection with which the travel is performed, and appropriations for the fiscal year 1942 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.

Proviso.
Travel expenses.

Examination of estimates, etc.

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.

Personal or property damage claims: To enable the Postmaster General to pay claims for damages, occurring during the fiscal year 1942, 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), \$45,000.

42 Stat. 63.
31 U. S. C. § 224c.

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 1942, or prior fiscal years, through burglary, fire, or other unavoidable casualty resulting from no fault or negligence on their part, as authorized by the Act approved March 17, 1882, as amended, \$60,000.

22 Stat. 29.
39 U. S. C. § 49.

OFFICE OF CHIEF INSPECTOR

Salaries of inspectors: For salaries of fifteen inspectors in charge of divisions and six hundred and thirty-five inspectors, \$2,444,700.

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, p. 834.

Post Office Inspection Service, \$665,350: *Provided*, That not exceeding \$26,000 of this sum shall be available for transfer by the Postmaster General to other departments and independent establishments for chemical and other investigations.

Proviso.
Chemical, etc., investigations.

Clerks, division headquarters: For compensation of one hundred and ninety-four clerks, at division headquarters of post-office inspectors, \$483,975.

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 of those specified in Post Office Department Order 9273, dated July 25, 1936: *Provided further*, That of the amount herein appropriated not to exceed \$20,000 may be expended in the discretion of the Postmaster General, for the purpose of securing information concerning violations of the postal laws and for services and information looking toward the apprehension of criminals.

Provisos.
Death of offender.

Rate limitation.

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, \$50,200,000.

Compensation to assistant postmasters: For compensation to assistant postmasters at first- and second-class post offices, \$7,278,000.

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, \$216,000,000.

Clerks, contract stations: For compensation to clerks in charge of contract stations, \$1,640,000.

Separating mails: For separating mails at third- and fourth-class post offices, \$415,000.

Unusual conditions: For unusual conditions at post offices, \$85,000.

Clerks, third-class post offices: For allowances to third-class post offices to cover the cost of clerical services, \$8,250,000.

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, \$1,825,000.

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, \$1,675,000.

Detroit River service: For Detroit River postal service, \$11,960.

Carfare and bicycle allowance: For carfare and bicycle allowance, including special-delivery carfare, and cost of transporting carriers by privately owned automobiles to and from their routes, at rates not exceeding regular streetcar or bus fare, \$1,475,000.

City delivery carriers: For pay of letter carriers, City Delivery Service, and United States Official Mail and Messenger Service, \$151,500,000.

Special-delivery fees: For fees to special-delivery messengers, \$9,250,000.

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, \$11,400,000.

Star-route service, Alaska: For inland transportation by star routes in Alaska, \$170,000.

Powerboat service: For inland transportation by steamboat or other powerboat routes, including ship, steamboat, and way letters, \$1,397,750.

Post, p. 834

Provisos.

Railroad transportation and mail messenger service: For inland transportation by railroad routes and for mail messenger service, \$112,300,000: *Provided*, That separate accounts be kept of the amount expended for mail messenger service: *Provided further*, That there may be expended from this appropriation for personal services in the District of Columbia not exceeding the sum of \$33,050 to carry out the provisions of section 214 of the Act of February 28, 1925 (39 U. S. C. 826) (cost ascertainment).

43 Stat. 1069.

Post, p. 834.

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, \$57,460,000.

Railway postal clerks, travel allowance: For travel allowance to railway postal clerks and substitute railway postal clerks, \$3,275,000.

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, \$57,500.

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, \$450,000.

Electric- and cable-car service: For electric- and cable-car service, \$200,000.

Proviso.

Foreign mail transportation: For transportation of foreign mails, except by aircraft, \$2,300,000: *Provided*, That the Postmaster General is authorized to expend such sums as may be necessary, not to exceed \$70,000, to cover the cost to the United States for maintaining sea post service on ocean steamships conveying the mails to and from the United States.

Balances due foreign countries: For balances due foreign countries, fiscal year 1942 and prior years, \$1,500,000.

Indemnities, international mail: For payment of limited indemnity for the injury or loss of international mail in accordance with con-

vention, treaty, or agreement stipulations, fiscal year 1942 and prior years, \$8,000.

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, \$92,100,000, of which not less than \$200,000 shall be available for extensions and new service.

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, \$15,477,831.

Post, p. 560.

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 \$54,400 for supervisory officials and clerks at air-mail transfer points, travel expenses, and not to exceed \$64,500 for personal services in the District of Columbia, \$21,486,465, of which amount the sum of \$22,848 shall be immediately available.

Post, pp. 560, 828.

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 \$22,500 for pay of agent and assistants to examine and distribute stamped envelopes and newspaper wrappers, and for expenses of agency, \$5,065,000.

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, \$500,000.

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 post-marking, rating, money-order stamps, and electrotype plates and repairs to same; metal, rubber, and combination type, dates and figures, type holders, ink pads for canceling and stamping purposes, and for the purchase, exchange, and repair of typewriting machines, envelope-opening machines, and computing machines, numbering machines, time recorders, letter balances, scales (exclusive of dormant or built-in platform scales in Federal buildings), test weights, and miscellaneous articles purchased and furnished directly to the Postal Service, including

Postal Savings System, supplies.

36 Stat. 817.

Miscellaneous equipment and supplies.

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 (not more than three-fourths of the funds herein appropriated for the purchase of twine shall be expended in the purchase of twine manufactured from materials or commodities produced outside the United States); for expenses incident to the shipment of supplies, including hardware, boxing, packing, and not exceeding \$62,300 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, \$3,225,000: *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.

Post-route maps.
Purchase of twine.
Labor-saving devices.
Proviso. Sale of maps, etc.
Equipment shops, materials, etc.
Proviso. Distinctive equipments.

Equipment shops, Washington, District of Columbia: For the purchase, manufacture, and repair of mail bags and other mail containers and attachments, mail locks, keys, chains, tools, machinery, and material necessary for same, and for incidental expenses pertaining thereto; material, machinery, and tools necessary for the manufacture and repair of such other equipment for the Postal Service as may be deemed expedient; accident prevention; for the expenses of maintenance and repair of the mail bag equipment shops building and equipment, including fuel, light, power, and miscellaneous supplies and services; 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, \$1,075,000, of which not to exceed \$605,000 may be expended for personal services in the District of Columbia: *Provided*, That out of this appropriation the Postmaster General is authorized to use as much of the sum, not exceeding \$15,000, as may be deemed necessary for the purchase of material and the manufacture in the equipment shops of such small quantities of distinctive equipments as may be required by other executive departments; and for service in Alaska, Puerto Rico, Philippine Islands, Hawaii, or other island possessions.

Rent, light, 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, \$9,950,000.

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, \$540,628: *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.

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.

Proviso.
32 Stat. 114; 35 Stat. 412.

Vehicle service: For vehicle service; the hire of vehicles; the rental of garage facilities; the purchase, exchange, 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, \$15,900,000: *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 1942 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.

Provisos.
Housing.

Tractors and trailer trucks.

Maintenance, etc., 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, \$350,000.

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, \$23,500,000: *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.

Post, p. 834.

Proviso.
Pay rates.

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, \$5,500,000: *Provided*, That the foregoing appropriation shall not be available for personal services except for work done by

Provisos.
Personal services, limitation.

Telephone service. 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.

Proviso. Personal services, restriction. 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, \$637,500: *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.

Use of present furniture. Transfer of funds to Bureau of Standards. Scientific investigations: In the disbursement of appropriations contained in this title for the field service of the Post Office Department the Postmaster General may transfer to the Bureau of Standards not to exceed \$20,000 for scientific investigations in connection with the purchase of materials, equipment, and supplies necessary in the maintenance and operation of the Postal Service.

Deficiency appropriation. 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, 1942, and the sum needed may be advanced to the Post Office Department upon requisition of the Postmaster General.

Citation of title. This title may be cited as the "Post Office Department Appropriation Act, 1942".

TITLE III—GENERAL PROVISIONS

Travel expenses on change of station. **SEC. 301.** Appropriations for the fiscal year 1942 available for expenses of travel of civilian officers and employees of the executive departments and establishments shall be available also for expenses of travel performed by them on transfer from one official station to another when authorized by the head of the department or establishment concerned in the order directing such transfer: *Provided*, That such expenses shall not be allowed for any transfer effected for the convenience of any officer or employee.

Proviso. **SEC. 302.** No appropriation available for the executive departments and independent establishments of the Government for the fiscal year ending June 30, 1942, whether contained in this Act or any other Act, shall be expended—

Government motor vehicles, restrictions. (a) To purchase any motor-propelled passenger-carrying vehicle (exclusive of busses, ambulances, and station wagons), at a cost, completely equipped for operation, and including the value of any vehicle exchanged, in excess of \$750, unless otherwise specifically provided for in the appropriation.

(b) For the maintenance, operation, and repair of any Government-owned motor-propelled passenger-carrying vehicle not used exclusively for official purposes; and "official purposes" shall not include the transportation of officers and employees between their domiciles and places of employment, except in cases of medical officers on out-patient medical services and except in cases of officers and employees engaged in field work the character of whose duties makes such transportation necessary and then only as to such latter cases when the same is approved by the head of the department or establishment concerned. The limitations of this subsection (b) shall not apply to any motor vehicles for official use of the President, the heads of the executive departments, Ambassadors, Ministers, and *chargés d'affaires*.

(c) For the maintenance, upkeep, and repair (exclusive of garage rent, pay of operators, tires, fuel, and lubricants) on any one motor-propelled passenger-carrying vehicle, except busses and ambulances, in excess of one-third of the market price of a new vehicle of the same make and class and in no case in excess of \$400.

SEC. 303. No part of the money appropriated under this Act shall be paid to any person for the filling of any position for which he or she has been nominated after the Senate upon vote has failed to confirm the nomination of such person.

SEC. 304. 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 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 officer or employee is a citizen of the United States or a person in the service of the United States on the date of the approval of this Act who, being eligible for citizenship, has filed a declaration of intention to become a citizen or who owes allegiance to the United States: *Provided*, That this section shall not apply to enlisted men of the United States Coast Guard who are on active duty in that service on the effective date of this Act, until the expiration of the period required for such enlisted men to complete their naturalization, nor shall it apply to personnel of the Coast Guard on the retired list, and enlisted men on active duty with over twelve years' honorable service who are ineligible for United States citizenship.

SEC. 305. 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.

SEC. 306. This Act may be cited as the "Treasury and Post Office Departments Appropriation Act, 1942".

Approved, May 31, 1941.

Post, p. 811.

Senate confirmation of nomination.

Citizenship, etc., provisions.

Proviso. Exceptions.

Persons advocating overthrow of U. S. Government.

Provisos. Affidavit.

Penalty clause.

Short title.

[CHAPTER 157]

AN ACT

May 31, 1941

[H. R. 4534]

[Public Law 89]

To amend the Act approved June 28, 1940, entitled "An Act to expedite the national defense, and for other purposes", in order to extend the power to establish priorities and allocate material.

National defense.
54 Stat. 676.
41 U. S. C., prec. § 1
note.

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 approved June 28, 1940 (Public, Numbered 671, Seventy-sixth Congress), as amended, is amended by inserting "(1)" after "SEC. 2. (a)" and by adding at the end of subsection (a) thereof the following:

Priorities on defense
contracts.

"(2) Deliveries of material to which priority may be assigned pursuant to paragraph (1) shall include, in addition to deliveries of material under contracts or orders of the Army or Navy, deliveries of material under—

Ante, p. 31.

"(A) contracts or orders for the Government of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 11, 1941, entitled 'An Act to promote the defense of the United States';

"(B) contracts or orders which the President shall deem necessary or appropriate to promote the defense of the United States; and

"(C) subcontracts or suborders which the President shall deem necessary or appropriate to the fulfillment of any contract or order as specified in this section.

Allocation of mate-
rial.

Deliveries under any contract or order specified in this section may be assigned priority over deliveries under any other contract or order. Whenever the President is satisfied that the fulfillment of requirements for the defense of the United States will result in a shortage in the supply of any material for defense or for private account or for export, the President may allocate such material in such manner and to such extent as he shall deem necessary or appropriate in the public interest and to promote the national defense. The President shall be entitled to obtain such information from, require such reports by, and make such inspection of the premises of, any person, firm, or corporation as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this section. No person, firm, or corporation shall be held liable for damages or penalties for any default under any contract or order which shall result directly or indirectly from his compliance with any rule, regulation, or order issued under this section. The President may exercise any power, authority, or discretion conferred on him by this section, through such department, agency, or officer of the Government as he may direct and in conformity with any rules and regulations which he may prescribe."

Authority to obtain
information.

Nonliability for
damages.

Delegation of power,
etc.

Approved, May 31, 1941.

[CHAPTER 158]

AN ACT

May 31, 1941

[H. R. 4632]

[Public Law 90]

Authorizing vessels of Canadian registry to transport iron ore on the Great Lakes during 1941.

Transportation of
iron ore.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That by reason of emergency conditions in transportation on the Great Lakes, notwithstanding the provisions of section 27 of the Act of Congress approved June 5, 1920 (41 Stat. 999), as amended by Act of Congress approved April 11, 1935 (49 Stat. 154), and by Act of Congress approved July

2, 1935 (49 Stat. 442), or the provisions of any other Act of Congress or regulation, vessels of Canadian registry shall be permitted to transport iron ore between United States ports on the Great Lakes during the 1941 season of navigation on the Great Lakes.

46 U. S. C. § 883.

Approved, May 31, 1941.

[CHAPTER 159]

AN ACT

To authorize the Secretary of the Interior to convey certain property to Washington County, Utah, and for other purposes.

June 3, 1941
[H. R. 1771]
[Public 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 Interior, in his discretion, is hereby authorized to convey, by quitclaim deed, to Washington County, Utah, or the authorized agents or representatives of said county, certain land and the improvements thereon, said land being described as follows:

Washington County, Utah.
Conveyance to.

SALT LAKE MERIDIAN

A part of lot 1 in block 9, and a part of lot 2 in block 3 of Rockville Townsite Survey, described as follows: Beginning at the southeast corner of said lot 2 in block 3, which point is approximately north six hundred and thirty-nine feet and west nine hundred and twenty-three feet from the southeast corner of section 1, township 42 south, range 11 west, and running thence north thirty feet, thence west eighty feet, thence south three hundred and twenty-five feet, thence east eighty feet, thence north two hundred and ninety-five feet to the place of beginning, containing twenty-six thousand square feet, more or less.

Description.

Approved, June 3, 1941.

[CHAPTER 160]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Susquehanna River at or near the city of Millersburg, Pennsylvania, and to authorize its construction by the Dauphin County, Pennsylvania, Authority.

June 3, 1941
[H. R. 2828]
[Public Law 92]

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 Susquehanna River at or near the city of Millersburg, Pennsylvania, authorized to be built by the General State Authority, Commonwealth of Pennsylvania, and/or the Pennsylvania Bridge and Tunnel Commission, by an Act of Congress approved April 30, 1940, are hereby extended one and three years respectively from May 1, 1941. Section 1 of such Act is amended by striking out "the General State Authority, Commonwealth of Pennsylvania, and/or the Pennsylvania Bridge and Tunnel Commission" and inserting in lieu thereof "the General State Authority, Commonwealth of Pennsylvania, The Pennsylvania Bridge and Tunnel Commission, or the Dauphin County (Pennsylvania) Authority, or any two or all such bodies".

Susquehanna River.
Time extended for bridging, at Millersburg, Pa.

54 Stat. 170.

Amendment.

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

Approved, June 3, 1941.

[CHAPTER 161]

AN ACT

To authorize the attendance of the Marine Band at the diamond anniversary convention of the Grand Army of the Republic to be held at Columbus, Ohio, September 14 to 19, inclusive, 1941.

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 diamond anniversary convention of the Grand Army of the Republic to be held at Columbus, Ohio, from September 14 to 19, inclusive, 1941.

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 \$6,491.50, 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, June 3, 1941.

[CHAPTER 162]

AN ACT

Authorizing a reduction in the course of instruction at the Naval Academy.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President be, and he is hereby, authorized to reduce, in his discretion, until August 1, 1945, the course of instruction at the United States Naval Academy from four to three years and to graduate classes which have completed such reduced courses of instruction.

Approved, June 3, 1941.

[CHAPTER 163]

AN ACT

To provide a right-of-way across Camp Wallace Military Reservation, Philippine Islands.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and empowered, under such terms and conditions as are deemed advisable by him, to grant to the Asiatic Petroleum Company (Philippine Islands), Limited, its successors and/or assigns, an easement for rights-of-way for oil and/or gasoline pipe lines, and appurtenant ramp for rolling drums, over, across, in, and upon the Camp Wallace Military Reservation, Philippine Islands: *Provided*, That such easement shall be granted only upon a finding by the Secretary of War that the same shall be in the public interest of the United States in the property affected thereby: *Provided further*, That all or any part of such easement may be annulled and forfeited by the Secretary of War if the property is needed for governmental purposes or for failure to comply with the terms or conditions of any grant hereunder, or for nonuse or for abandonment of rights granted under authority hereof: *And provided further*, That all moneys which may accrue to the United States under the provisions of this Act shall be deposited in the Treasury as miscellaneous receipts.

Approved, June 3, 1941.

June 3, 1941

[H. R. 4305]

[Public Law 93]

Marine Band.
Attendance at
G. A. R. convention.

Appropriation au-
thorized.
Post, p. 558.

Proviso.

June 3, 1941

[H. R. 4368]

[Public Law 94]

Naval Academy.
Reduction in course
of instruction.

June 3, 1941

[S. 166]

[Public Law 96]

Camp Wallace Military
Reservation, P. I.
Easement for rights-
of-way across.

Proviso.

[CHAPTER 164]

AN ACT

To provide a right-of-way across Camp Wallace Military Reservation, Philippine Islands.

June 3, 1941
[S. 167]
[Public Law 96]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and empowered, under such terms and conditions as are deemed advisable by him, to grant to the Standard-Vacuum Oil Company, its successors and/or assigns, an easement for rights-of-way for oil and/or gasoline pipe lines over, across, in, and upon the Camp Wallace Military Reservation, Philippine Islands: *Provided*, That such easement shall be granted only upon a finding by the Secretary of War that the same will be in the public interest of the United States in the property affected thereby: *Provided further*, That all or any part of such easement may be annulled and forfeited by the Secretary of War if the property is needed for governmental purposes or for failure to comply with the terms or conditions of any grant hereunder, or for nonuse or for abandonment of rights granted under authority hereof: *And provided further*, That all moneys which may accrue to the United States under the provisions of this Act shall be deposited in the Treasury as miscellaneous receipts.

Camp Wallace Military Reservation, P. I.
Easement for rights-of-way across.

Proviso.

Approved, June 3, 1941.

[CHAPTER 165]

AN ACT

To create the grade of aviation cadet in the Air Corps, Regular Army, and to prescribe the pay and allowances therefor, and for other purposes.

June 3, 1941
[S. 840]
[Public Law 97]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the grade of aviation cadet is hereby created as a special and separate enlisted grade in the Air Corps, Regular Army, in substitution for the grade of flying cadet, created by the Act approved July 11, 1919, entitled "An Act making appropriations for the support of the Army for the fiscal year ending June 30, 1920, and for other purposes". Wherever, in any Act of Congress, the designation "flying cadet" shall appear, it shall be construed to mean aviation cadet.

Army Aviation Cadet Act.
Creation of grade of aviation cadet.
41 Stat. 109.
10 U. S. C. § 297.

SEC. 2. The Secretary of War is hereby authorized and directed to establish and maintain one or more schools for the training and instruction of aviation cadets.

Schools.

SEC. 3. Under such regulations as the Secretary of War may prescribe, male citizens of the United States may enlist as aviation cadets, and enlisted men in the Regular Army may be appointed by the Secretary of War as aviation cadets. Each aviation cadet shall, at the time of his enlistment or appointment as such, be required to sign an agreement that upon his successful completion of the prescribed course of training and instruction as an aviation cadet he will accept a commission as second lieutenant, Air Corps Reserve, and will serve as such for a continuous period of three years on active duty, unless sooner released: *Provided*, That in the case of a minor, such agreement shall be signed with the consent of his parents or guardian. Upon the successful completion of such prescribed course of training and instruction, each aviation cadet shall be commissioned as a second lieutenant, Air Corps Reserve, and upon the completion of such period of three years on active duty each such second lieutenant shall be promoted to the grade of first lieutenant, Air Corps Reserve. The Secretary of War may at any time discharge any aviation cadet or release from active duty any such officer in the Air Corps Reserve.

Persons eligible.

Agreement to accept commission.

Proviso.
Minors.

Commissions.

Pay, allowances,
etc.

SEC. 4. The base pay of any aviation cadet shall be \$75 per month, which pay shall include extra pay for flying risk, as provided by law. Aviation cadets shall be paid, in addition, a money allowance for subsistence of \$1 per day and shall, while undergoing training, be furnished quarters, medical care, and hospitalization and shall be issued uniforms, clothing, and equipment at Government expense. No aviation cadet shall be entitled to receive longevity pay. While traveling under orders, they shall, under such regulations as the Secretary of War may prescribe, receive transportation and reimbursement for necessary expenses incurred which are incident to such travel, or cash in lieu thereof. When traveling by air under competent orders, they shall receive the same allowances for traveling expenses as are now or may hereafter be authorized by law for officers of the Army. When commissioned as second lieutenants, Air Corps Reserve, pursuant to this Act, they shall be paid a uniform allowance of \$150.

Government life insurance.

SEC. 5. Aviation cadets shall be issued Government life insurance in the amount of \$10,000, the premiums on which shall be paid by the Government. Upon being commissioned as second lieutenants, Air Corps Reserve, they shall have the option of continuing such policies at their own expense.

10 U. S. C. § 300a.

SEC. 6. Section 2 of the Act of June 16, 1936 (49 Stat. 1524), as amended, is hereby amended to read as follows:

Air Corps Reserve
officers.
Lump-sum pay-
ments.

“SEC. 2. Whenever any Air Corps Reserve officer who has not been selected for commission in the Regular Army is released from active duty that has been continuous for one or more years, he shall be paid a lump sum of \$500 for each complete year of active service as such officer, and if released from active duty otherwise than upon his own request, or as a result of inefficient or unsatisfactory service as determined by the Secretary of War, such lump-sum payment shall be prorated for fractional parts of each year of such active service. The lump-sum payments herein authorized shall be in addition to any pay, allowances, compensation, or benefits which such officers may otherwise be entitled to receive.”

Repeals.

SEC. 7. All laws and parts of laws inconsistent with or in conflict with the provisions of this Act are hereby repealed.

Short title.

SEC. 8. This Act may be cited as the “Army Aviation Cadet Act”.

Approved, June 3, 1941.

[CHAPTER 166]

AN ACT

To provide increased pay for certain military personnel while engaged on parachute duty.

June 3, 1941
[S. 1063]
[Public Law 98]

Parachute duty.
Additional pay for
certain personnel.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter any officer, warrant officer, or enlisted man of the Army, Navy, or Marine Corps of the United States not in flying-pay status who is assigned or attached as a member of a parachute unit, including parachute-jumping schools, and for whom parachute jumping is an essential part of his military duty and who, under such regulations as may be prescribed by the Secretary of War or the Secretary of the Navy, has received a rating as a parachutist or is undergoing training for such a rating shall receive, while engaged upon duty designated by the head of the department concerned as parachute duty, additional pay at the rate of \$100 per month in the case of any such officer or warrant officer, and additional pay at the rate of \$50 per month in the case of any such enlisted man.

Approved, June 3, 1941.

[CHAPTER 167]

AN ACT

To authorize the training of enlisted men of the Army as aviation students.

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, under such regulations as he may prescribe, to cause the detail of enlisted men of the Regular Army and of other components of the Army of the United States in active Federal service for training and instruction as aviation students, in their respective grades, in such numbers and schools as he shall direct: *Provided,* That enlisted men so detailed as aviation students who are undergoing courses of instruction which require them to participate regularly and frequently in aerial flights shall be issued Government life insurance in the amount of \$10,000 under the National Service Life Insurance Act of 1940 (Public, Numbered 801, title VI, part 1), except that the premiums shall be paid by the Government during the period such enlisted men are undergoing training and instruction, and upon completion of training and instruction as aviation students they shall have the option of continuing such policies at their own expense: *And provided further,* That nothing herein shall be construed as repealing or otherwise affecting existing statutory authorizations for the appointment and training of aviation students or aviation cadets.

Approved, June 3, 1941.

June 3, 1941
[S. 1371]
[Public Law 99]

Aviation students,
Army.

Proviso.
Government life insurance.

54 Stat. 1008.
38 U. S. C. §§ 801-818.

Existing provisions
not affected.

[CHAPTER 168]

AN ACT

Authorizing overtime rates of compensation for certain per annum employees of the field services of the War Department, the Panama Canal, the Navy Department, and the Coast Guard, and providing additional pay for employees who forego their vacations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That compensation for employment in excess of forty hours in any administrative work-week computed at a rate of one and one-half times the regular rate is hereby authorized to be paid, under such regulations as the President may prescribe, to those per annum employees in the field service of the War Department, the Panama Canal, the Navy Department, and the Coast Guard, whose overtime services are essential to and directly connected with the expeditious prosecution of the overtime work upon which the employees enumerated in section 5 (a) of the Act of June 28, 1940, and section 1 of the Act of October 21, 1940, are engaged: *Provided,* That in determining the overtime compensation of the foregoing per annum employees the pay for one day shall be considered to be one three-hundred-and-sixtieth of the respective per annum salaries.

SEC. 2. Employees of the field service of the War Department and the Panama Canal Zone may, during the period of the national emergency declared by the President on September 8, 1939, to exist, be employed during the time they would otherwise be on vacation without deprivation of their vacation pay for the time so worked. Employees who forego their vacations in accordance with the provisions of this section may be paid, in addition to their regular pay, the equivalent of the pay they would have drawn during the period of such vacation. The provisions of this section shall be applicable only to employees whose service at the time cannot, in the judgment of the Secretary of War or the Governor of the Panama Canal, as the case may be, be spared without detriment to the national defense.

June 3, 1941
[S. 1541]
[Public Law 100]

Field services of
designated Depart-
ments, etc.
Overtime rates of
pay, per annum em-
ployees.
54 Stat. 678, 1205.
41 U. S. C., prec. § 1
note; 5 U. S. C. § 29
note.

Proviso.

Employees fore-
going vacations.

54 Stat. 2643.
50 U. S. C., app.,
prec. § 1 note.

Rules and regula-
tions.
54 Stat. 679.
41 U. S. C., prec. § 1
note.

SEC. 3. The provisions of section 2 of this Act and of section 7 of the Act of June 28, 1940 (Public, Numbered 671), shall be administered in accordance with such rules and regulations as the President may prescribe.

Duration.

SEC. 4. The provisions of this Act shall be effective during the national emergency declared by the President on September 8, 1939, to exist, and shall terminate June 30, 1942, unless the Congress shall otherwise provide.

Approved, June 3, 1941.

[CHAPTER 174]

AN ACT

To authorize the acquisition by the United States of title to or the use of domestic or foreign merchant vessels for urgent needs of commerce and national defense, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whereas Congress has power to provide for the common defense and general welfare and to regulate commerce with foreign nations and whereas for this purpose embargo Acts and nonintercourse Acts have from time to time been passed and whereas the commerce of the United States is at the present time interrupted and the general welfare of its citizens is threatened and an emergency has been declared, for the purposes of national defense, during the existence of the national emergency declared by the President on September 8, 1939, to exist, but not after June 30, 1942, the President is authorized and empowered, through such agency or officer as he shall designate, to purchase, requisition, for any period during such emergency charter or requisition the use of, or take over the title to, or the possession of, for such use or disposition as he shall direct, any foreign merchant vessel which is lying idle in waters within the jurisdiction of the United States, including the Philippine Islands and the Canal Zone, and which is necessary to the national defense: *Provided*, That just compensation shall be determined and made to the owner or owners of any such vessel in accordance with the applicable provisions of section 902 of the Merchant Marine Act, 1936, as amended: *Provided further*, That such compensation hereunder 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 within six months after such deposit with the Treasurer 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 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

June 6, 1941
[H. R. 4466]
[Public Law 101]

Emergency acquisition of domestic or foreign merchant vessels.

54 Stat. 2643.
50 U. S. C., app.,
prec. § 1 note.
Utilization of idle foreign merchant vessels.

Provisos.
Compensation.

49 Stat. 2015.
46 U. S. C. § 1242.
Manner of payment.

Claims and liens.

Suit in admiralty.

Commencement of suit.

41 Stat. 525.
46 U. S. C. § 742.

admiralty and maritime jurisdiction: *Provided further*, That if the Maritime Commission, after consideration by it of evidence submitted to it within ten days after the approval of this Act, shall find that on September 3, 1939, and continuously thereafter, any vessel was exclusively owned, used and operated for its exclusive sovereign purposes by a sovereign nation making claim therefor, such vessel may be taken under this section only by purchase or charter; and in determining said ownership, use and operation the Commission shall disregard (1) all contributions made in whole or in part at any time to the construction, repair, reconditioning, equipping or operation of said vessel, (2) all such matters, in nature similar to or dissimilar from, the foregoing clause as in the opinion of the Commission are immaterial or irrelevant to the determination of such ownership. Use of such vessel at any time since September 3, 1939, in commercial trade shall be presumptively deemed to show that said vessel is not owned, used and operated by a sovereign nation for its sovereign purposes. The final determination by the Maritime Commission shall be conclusive: *Provided further*, That if any vessel shall be found under the proviso next preceding to be exclusively owned, used and operated by any sovereign nation so that it can only be chartered or purchased, and such vessel shall be chartered or purchased, then the cash to be paid for said charter or purchase, to the extent that may be necessary, after payment of existing claims and liens of creditors against said vessel, shall be held for application upon such debt, if any, as may be due to the United States from the sovereign nation so found to have exclusive ownership to said vessel: *Provided further*, That the Maritime Commission and the Department of Justice are authorized to make just provisions out of funds provided in section 2 of this Act for employees displaced by the taking of any ship hereunder and report to the Congress their action within thirty days after the enactment of this Act.

SEC. 2. Funds appropriated by the Act of March 27, 1941 (Public Law 23, Seventy-seventh Congress), are hereby made available to carry out the provisions of section 1 hereof, including payment of the costs of repair, reconstruction, or reconditioning necessary or incidental to the use or disposition under this Act of vessels acquired, or the use or possession of which is acquired, under such section.

SEC. 3. (a) During the national emergency declared by the President on September 8, 1939, to exist, but not after June 30, 1942, the United States Maritime Commission, whenever it finds that vessels in addition to those otherwise available are necessary for transportation of foreign commerce of the United States or of commodities essential to the national defense, is authorized, notwithstanding any other provision of law, (1) to charter any vessel, whether undocumented or documented under the laws of the United States or of a foreign country, deemed by the Commission to be suitable for such transportation, without regard to the provisions of section 3709 of the Revised Statutes, on a time-charter or bare-boat basis, upon such terms and conditions, and for such period or periods, as the Commission may deem necessary or desirable in the public interest, and at such rate of hire as it may deem to be fair and reasonable in view of the attendant circumstances, and (2) to charter any vessel chartered by the Commission under clause (1) hereof to a private operator, a citizen of the United States (including a corporation, partnership, or association, only if it is a citizen of the United States within the meaning of section 2 of the Shipping Act, 1916, as amended), or to any department or agency of the United States Government, without regard to the provisions of title VII of the Merchant Marine Act, 1936, on time-charter or bare-boat basis, for use in any foreign trade or service or as otherwise hereinafter pro-

Vessel owned by
sovereign nation.

Determination of
ownership.

Vessel belonging to
nation indebted to
U. S.

Displaced employ-
ees.

A availability of
funds.
Ante, p. 53.

Chartering of vessels
by U. S. Maritime
Commission.
54 Stat. 2643.
50 U. S. C., app.,
prec. § 1 note.

41 U. S. C. § 5.
Basis, terms, etc.

39 Stat. 729.
46 U. S. C. § 802.
Charter to Govern-
ment agencies.

49 Stat. 2006.
46 U. S. C. §§ 1101-
1204.

vided, upon such terms and conditions, for such period or periods, and subject to such restrictions as the Commission may deem necessary or desirable for the protection of the public interest, and at such rate of hire as it may deem to be fair and reasonable. Any department or agency of the United States Government is authorized to enter into such charters. All moneys received by the Commission under the provisions of this subsection shall be deposited in the construction fund of the Commission, and all disbursements made by the Commission in carrying out the provisions of this subsection shall be paid from such fund.

Receipts and disbursements.

Insurance and reinsurance.

(b) The Commission is authorized to provide such insurance and reinsurance with respect to vessels (including any interest of the owner or charterer) chartered, purchased, requisitioned, or the title to which or the possession of which is taken over, under this Act, as it may deem necessary in connection with the operation, use, or disposition thereof under this Act, whenever it appears to the Commission that adequate and satisfactory insurance is not otherwise obtainable at reasonable rates and upon reasonable terms and conditions. The fund established pursuant to Public Resolution Numbered 94, Seventy-sixth Congress, approved July 18, 1940 (54 Stat. 766), shall be available for all purposes of this subsection; and all moneys received from premiums and from salvage or other recoveries and all receipts in connection with such insurance shall be deposited to the credit of such fund, and all disbursements made by the Commission in carrying out the provisions of this subsection, including the payment of return premiums and all liabilities incurred hereunder, shall be paid from such fund. The provisions of sections 225 and 226 (a) to (e), inclusive, of the Merchant Marine Act, 1936, as amended, shall be applicable in the administration of this subsection.

Marine and war-risk insurance fund.

Receipts.

Disbursements.

54 Stat. 690, 691.
46 U. S. C. §§ 1128d,
1128e (a)-(e).

54 Stat. 4; *post*, p. 764.
22 U. S. C. §§ 441-
457.

Purchase of vessels
by U. S. Maritime
Commission.

41 U. S. C. § 5.

Charter or operation.

Restriction.

49 Stat. 1985.
46 U. S. C. ch. 27.
Receipts and disbursements.

Documentation of vessels.

49 Stat. 1985.
46 U. S. C. ch. 27.

(c) Nothing in this Act shall be construed to modify or affect any provision of the Neutrality Act of 1939, as amended.

SEC. 4. Whenever the United States Maritime Commission is authorized to charter vessels under section 3 hereof, it is further authorized, notwithstanding any other provision of law, to purchase any vessel, whether undocumented or documented under the laws of the United States or of a foreign country, deemed by the Commission to be suitable for transportation of foreign commerce of the United States or of commodities essential to the national defense, without regard to the provisions of section 3709 of the Revised Statutes, at such price and upon such terms and conditions as it may deem fair and reasonable and in the public interest. Such vessels and vessels otherwise acquired by or made available to the Commission may be chartered as provided in section 3 of this Act, or operated by the Commission upon such terms and conditions as it may deem desirable and in the public interest, giving primary consideration to the needs of national defense; but no vessel constructed under the provisions of the Merchant Marine Act, 1936, as amended, may be chartered to a private operator hereunder. All moneys received by the Commission under the provisions of this section shall be deposited in the construction fund of the Commission, and all disbursements made by the Commission in carrying out the provisions of this section or section 5 (f) (except as provided in section 2) shall be paid from such fund.

SEC. 5. (a) Notwithstanding any other provision of law, during the effective period of section 3 of this Act, any vessel (except a vessel constructed under the provisions of the Merchant Marine Act, 1936, as amended), not documented under the laws of the United States, acquired by or made available to the Commission under this Act or otherwise, may (1) in the discretion of the Secretary of Com-

merce be documented as a vessel of the United States under such rules and regulations or orders, and with such limitations, as the Secretary of Commerce may prescribe or issue as necessary or appropriate to carry out the purposes and provisions of this Act; and (2) in accordance with the provisions of subsection (c) hereof engage in the coastwise trade when so documented. Any document issued to a vessel under the provisions of this Act shall be surrendered at any time that such surrender may be ordered by the Secretary of Commerce. No vessel, the surrender of the documents of which has been so ordered, shall, after the effective date of such order, have the status of a vessel of the United States unless documented anew.

Surrender of document.

(b) Notwithstanding any other provisions of law, the President may, by rules and regulations or orders, waive compliance with any provision of law relating to masters, officers, members of the crew, or crew accommodations on any vessel documented under authority of this Act to such extent and upon such terms as he finds necessary because of the lack of physical facilities on said ships, and because of the need to employ aliens for their operation. No vessel shall cease to enjoy the benefits and privileges of a vessel of the United States by reason of the employment of any person in accordance with the provisions of this subsection.

Provisions relating to personnel, etc.

(c) Any vessel while documented under the provisions of this Act, when chartered hereunder by the Commission to other Government agencies or departments or to private operators, may engage in the coastwise trade under permits issued by the Commission, which is hereby authorized to issue permits for such purpose pursuant to such rules and regulations as it may prescribe. The Commission is hereby authorized to prescribe such rules and regulations as it may deem necessary or appropriate to carry out the purposes and provisions of this Act.

Engagement in coastwise trade.

(d) The second paragraph of section 9 of the Shipping Act, 1916, as amended, shall not apply with respect to vessels chartered to other Government agencies or departments or to private operators under section 3 or section 4 of this Act.

39 Stat. 730.
46 U. S. C. § 808.
Waiver of certain provisions.

(e) Existing laws covering the inspection of steam vessels are hereby made applicable to vessels documented under this Act only to such extent and upon such conditions as may be required by the regulations of the Board of Supervising Inspectors with the approval of the Secretary of Commerce: *Provided*, That in determining to what extent those laws should be made applicable, due consideration shall be given to the primary purpose of transporting commodities essential to the national defense.

Inspection of vessels.

Proviso.

(f) The Commission without regard to the provisions of section 3709 of the Revised Statutes may repair, reconstruct, or recondition any vessels to be utilized under this Act. Any other Government department or agency by which any vessel is acquired or chartered, or to which any vessel is transferred or made available under this Act may, with the aid of any funds available, and without regard to the provisions of said section 3709, repair, reconstruct, or recondition any such vessels to meet the needs of the services intended, or provide facilities for such repair, reconstruction, or reconditioning.

Repair, reconstruction, etc.
41 U. S. C. § 5.

(g) In case of voyage of a vessel documented under the provisions of this Act is begun before the date of termination of the effective period of section 3, but is completed after such date, the provisions of this section shall continue in effect with respect to such vessel until such voyage is completed.

Voyage uncompleted when Act expires.

(h) When used in this Act, the term "documented" means "registered" and "enrolled and licensed".

"Documented."

[CHAPTER 175]

AN ACT

Amending the Act of February 27, 1936 (49 Stat. 1144).

June 6, 1941
[H. R. 1801]

[Public Law 102]

Naval Academy.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of February 27, 1936 (49 Stat. 1144), insofar as the provisions thereof are embodied in section 1033a of title 34 of the United States Code, is hereby amended to read as follows:

Appointment of
midshipmen from
"honor schools."

"The Secretary of the Navy is authorized to appoint not more than twenty midshipmen annually to the Naval Academy from among the honor graduates of educational institutions which are designated as 'honor schools' by the War Department in accordance with the provisions of the Act of July 9, 1918 (40 Stat. 894), as amended (10 U. S. C. 1091), or by the Navy Department in accordance with regulations established by the Secretary of the Navy, and from among the members of the Naval Reserve Officers' Training Corps: *Provided*, That such appointments shall be made under such rules and regulations as the Secretary of the Navy may prescribe."

Naval Reserve Offi-
cers' Training Corps.*Provided.*

Approved, June 6, 1941.

[CHAPTER 176]

AN ACT

To authorize the Secretary of the Navy to sell equipment and supplies to and perform work for the Commonwealth of the Philippine Islands.

June 6, 1941
[H. R. 2107]

[Public Law 103]

Commonwealth of
Philippine Islands.
Materials and serv-
ices for.

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, in his discretion, to sell to the Commonwealth of the Philippine Islands such materials, supplies, and equipment and to repair or assist with the design of vessels, armament, or equipment for said Commonwealth as the Naval Establishment may be in a position to do at prices to be specified by said Secretary, the prices of the work performed, and of new materials, supplies, and equipment, to be not less than the cost to the Government: *Provided*, That the amounts received in payment for work performed, or for new materials, supplies, or equipment sold, shall be credited to appropriations or funds as may be authorized by other law, or if not so authorized, so as to be available to replace the materials, supplies, or equipment, unless the said Secretary determines that such replacement is not necessary, in which case the amounts shall be covered into the Treasury as miscellaneous receipts: *Provided further*, That the amounts received in payment for obsolete or surplus materials, supplies, or equipment sold, less the costs to the Government occasioned by such sales, shall be covered into the Treasury as miscellaneous receipts.

Provided.
Disposition of re-
ceipts.Receipts for obsolete
or surplus materials.

Nontransferability.

SEC. 2. All contracts or agreements made by the Secretary of the Navy for the sale of the materials, supplies, or equipment authorized by this Act shall contain a clause by which the Commonwealth of the Philippine Islands undertakes not to dispose of such materials, supplies, or equipment, or of any plans, specifications, or information pertaining thereto, by gift, sale, or any mode of transfer in such manner that they become a part of the armament of, or available to, any state other than the said Commonwealth.

Termination.

SEC. 3. The authority granted under this Act shall terminate upon the final granting of independence to the Commonwealth of the Philippine Islands.

Approved, June 6, 1941.

[CHAPTER 177]

AN ACT

To authorize the Secretary of the Navy and the Secretary of the Treasury to exchange certain equipment in part payment for new equipment of the same or similar character.

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, insofar as Navy property is concerned, and the Secretary of the Treasury, insofar as Coast Guard property is concerned, are respectively authorized to exchange motor-propelled vehicles, airplanes, engines, and parts thereof, and obsolete, unsuitable, and unserviceable machines and tools, and parts thereof, in part payment for new equipment of the same or similar character as those proposed to be exchanged.

Approved, June 6, 1941.

June 6, 1941
[H. R. 4105]
[Public Law 104]

Navy and Coast
Guard.
Exchange of equip-
ment authorized.

[CHAPTER 187]

AN ACT

Authorizing the Secretary of the Treasury to release certain interests in certain land which adjoins the Shark River Coast Guard Station, in Monmouth County, New Jersey.

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 convey by quitclaim deed, to the estate of James A. Bradley, deceased, all the right, title, and interest of the United States in and to property owned by the estate of James A. Bradley, deceased, which adjoins the Shark River Coast Guard Station, in Monmouth County, New Jersey.

Approved, June 6, 1941.

June 6, 1941
[S. 578]
[Public Law 105]

Shark River Coast
Guard Station, N. J.
Release of U. S.
interests in adjacent
land.

[CHAPTER 188]

AN ACT

To amend the Act entitled "An Act for the establishment of marine schools, and for other purposes", approved March 4, 1911, as amended, with respect to the location of the nautical school at the port of San Francisco.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the Act entitled "An Act for the establishment of marine schools, and for other purposes", approved March 4, 1911, as amended, is amended by adding at the end thereof the following new paragraph:

"The port of San Francisco specified in the first paragraph of this section shall be construed as embracing, in addition to the city of San Francisco, any city, town, municipality, or other locality on the San Francisco Bay or the San Pablo Bay or waters tributary thereto."

Approved, June 6, 1941.

June 6, 1941
[S. 1311]
[Public Law 106]

Marine schools.
36 Stat. 1353.
84 U. S. C. §§ 1121-
1123.

Port of San Fran-
cisco construed.

[CHAPTER 189]

AN ACT

Authorizing expenditures for the Office of Government Reports in the Executive Office of the President.

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 annually to the Office of Government Reports in the Executive Office of the President a sum not exceeding \$1,500,000 in order to (a) provide a central clearing house through which individual citizens, organizations of citizens, and State or local

June 9, 1941
[H. R. 3368]
[Public Law 107]

Executive Office of
the President.
Office of Govern-
ment Reports, annual
appropriation author-
ized.
Post, p. 542.

governmental bodies may transmit inquiries and complaints and receive advice and information; (b) assist the President in dealing with special problems requiring the clearance of information between the Federal Government and State and local governments and private institutions; (c) collect and distribute information concerning the purposes and activities of executive departments and agencies for the use of the Congress, administrative officials, and the public; and (d) keep the President currently informed of the opinions, desires, and complaints of citizens and groups of citizens and of State and local governments with respect to the work of Federal agencies: *Provided*, That, in the expenditure of such funds, section 3709 of the Revised Statutes shall not be construed to apply to any purchase or service where the aggregate amount involved does not exceed \$50: *Provided further*, That the President may fix the salary of the Director of the Office of Government Reports at a rate of not more than \$10,000 per annum.

Approved, June 9, 1941.

Proviso.
Minor purchases.
41 U. S. C. § 5.

Salary of Director.

[CHAPTER 190]

AN ACT

To extend the operations of the Disaster Loan Corporation and the Electric Home and Farm Authority, to provide for increasing the lending authority of the Reconstruction Finance Corporation, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved February 11, 1937 (U. S. C., 1934 edition, Supplement V, title 15, sec. 605k-1), as amended, is hereby amended by striking out "in the years 1936, 1937, 1938, 1939, or 1940" and inserting in lieu thereof "occurring during the period between January 1, 1936, and January 22, 1947".

SEC. 2. Section 1 of the Act approved March 31, 1936 (49 Stat. 1186), as amended, is hereby amended by striking out "June 30, 1941" and inserting in lieu thereof "January 22, 1947".

SEC. 3. (a) The first sentence of section 10 of the Reconstruction Finance Corporation Act, as amended, is hereby amended by inserting before the period at the end thereof the following: "except as provided in section 4 (a) of the Public Debt Act of 1941".

(b) Section 10 of the Reconstruction Finance Corporation Act, as amended, is further amended by adding at the end thereof the following new sentences: "The exemptions provided for in the preceding sentence with respect to taxation (which shall, for all purposes, be deemed to include sales, use, storage, and purchase taxes) shall be construed to be applicable not only with respect to the Reconstruction Finance Corporation but also with respect to (1) the Defense Plant Corporation, the Defense Supplies Corporation, the Metals Reserve Company, the Rubber Reserve Company, and any other corporation heretofore or hereafter organized or created by the Reconstruction Finance Corporation under section 5d of this Act, as amended, to aid the Government of the United States in its national-defense program, (2) The RFC Mortgage Company, the Federal National Mortgage Association, and any other public corporation heretofore or hereafter organized by or at the instance of the Reconstruction Finance Corporation, and (3) the Disaster Loan Corporation, and any other public corporation which is now or which may be hereafter wholly financed and wholly managed by the Reconstruction Finance Corporation. Such exemptions shall also be construed to be applicable to the loans made, and personal property owned, by the Reconstruction Finance Corporation or by any corporation

June 10, 1941

[S. 1438]

[Public Law 108]

Disaster Loan Corporation.

53 Stat. 510.
15 U. S. C. 605k-1.
Lending authority extended.

Electric Home and Farm Authority, continuance.
53 Stat. 510.

RFC obligations, tax exemptions; exception.
47 Stat. 9.
15 U. S. C. § 610.
Ante, p. 9.

Applicability of exemptions to designated corporations.

48 Stat. 1108.
15 U. S. C. § 606b.

Loans and personal property.

referred to in clause (1), (2) or (3) of the preceding sentence, but such exemptions shall not be construed to be applicable in any State to any buildings which are considered by the laws of such State to be personal property for taxation purposes."

SEC. 4. (a) The fourth paragraph of section 5d of the Reconstruction Finance Corporation Act, as amended, is hereby amended by inserting after subsection (3) thereof the following new subsection:

"(4) When requested by the Federal Loan Administrator, with the approval of the President, and subject to such conditions and limitations as may be set forth in such request, to make loans, notwithstanding the provisions of any other law, to any foreign governments, to their central banks, or to any person, commission, association, corporation, or bank acting for or on behalf of such government, for the purpose of achieving the maximum dollar exchange value in the United States for the securities or property of any such government, central bank, person, commission, association, corporation, or bank. Such loans may be made only upon the security of bonds, debentures, stocks, or other such obligations of (a) the Government of the United States or any State, municipality, or political subdivision of any State, or (b) any private corporation organized under the laws of the United States or any State."

(b) The first sentence of subsection (3) of such fourth paragraph is hereby amended to comprise four sentences to read as follows:

"(3) When requested by the Federal Loan Administrator, with the approval of the President, to create or organize, at any time prior to July 1, 1943, a corporation or corporations, with power (a) to produce, acquire, carry, sell, or otherwise deal in strategic and critical materials as defined by the President; (b) to purchase and lease land, purchase, lease, build, and expand plants, and purchase and produce equipment, facilities, machinery, materials, and supplies for the manufacture of strategic and critical materials, arms, ammunition, and implements of war, any other articles, equipment, facilities, and supplies necessary to the national defense, and such other articles, equipment, supplies, and materials as may be required in the manufacture or use of any of the foregoing or otherwise necessary in connection therewith; (c) to lease, sell, or otherwise dispose of such land, plants, facilities, and machinery to others to engage in such manufacture; (d) to engage in such manufacture itself, if the President finds that it is necessary for a Government agency to engage in such manufacture; (e) to produce, lease, purchase, or otherwise acquire railroad equipment (including rolling stock), and commercial aircraft, and parts, equipment, facilities, and supplies necessary in connection with such railroad equipment and aircraft, and to lease, sell, or otherwise dispose of the same; (f) to purchase, lease, build, expand, or otherwise acquire facilities for the training of aviators and to operate or lease, sell, or otherwise dispose of such facilities to others to engage in such training; and (g) to take such other action as the President and the Federal Loan Administrator may deem necessary to expedite the national-defense program, but the aggregate amount of the funds of the Reconstruction Finance Corporation which may be outstanding at any one time for carrying out this clause (g) shall not exceed \$200,000,000: *Provided*, That nothing in this subsection shall be construed to authorize the Corporation to take any action, directly or indirectly, with respect to the proposals heretofore considered by the Congress and known as the Great Lakes-

54 Stat. 961.
15 U. S. C. § 606b.

Loans to foreign governments, etc.

Security.

54 Stat. 573, 961.
15 U. S. C. § 606b.

Creation of corporations; powers.

Strategic and critical materials.
Plants for manufacture of arms, etc.

Lease, etc., of plants.

Manufacture by Government agency.

Railroad equipment and aircraft.

Facilities for training aviators.

Expediting national-defense program.

Limitation.

Proviso.
Exclusion of certain proposals, etc.

Charters.

St. Lawrence seaway, Passamaquoddy, Florida ship canal, and Tombigbee River projects, or to the project known as the Nicaragua Canal. The powers of every corporation hereafter created or organized under this subsection shall be set out in a charter which shall be valid only when certified copies thereof are filed with the Secretary of the Senate and the Clerk of the House of Representatives and published in the Federal Register, and all amendments to such charters shall be valid only when similarly filed and published. The charters of corporations heretofore so created or organized shall be so filed and published before July 1, 1941, and amendments thereto shall be valid only when certified copies thereof are hereafter so filed and published. No corporation heretofore or hereafter created or organized by the Corporation pursuant to this subsection shall have succession beyond January 22, 1947, except for purposes of liquidation, unless the life of such corporation is extended beyond such date pursuant to an Act of Congress."

Duration.

SEC. 5. The amount of notes, bonds, debentures, and other such obligations which the Reconstruction Finance Corporation is authorized to issue and have outstanding at any one time under existing law is hereby increased by \$1,500,000,000.

Approved, June 10, 1941.

Increase of lending authority of RFC.
Post, p. 744.

[CHAPTER 191]

JOINT RESOLUTION

Authorizing the President of the United States to present to Eire on behalf of the people of the United States a statue of Commodore John Barry.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States be, and he is hereby, authorized and directed to present to the Irish Nation, now known as Eire, a statue of Commodore John Barry in honor of the bicentenary in 1945 of the birth of Commodore John Barry.

SEC. 2. There is hereby authorized to be appropriated the sum of \$20,000, or so much thereof as may be necessary, to effectuate the purposes of this joint resolution.

SEC. 3. The statue to be presented shall be executed by a sculptor to be chosen by a committee of three members, who shall serve without compensation or remuneration. This committee shall be appointed by the President. The design and cost of the statue within the limit set shall be approved by the committee.

Approved, June 10, 1941.

Eire.
Statue of Commodore John Barry to be presented to.

Appropriation authorized.

Sculptor, design, etc.

June 10, 1941
[S. J. Res. 31]
[Public Law 109]

[CHAPTER 193]

JOINT RESOLUTION

To authorize the postponement of payment of amounts payable to the United States by the Republic of Finland on its indebtedness under agreements between that Republic and the United States dated May 1, 1923, May 23, 1932, and May 1, 1941.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Republic of Finland, at its option, may postpone the payment of amounts payable to the United States of America during the period from January 1, 1941, to December 31, 1942, inclusive, under the agreements between that Republic and the United States of America dated May 1, 1923, May 23, 1932, and May 1, 1941. In the event of the exercise of the option granted in this section the Secretary of the Treasury is author-

Finland.
Postponement of payment of amounts payable to U. S.

Agreement authorized.

June 12, 1941
[S. J. Res. 74]
[Public Law 110]

ized to make, on behalf of the United States of America, an agreement with the Republic of Finland for the payment of the postponed amounts in forty semiannual installments, the first two such installments to be paid during the calendar year beginning January 1, 1945, and two to be paid during each of the nineteen calendar years following: *Provided*, That the amounts postponed shall not bear any interest beyond the dates when such amounts first become payable under the above mentioned agreements.

SEC. 2. The agreement authorized in the first section of this joint resolution shall be in such form that payments thereunder shall, unless otherwise provided in such agreement, be in accordance with, and subject to the same terms and conditions as payments under, the agreement with the Republic of Finland dated May 1, 1923.

Approved, June 12, 1941.

Proviso.

Terms and conditions.

[CHAPTER 203]

AN ACT

To amend section 2 of an Act entitled "An Act making appropriations for the legislative, executive, and judicial expenses of the Government for the year ending June thirtieth, eighteen hundred and seventy-five, and for other purposes", approved June 20, 1874, and to amend section 8 of an Act entitled "An Act making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June thirtieth, eighteen hundred and ninety-seven, and for other purposes", approved May 28, 1896.

June 14, 1941
[H. R. 148]
[Public Law 111]

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 making appropriations for the legislative, executive, and judicial expenses of the Government for the year ending June thirtieth, eighteen hundred and seventy-five, and for other purposes", approved June 20, 1874 (18 Stat. 109), be, and the same hereby is, amended to read as follows:

United States courts.

28 U. S. C. § 524.

Residence of U. S. district attorney, marshal, etc.

"SEC. 2. That every clerk of the circuit or district court of the United States, the United States marshal, or United States district attorney, shall reside permanently in the district where his official duties are to be performed and shall give his personal attention thereto; and in case any such officer shall remove from his district, or shall fail to give personal attention to the duties of his office, except in case of sickness, such office shall be deemed vacant: *Provided*, That in the southern district of New York and in the District of Columbia said officers may reside within twenty miles of their districts."

Proviso.
Exceptions.

SEC. 2. The second paragraph of section 8 of the Act entitled "An Act making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June thirtieth, eighteen hundred and ninety-seven, and for other purposes", approved May 28, 1896 (29 Stat. 181), be, and the same hereby is, amended to read as follows:

28 U. S. C. § 524.

Residence of district attorneys, etc.

"The Attorney General is authorized to fix and declare the place of the official residence of the district attorney and of each of his assistants: *Provided*, That the said assistants must be residents of the district for which they are appointed, except that in the District of Columbia said assistants may reside within twenty miles of their district."

Proviso.
Residence of assistants; exception.

Approved, June 14, 1941.

[CHAPTER 204]

AN ACT

June 14, 1941
[H. R. 1831]
[Public Law 112]

To amend section 7 of the Act of May 14, 1930 (46 Stat. 326; U. S. C., title 18, sec. 753f), relating to places of confinement and transfers of persons convicted of an offense against the United States.

Post, p. 743.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 7 of the Act of May 14, 1930 (46 Stat. 326; U. S. C., title 18, sec. 753f), is amended to read as follows:

Confinement of persons convicted of Federal offense.

“SEC. 7. Hereafter all persons convicted of an offense against the United States shall be committed, for such terms of imprisonment as the court may direct, to the custody of the Attorney General of the United States or his authorized representative, who shall designate the places of confinement where the sentences of all such persons shall be served: *Provided*, That any sentence of imprisonment for an offense punishable by imprisonment for a term of one year or less shall not be served in a penitentiary except with the defendant’s consent. The Attorney General may designate any available, suitable, and appropriate institutions, whether maintained by the Federal Government or otherwise, or whether within or without the judicial district in which the person was convicted. The Attorney General is also authorized to order the transfer of any person held under authority of any United States statute from one institution to another if in his judgment it shall be for the well-being of the prisoner or relieve overcrowded or unhealthful conditions in the institution where such prisoner is confined or for other reasons.”

Proviso.
Sentence for term of one year or less.

Transfer of prisoners.

Approved, June 14, 1941.

[CHAPTER 209]

AN ACT

June 20, 1941
[S. 913]
[Public Law 113]

To authorize the refusal of visas to aliens whose admission into the United States would endanger the public safety.

Refusal of visas to undesirable aliens.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever any American diplomatic or consular officer knows or has reason to believe that any alien seeks to enter the United States for the purpose of engaging in activities which will endanger the public safety of the United States, he shall refuse to issue to such alien any immigration visa, passport visa, transit certificate, or other document entitling such alien to present himself for admission into the United States; but in any case in which a diplomatic or consular officer denies a visa or other travel document under the provisions of this Act, he shall promptly refer the case to the Secretary of State for such further action as the Secretary may deem appropriate.

Regulations.

SEC. 2. The President is hereby authorized to prescribe such rules and regulations as may be necessary to carry out the provisions of this Act.

Approved, June 20, 1941.

[CHAPTER 210]

AN ACT

June 21, 1941
[H. R. 4973]
[Public Law 114]

To amend the Act of May 22, 1918 (40 Stat. 559).

Foreign travel.
22 U. S. C. § 223.

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 1 of the Act of May 22, 1918 (40 Stat. 559), is amended to read as follows:

Imposition of additional restrictions.
6 F. R. 2617.

“When the United States is at war or during the existence of the national emergency proclaimed by the President on May 27, 1941, or

as to aliens whenever there exists a state of war between, or among, two or more states, and the President shall find that the interests of the United States require that restrictions and prohibitions in addition to those provided otherwise than by this Act be imposed upon the departure of persons from and their entry into the United States, and shall make public proclamation thereof, it shall, until otherwise ordered by the President or Congress, be unlawful—”.

SEC. 2. That section 3 of such Act of May 22, 1918, is amended to read as follows:

“Any person who shall willfully violate any of the provisions of this Act, or of any order or proclamation of the President promulgated, or of any permit, rule, or regulation issued thereunder, shall, upon conviction, be fined not more than \$5,000, or, if a natural person, imprisoned for not more than five years, or both; and the officer, director, or agent of any corporation who knowingly participates in such violation shall be punished by like fine or imprisonment, or both; and any vehicle, vessel or aircraft, together with its or her appurtenances, equipment, tackle, apparel, and furniture, concerned in any such violation, shall be forfeited to the United States.”

SEC. 2a. That section 4 of such Act of May 22, 1918, is amended to read as follows:

“SEC. 4. The term ‘United States’ as used in this Act includes the Canal Zone, the Commonwealth of the Philippines, and all territory and waters, continental or insular, subject to the jurisdiction of the United States.

“The word ‘person’ as used herein shall be deemed to mean any individual, partnership, association, company, or other unincorporated body of individuals, or corporation, or body politic.”

SEC. 3. That such Act of May 22, 1918, is further amended by adding at the end thereof the following new sections:

“SEC. 5. Nothing in this Act shall be construed to entitle an alien to whom a permit to enter the United States has been issued to enter the United States, if, upon arrival in the United States, he is found to be inadmissible to the United States under this Act or any law relating to the entry of aliens into the United States.

“SEC. 6. The revocation of any proclamation, rule, regulation, or order issued in pursuance of this Act, shall not prevent prosecution for any offense committed or the imposition of any penalties or forfeitures, liability for which was incurred under this Act prior to the revocation of such proclamation, rule, regulation, or order.”

Approved, June 21, 1941.

[CHAPTER 211]

AN ACT

To amend section 6 of an Act of Congress approved May 20, 1935, entitled “An Act concerning the incorporated town of Seward, Territory of Alaska.”

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of an Act of Congress approved May 29, 1935, entitled “An Act concerning the incorporated town of Seward, Territory of Alaska”, is amended to read as follows:

“SEC. 6. This Act shall become effective thirty days after its passage: *Provided*, That if at any time hereafter the public utilities property consisting of an electric system and a telephone system now being operated in and adjacent to said town of Seward under the name of Seward Light and Power, or Seward Light and Power Company, shall be offered by the owner or owners thereof to the town of

40 Stat. 559.
22 U. S. C. § 225.

Penalties.

40 Stat. 559.
22 U. S. C. § 225.

“United States.”

“Person.”

40 Stat. 559.
22 U. S. C. §§ 223-226.

Aliens holding permits.
Entry denied if found inadmissible.

Prosecutions, etc., upon revocation of proclamation.

June 21, 1941
[H. R. 95]
[Public Law 115]

Seward, Alaska.
49 Stat. 284.

Effective date.
Proviso.
Purchase of certain utilities.

Seward at a reasonable price, and the purchase shall be approved by the holder or holders of not less than 75 per centum in principal amount of electric revenue bonds of said town outstanding on the date of approval by said bondholders, and by a majority of the qualified electors of the town of Seward voting upon the question at a regular election or at a special election called and held for that purpose within ninety days after the formal submission of said offer, the town of Seward is hereby authorized and empowered (a) to acquire said property, and to pay the agreed purchase price thereof; (b) to operate and maintain all or any part thereof for its own use and benefit and for the use and benefit of public and private consumers or users within and without the territorial boundaries of said town, as an integral part of the municipal electric system of said town; (c) to issue its bonds to finance in whole or in part the cost of acquiring said property; (d) to prescribe and collect rates, fees, tolls, or charges for the services, facilities and commodities furnished in connection with the operation of said property; (e) to pledge to the punctual payment of said bonds and interest thereon all or any part of the gross or net revenues from the operation of said property, separately or in conjunction with property heretofore acquired by said town (including improvements, betterments, or extensions thereto hereafter constructed or acquired): *Provided further*, That the principal amount of bonds authorized under the foregoing provisions of this section shall in no event be in excess of the purchase price stated in the offer and all proceedings for the issuance and sale of said bonds shall be submitted to and approved by the holder or holders of not less than 75 per centum in principal amount of aforesaid electric revenue bonds of said town outstanding on the date of such approval: *Provided further*, That said town may, upon consent of the holder or holders of not less than 75 per centum in principal amount of bonds of said town issued under this Act and outstanding on the date of such consent, issue its refunding and acquisition bonds in the aggregate principal amount of bonds to be refunded and such additional principal amount as the probable revenues from the operation of the combined systems will reasonably justify. Refunding and acquisition bonds, if issued, shall bear interest not exceeding 4 per centum per annum; otherwise they shall be issued in compliance with other bond provisions contained in this Act."

SEc. 2. All Acts and parts of Acts in conflict herewith are hereby repealed to the extent of such conflict.

Approved, June 21, 1941.

[CHAPTER 212]

AN ACT

To provide for the transportation home of persons who have been arrested and subsequently released without conviction or convicted and placed on probation

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of July 3, 1926 (ch. 795, 44 Stat. 901 (U. S. C., title 18, sec. 746)), be, and the same is hereby, amended by adding thereto the following sections:

"SEc. 2. On the release from custody of any person who has been arrested on a charge of violating any law of the United States or of the Territory of Alaska, and who has not been convicted of such charge, other than a person admitted to bail, the court having jurisdiction of the trial of the case, including cases where arrests have been made and no indictment returned, in its discretion may direct the United States marshal for the district wherein he is released, pursuant to regulations that may be promulgated by the Attorney

Operation and maintenance.

Bond issue.

Rates, fees, etc.

Use of revenues to pay bonds.

Restriction on principal amount of bonds.

Refunding and acquisition bonds.

Interest.

Repeals.

June 21, 1941

[H. R. 2844]

[Public Law 116]

U. S. courts.

Transportation of persons released without conviction.

General, to furnish the person so released with transportation and subsistence to the place of his arrest or, at his election, to the place of his bona fide residence if the cost of transportation and subsistence to such place of residence is not greater than to the place of arrest."

"SEC. 3. When a court of the United States places a defendant on probation, the court may direct the United States marshal to furnish the defendant with transportation to the place to which the defendant is required to proceed under the terms of his probation and, in addition, may also direct the marshal to furnish the defendant with an amount of money, not to exceed \$20, for subsistence expense to his destination. In such event, such expenses shall be paid by the marshal."

Transportation of
defendant on proba-
tion.

Approved, June 21, 1941.

[CHAPTER 213]

AN ACT

To amend section 3528 of the Revised Statutes, as amended, relating to the purchase of metal for minor coins of the United States.

June 21, 1941
[H. R. 4132]
[Public Law 117]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3528 of the Revised Statutes, as amended (U. S. C., Supp. V, title 31, sec. 340), is hereby further amended by striking out the figure "\$600,000" and inserting in lieu thereof the figure "\$1,000,000".

Minor coin metal
fund.
50 Stat. 647.
31 U. S. C. § 340.

Approved, June 21, 1941.

[CHAPTER 214]

AN ACT

To amend the Federal Crop Insurance Act.

June 21, 1941
[S. 158]

[Public Law 118]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 502 of the Federal Crop Insurance Act, as amended, is hereby amended by substituting the word "crop" for the word "wheat-crop" and by substituting the words "agricultural commodities" for the word "wheat".

Federal Crop In-
surance Act, amend-
ments.

52 Stat. 72.
7 U. S. C. § 1502.

SEC. 2. That section 506 (h) of said Act, as amended, is amended by striking out the words "for wheat and other agricultural commodities" and by inserting in lieu thereof a comma and the following words: "and preparatory to the application of the Act to other basic commodities when so provided by law, shall assemble data relative to field corn, for the purpose of establishing a satisfactory actuarial basis for such commodity".

52 Stat. 73.
7 U. S. C. § 1506 (h).

Research with re-
spect to field corn.

SEC. 3. That section 508 of said Act, as amended, is amended by striking out the first comma in subsection (a) thereof and inserting in lieu thereof the following: "and with the cotton crop planted for harvest in 1942".

52 Stat. 74.
7 U. S. C. § 1508 (a).

Application to 1942
cotton crop.

SEC. 4. That section 508 of said Act, as amended, is further amended by striking out the words "producers of wheat against loss in yields of wheat" in the first sentence, and substituting in lieu thereof the words "producers of the agricultural commodity against loss in yields of the agricultural commodity".

Substitution of
words.

SEC. 5. That section 508 of said Act, as amended, is further amended by substituting the words "the agricultural commodity" for the word "wheat" in the third sentence of subsection (a).

52 Stat. 74, 75, 77.
7 U. S. C. §§ 1508
(b)-(d), 1516.

SEC. 6. That sections 508 (b), (c), and (d) and 516 (a) of said Act, as amended, are further amended by substituting the words "the agricultural commodity" for the word "wheat" wherever it appears.

52 Stat. 74, 75.
7 U. S. C. § 1508
(a)-(d).
Insurance upon
yields of cotton.

SEC. 7. That section 508 of said Act, as amended, is further amended by adding at the end thereof the following new subsection:
“(e) In connection with insurance upon yields of cotton, to include provision for additional premium and indemnity in terms of lint cotton to cover loss of cottonseed, such additional premium and indemnity to be determined on the basis of the average relationship between returns from cottonseed and returns from lint cotton for the same period of years as that used for computing yields and premium rates.”

52 Stat. 77.
7 U. S. C. § 1516.
Appropriation au-
thorized, increase.

SEC. 8. That section 516 (a) of said Act, as amended, is amended by striking out the figures “\$6,000,000” and substituting in lieu thereof the figures “\$12,000,000”.

52 Stat. 77.
7 U. S. C. § 1518.

SEC. 9. That said Act, as amended, is further amended by redesignating section 518 as section 519, and by addition thereto of the following new section:

“Agricultural com-
modity.”

“SEC. 518. ‘Agricultural commodity’, as used in this Act, means wheat or cotton, or both, as the context may indicate.”

52 Stat. 75.
7 U. S. C. § 1508 (d).

SEC. 10. That section 508 (d) of the Federal Crop Insurance Act, as amended, is amended by inserting the following sentences immediately after the first sentence thereof: “Nothing in this section shall prevent the Corporation from accepting, for the payment of premiums, notes payable in the commodity insured, or the cash equivalent, upon such security as may be determined pursuant to subsection (b) of this section, and from purchasing the quantity of the commodity represented by any of such notes not paid at maturity.”

Acceptance of com-
modity notes.

Approved, June 21, 1941.

[CHAPTER 215]

AN ACT

June 21, 1941
[S. 287]
[Public Law 119]

To authorize the use of certain lands for military purposes at the Fort McPherson Military Reservation, Georgia, and the Fort Du Pont Military Reservation, Delaware.

Fort McPherson
Military Reservation,
Ga.
Lands added.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Atlanta National Guard target range, Georgia, comprising one hundred thirty-four and two tenths acres of land, being no longer required for National Guard purposes, is hereby incorporated in and made a part of the Fort McPherson Military Reservation, Georgia.

Fort Du Pont Mil-
itary Reservation, Del.
Lands added.

SEC. 2. That the tract of land, comprising thirty-six one-hundredths of an acre, with dwelling house thereon, adjacent to the Fort Du Pont Military Reservation, Delaware, heretofore acquired as a part of the Chesapeake and Delaware Canal property, being no longer required for that purpose, is hereby incorporated in and made a part of the Fort Du Pont Military Reservation, Delaware.

Approved, June 21, 1941.

[CHAPTER 216]

AN ACT

June 21, 1941
[S. 774]
[Public Law 120]

To authorize The Pennsylvania Railroad Company, by means of an underpass, to cross New York Avenue Northeast, to extend, construct, maintain, and operate certain industrial side tracks, and for other purposes.

District of Colum-
bia.
Pennsylvania Rail-
road Company to
establish side tracks,
etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That The Pennsylvania Railroad Company, operating lessee of all of the railroads and appurtenant properties of The Philadelphia, Baltimore and Washington Railroad Company, in the District of Columbia, be, and it is hereby, authorized to establish switch and siding connec-

tions with its tracks in parcel 130/9, to cross New York Avenue by means of a suitable underpass, and thence into and through parcel 129/33 and lot 801 in square 3585, as well as into and through the bed of Brentwood Road between New York Avenue and Florida Avenue, if and when said road is officially vacated by the Commissioners of the District of Columbia, all of said parcels of land being thus known and identified on the plat books of the Surveyor's Office of the District of Columbia, with all switches, crossings, turn-outs, extensions, spurs, and sidings, as may be or become necessary for the development of the said squares and parcels of land above indicated for such use as may be permitted in the use district or districts in which said squares and parcels of land are now or may hereafter be included as defined in the zoning regulations of the District of Columbia and shown in the official atlases of the Zoning Commission.

SEC. 2. Before any of the work above authorized shall be begun on the ground a plan or plans thereof shall be prepared and submitted to the Commissioners of the District of Columbia for their approval and only to the extent that such plans shall be so approved shall said work or any portion thereof be permitted or undertaken.

SEC. 3. Nothing herein contained shall be construed as limiting or abridging the authority of the Commissioners of the District of Columbia under the Act of Congress approved March 3, 1927 (44 Stat. L. 1353), entitled "An Act to provide for the elimination of grade crossings of steam railroads in the District of Columbia, and for other purposes".

SEC. 4. Nothing herein contained shall be construed as modifying the requirements of section 1 (18) of the Interstate Commerce Act insofar as they would apply to the construction referred to in section 1 of this Act.

SEC. 5. That Congress reserves the right to amend, alter, or repeal this Act.

Approved, June 21, 1941.

Submission of plans.

Authority to eliminate grade crossings.

D. C. Code §7-1215.

Certificate of necessity.
41 Stat. 477.
49 U. S. C. §1 (18).

Right reserved.

[CHAPTER 217]

AN ACT

To amend the Soil Conservation and Domestic Allotment Act, as amended, with respect to the making available of conservation materials and soil-conserving or soil-building services.

June 21, 1941
[S. 1300]

[Public Law 121]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 8 of the Soil Conservation and Domestic Allotment Act, as amended, is amended by adding at the end thereof the following new paragraph:

Soil Conservation and Domestic Allotment Act. amendment.

49 Stat. 1150.
16 U. S. C. §590h (b).

"Notwithstanding any other provision of law, in making available conservation materials consisting of seeds, seed inoculants, fertilizers, liming and other soil-conditioning materials, trees, or plants, or in making available soil-conserving or soil-building services, to agricultural producers under this subsection, the Secretary may make payments, in advance of determination of performance by the producers, to persons who fill purchase orders covering approved conservation materials or covering soil-conserving or soil-building services, furnished to producers at not to exceed a fair price fixed in accordance with regulations to be prescribed by the Secretary, or who render services to the Secretary in delivering to producers approved conservation materials, for the carrying out, by the producers, of soil-building or soil-conserving practices approved by the Secretary."

Aid to agricultural producers.

Advance payments.

Approved, June 21, 1941.

[CHAPTER 218]

AN ACT

June 21, 1941
[S. 1420]
[Public Law 122]

To authorize the Administrator of Veterans' Affairs to transfer by quitclaim deed title in certain lands of Veterans' Administration Facility, Dayton, Ohio, to the county of Montgomery, State of Ohio, for highway-widening purposes.

Veterans' Administration Facility, Dayton, Ohio.
Transfer of certain lands of, to Montgomery County, Ohio.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs is authorized and directed to transfer by quitclaim deed title to the county of Montgomery, State of Ohio, for highway-widening purposes to the following-described strips of land of Veterans' Administration Facility, Dayton, Ohio:

PARCEL NUMBERED 1

Situated in section 1, township 3, range 5 east, Jefferson Township, and section 36, township 4, range 5 east, Madison Township, county of Montgomery, State of Ohio, being a tract of land twenty-five feet in width west of and adjacent to the existing west right-of-way line of Gettysburg Avenue, extending from the north right-of-way line of Germantown Pike to the south right-of-way line of Eaton Pike, the west line of said tract being forty-five feet west of the east line of said sections and parallel thereto, containing two and five-tenths acres, more or less.

PARCEL NUMBERED 2

Situated in section 1, township 3, range 5 east, Jefferson Township, county of Montgomery, State of Ohio, being a tract of land five feet in width north of and adjacent to the existing north line of the Dayton-Liberty Road, and extending from the north right-of-way line of the Germantown Pike to the east right-of-way line of Princeton Drive, the northern line of said tract being thirty-five feet north of the south line of said section and parallel thereto, containing three-tenths of an acre, more or less.

PARCEL NUMBERED 3

Situated in section 1, township 3, range 5 east, Jefferson Township, and section 36, township 4, range 5 east, Madison Township, county of Montgomery, State of Ohio, being a tract of land ten feet in width east of and adjacent to the existing right-of-way line of Princeton Drive, and extending from the north right-of-way line of the Dayton-Liberty Road to the south right-of-way line of the Eaton Pike, the east line of said tract being thirty feet east of the west line of said sections and parallel thereto, containing one and three-tenths acres, more or less.

Conditions.

SEC. 2. Such grant shall be conditioned upon the approval by the proper authorities of the county of Montgomery, State of Ohio, of an agreement to (a) move the one-story frame building (wash house), the two-story brick building, the reservoir and the pump house, and fill in the gaps which removal of the buildings will leave in the fences, in accordance with specifications to be furnished by the Administrator of Veterans' Affairs; (b) restore all areas within the reservation affected by this work as nearly as possible to their original condition, including any necessary sodding; all without expense to the United States. The deed authorized by this Act shall contain express reservations that should the land cease to be used for highway purposes then all right, title, and interest therein shall immediately revert to and revest in the United States and such deed shall contain a covenant that title to the buildings and

other improvements presently located on this property shall remain in the Government and that when their removal becomes necessary for widening of the roadway they shall be moved therefrom and relocated at the expense of the county in accordance with specifications to be furnished by the Administrator of Veterans' Affairs.

Approved, June 21, 1941.

[CHAPTER 219]

AN ACT

To authorize the Administrator of Veterans' Affairs to transfer by quitclaim deed to the Norfolk and Western Railway Company a small piece of land at Veterans' Administration facility, Roanoke, Virginia.

June 21, 1941
[S. 1421]
[Public Law 128]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs is hereby authorized and directed, in consideration of \$100, to transfer by quitclaim deed to the Norfolk and Western Railway Company, the following-described property located at Veterans' Administration Facility, Roanoke, Virginia:

Veterans' Administration Facility, Roanoke, Va.
Transfer of land at, to Norfolk and Western Railway Co.

All that certain strip or parcel of land situate in the county of Roanoke, State of Virginia, bounded and described as follows:

Description.

Beginning at a point corner to lands of the Veterans' Administration and right-of-way of Roanoke Terminal Division of the Norfolk and Western Railway Company, said point being north fifty-two degrees three minutes east twenty-six and twenty-eight one-hundredths feet from the center line of old west-bound main track of said railway at station 139 plus 47.4 also north fifty-two degrees three minutes east from the center line of present west-bound main track MP N-261 plus two thousand nine hundred and forty feet, more or less, as measured from Norfolk, Virginia; thence with the northern line of said right-of-way northwestwardly about three hundred and fifty-six feet to a point radial to said center line of old west-bound main track at station 142 plus 91.3, said station being also in the center line of a culvert; thence through the lands of Veterans' Administration by a straight line eastwardly about three hundred and eighty-five feet to a point in an offset in said northern line of right-of-way; thence with said offset south fifty-two degrees three minutes west, crossing a rail monument at forty-three and six-tenths feet, a total distance of seventy feet to the point of beginning, containing two-tenths of an acre, more or less.

Approved, June 21, 1941.

[CHAPTER 228]

AN ACT

To extend certain provisions of title X of the Merchant Marine Act, 1936, as amended.

June 23, 1941
[H. R. 4107]
[Public Law 124]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1012 of the Merchant Marine Act, 1936, as amended, is amended by striking out "three years" and inserting in lieu thereof "four years".

Merchant Marine Act, 1936, amendments.
52 Stat. 953, 969.
46 U. S. C. § 1262.
52 Stat. 966.
46 U. S. C. § 1254.

SEC. 2. Section 1004 of such Act is amended by striking out the words "the Board to encourage" in the opening lines of said section.

SEC. 3. Sections 1006, 1008, and 1009, and the last sentence of section 1010 of such Act are hereby repealed: *Provided, however,* That the Maritime Labor Board may continue to act as mediator in any disputes wherein its mediation services have been requested and the mediation of which the Board has actively undertaken prior to the date of the enactment of this Act.

Repeals.
52 Stat. 967, 968, 969.
46 U. S. C. §§ 1256, 1258-1260.
Proviso.
Continuance of mediation services.

Approved, June 23, 1941.

[CHAPTER 230]

JOINT RESOLUTION

June 24, 1941
[S. J. Res. 81]
[Public Law 126]

To authorize the President of the United States to invite the governments of the countries of the Western Hemisphere to participate in a meeting of the national directors of the meteorological services of those countries, to be held in the United States as soon as practicable, in 1941 or 1942; to invite Regional Commissions III and IV of the International Meteorological Organization to meet concurrently therewith; and to authorize an appropriation for the expenses of organizing and holding such meetings.

Meeting of directors of meteorological services of Western Hemisphere countries.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President be, and is hereby, authorized to invite the governments of the countries of the Western Hemisphere to participate in a meeting of the national directors of the meteorological services of those countries, to be held in the United States as soon as practicable, in 1941 or 1942, and to invite Regional Commissions III and IV of the International Meteorological Organization to meet concurrently therewith.

Appropriation authorized.
Post, p. 754.

SEC. 2. That the sum of \$14,500, or so much thereof as may be necessary, is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the expenses of organizing and holding such meetings, including personal services in the District of Columbia and elsewhere, without regard to the Classification Act of 1923, as amended; communication services; stenographic reporting, translating, and other services by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (U. S. C., title 41, sec. 5); travel expenses; local transportation; hire of motor-propelled passenger-carrying vehicles; transportation of things; rent in the District of Columbia and elsewhere; printing and binding; entertainment; official cards; badges; purchase of newspapers, periodicals, books, documents, maps, charts, etc.; stationery; and such other expenses as may be actually and necessarily incurred by the Government of the United States by reason of observance of appropriate courtesies in connection therewith, and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Approved, June 24, 1941.

[CHAPTER 231]

AN ACT

June 24, 1941
[S. 346]
[Public Law 126]

To authorize the President of the United States to dispose of certain public vessels, and for other purposes.

Navy. Disposal of certain vessels.

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, with the approval of the President, be, and he is hereby, authorized to use for experimental purposes vessels of the United States Navy stricken from the Navy Register pursuant to the Act of August 5, 1882 (22 Stat. 296; 34 U. S. C., sec. 491): *Provided*, That the Secretary of the Navy shall first determine that the interests of the Government would be best served thereby: *Provided further*, That the Secretary of the Navy shall make an annual report to the Congress of all vessels disposed of under the provisions of this Act.

Proviso. Condition.

Report to Congress.

Approved, June 24, 1941.

[CHAPTER 232]

AN ACT

To amend sections 4613 and 4614 of the Revised Statutes of the United States to include captures of aircraft as prizes of war.

June 24, 1941
[S. 992]

[Public Law 127]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 4613 and 4614 of the Revised Statutes of the United States (U. S. C., title 34, secs. 1131 and 1132) be amended to read, respectively, as follows:

Revised Statutes,
sections amended.

“Sec. 4613. The provisions of this title (title LIV) shall apply to all captures of vessels, including aircraft, made as prize by authority of the United States or adopted and ratified by the President of the United States: *Provided*, That the terms ‘vessel’ and ‘ship’ as used in this title (title LIV) shall include aircraft, and that the term ‘master’ as used in this title (title LIV) shall include the pilot or other person in command of such aircraft: *Provided further*, That nothing herein contained shall be construed as affecting, or in any way impairing, the legal right of the Army of the United States or any component part thereof, while engaged in hostilities, to capture any enemy property or neutral property used or transported in violation of the obligations of neutrals under international law, wherever found, and without prize procedure.

Captures of vessels
made as prize.

Provisos.
Terms defined.

Captures by Army.

“Sec. 4614. The term ‘vessels of the Navy’ as used in this title (title LIV) shall include all armed vessels, including aircraft, officered and manned by the United States and under the control of the Department of the Navy.”

“Vessels of the
Navy” defined.

Approved, June 24, 1941.

[CHAPTER 233]

AN ACT

To amend the Act of April 15, 1935, as amended (49 Stat. 156; U. S. C., Supp. V, title 34, sec. 842), and for other purposes.

June 24, 1941
[S. 1469]

[Public Law 128]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act approved April 15, 1935, as amended (49 Stat. 156; U. S. C., Supp. V, title 34, sec. 842), is hereby amended to read as follows: “That the grade of aviation cadet is hereby created in the Naval Reserve and Marine Corps Reserve. Aviation cadets shall be appointed by the Secretary of the Navy from male citizens of the United States under such regulations as he may prescribe: *Provided*, That each aviation cadet shall sign an agreement, with the consent of his parent or guardian if he be a minor, to serve for a continuous period of not more than four years on active duty, unless sooner released: *Provided further*, That the Secretary of the Navy is authorized to discharge at any time any aviation cadet or to release him from active duty.

Naval Reserve and
Marine Corps Re-
serve.
34 U. S. C. § 842.
Aviation cadet
grade created.

Provisos.
Service agreement.

Discharge or re-
lease.

SEC. 2. The first proviso of section 5 of the Naval Reserve Act of 1938 (52 Stat. 1176; U. S. C., Supp. V, title 34, sec. 853c), as amended, is hereby amended to read as follows: “*Provided*, That aviation cadets and officers commissioned pursuant to authority contained in the Naval Aviation Reserve Act of 1939 may be required to serve on active duty for a continuous period of four years or for such periods as they agree to serve under the provisions of section 1 of the Act approved April 15, 1935, as amended (49 Stat. 156; U. S. C., Supp. V, title 34, sec. 842), from date of appointment as aviation cadet.”

34 U. S. C. § 853c.
Aviation cadets and
commissioned officers,
active duty.
53 Stat. 819.
34 U. S. C. §§ 842,
844, 849-850, 853c.

Approved, June 24, 1941.

[CHAPTER 234]

AN ACT

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

June 24, 1941
[H. R. 3536]
[Public Law 129]

National defense.
Section bases for
support of small craft.

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, at various locations, such section bases for the support of small craft as the President may deem necessary to the national defense. The authority herein granted shall include the authority to acquire lands at such locations as the Secretary of the Navy with the approval of the President may consider best suited to the purpose, and construct or acquire buildings and other necessary facilities.

Appropriation au-
thorized.
Post, pp. 558, 680, 814.

Ante, p. 42.

Contracts on a cost-
plus-a-fixed-fee basis.

Proviso.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, not to exceed \$50,000,000 to effectuate the purposes of this Act. This sum, however, shall be inclusive of the \$10,000,000 appropriated for section bases and related purposes by the Act approved March 17, 1941 (Public, Numbered 13, Seventy-seventh Congress).

SEC. 3. The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590-592), shall be applicable to all projects authorized by this Act, regardless of location: *Provided*, That the fixed fee to be paid the contractor as a result of any contract hereafter entered into under the authority of the above-mentioned Act shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of the Navy.

Approved, June 24, 1941.

[CHAPTER 235]

AN ACT

To adjust certain losses occurring in the redemption of adjusted-service bonds.

June 24, 1941
[H. R. 3847]
[Public Law 130]

Adjusted-service
bonds.

38 U. S. C. §§ 686-
688b.

Adjustment of cer-
tain losses.

Appropriation.

Provisos.
Deliveries, etc., to
true beneficiaries.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, whereas, in effecting the distribution and redemption of adjusted-service bonds in the years 1936 and 1937, as authorized by the Act of January 27, 1936 (ch. 32), as amended by the Act of June 3, 1936 (ch. 482, 49 Stat. 1099, 1396; 38 U. S. C. 1934 edition, Supp. V, secs. 686-688b), certain misdeliveries and erroneous payments were made, due for the most part to circumstances beyond their control, by certain postmasters and postal employees designated at the request of the Secretary of the Treasury to perform such fiscal agency service pursuant to the provisions of said Act of June 3, 1936, the Comptroller General of the United States, the Secretary of the Treasury, the Treasurer of the United States, and the Postmaster General are authorized, in those cases where it shall be jointly determined by the Postmaster General and the Secretary of the Treasury that such misdeliveries and erroneous payments occurred without negligence upon the part of the postmaster or postal employee charged with the error, to relieve them of such charges. There are hereby appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to effect the relief hereby granted, not to exceed, however, the aggregate sum of \$6,000: *Provided*, That in those instances where the misdeliveries or erroneous payments referred to herein have resulted in failure of the true beneficiaries or payees to receive securities or payments, proper deliveries and payments shall be promptly made to them as contemplated by the Act of January 27, 1936, as amended: *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, June 24, 1941.

Limitation on attorney's, etc., fees.

[CHAPTER 251]

AN ACT

Relating to certain Carey Act lands in Wyoming.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for use in connection with the Eden water conservation and utility project in the State of Wyoming and subject to such terms and conditions as he may prescribe, the Secretary of Agriculture may accept on behalf of the United States the reconveyance of any lands within the Eden project which have been patented to the State of Wyoming pursuant to the provisions of section 4 of the Act of August 18, 1894 (28 Stat. 372, 422, as amended).

Approved, June 25, 1941.

June 25, 1941
[S. 879]

[Public Law 131]

Eden project, Wyo.
Acceptance of reconveyance of certain lands in.

43 U. S. C. § 641.

[CHAPTER 252]

AN ACT

To amend section 17 of the Joint Service Pay Act approved June 10, 1922, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of the last sentence of the third proviso of section 17 of the Act entitled "An Act to readjust the pay and allowances of the commissioned and enlisted personnel of the Army, Navy, Marine Corps, Coast Guard, Coast and Geodetic Survey, and Public Health Service", approved June 10, 1922 (42 Stat. 632), as amended (37 U. S. C. 26), reading: "Retired officers of the Army, Navy, Marine Corps, Coast Guard, and Coast and Geodetic Survey below the grade of brigadier general or commodore and retired warrant officers and enlisted men of those services, shall, when on active duty, receive full pay and allowances", is hereby amended by deleting the words "below the grade of brigadier general or commodore" and by inserting after the words "warrant officers" a comma and the word "nurses" so that as amended this sentence will read as follows: "Retired officers of the Army, Navy, Marine Corps, Coast Guard, and Coast and Geodetic Survey and retired warrant officers, nurses, and enlisted men of those services, shall, when on active duty, receive full pay and allowances".

SEC. 2. At the end of section 17 insert the following: "That in the computation of the retired pay of officers heretofore or hereafter retired with pay at the rate of 2½ or 3 per centum of the active-duty pay received by them at the time of retirement multiplied by the number of years of service for which entitled to credit in the computation of their pay on the active list, not to exceed a total of 75 per centum of said active-duty pay, active duty performed by such retired officers subsequent to the date of their retirement shall be counted for the purpose of computing percentage increases in their retired pay. These increases shall be at the rate of 2½ or 3 per

June 25, 1941
[H. R. 2279]

[Public Law 132]

Joint Service Pay Act, amendments.

Retired personnel on active duty.

Credit in computing retired pay.

centum for each year of active duty and a fractional year of six months or more shall be considered a full year in computing the number of years: *Provided further*, That the increased retired pay of such retired officers shall in no case exceed 75 per centum of the active-duty pay as authorized by existing law: *Provided further*, That no back pay or allowances shall accrue by reason of the passage of this Act."

Approved, June 25, 1941.

[CHAPTER 254]

AN ACT

For the relief of certain former certifying and disbursing officers of the Department of the Interior.

June 25, 1941
[H. R. 3846]

[Public Law 133]

Department of the Interior.
Credit in accounts of certain disbursing officers.

Proviso.

Release from liability.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Comptroller General of the United States be, and he is hereby, authorized and directed to allow credit in the accounts of disbursing officers for payments made in good faith on behalf of the Federal Subsistence Homesteads Corporation, or any of its subsidiaries, notwithstanding the failure to comply with the requirements of existing law or regulations: *Provided*, That the Comptroller General shall find that such payments appear to be free from fraud or collusion on the part of the disbursing officer making the payment.

SEC. 2. No charge shall be raised against the certifying officer for the amount of any payment for which credit shall be allowed under the preceding section where the Comptroller General finds that the payment appears to have been made without fraud or collusion on the part of the certifying officer.

Approved, June 25, 1941.

[CHAPTER 255]

JOINT RESOLUTION

To permit travel by a ship of Canadian registry between American ports.

June 26, 1941
[S. J. Res. 65]

[Public Law 134]

Travel of vessel of Canadian registry in certain U. S. waters.

Provisos.
Lifeboat regulations.
46 U. S. C. § 481.

Proportion of lifeboats and rafts.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of any of the coastwise laws of the United States, one passenger ship of Canadian registry shall be permitted to travel between Cleveland, Ohio, and Milwaukee, Wisconsin, for the purpose of transporting members of the American Legion and their guests to and from that organization's twenty-third annual national convention to be held at Milwaukee, Wisconsin, September 15-18, 1941, inclusive; and such passenger ship shall be further permitted to remain at Milwaukee, Wisconsin, during the period of such national convention of the American Legion: *Provided*, That notwithstanding any provision of section 4488, Revised Statutes, or regulations issued thereunder, any passenger vessels, American or Canadian, which transport members of the American Legion and their guests to and from that organization's twenty-third annual national convention, to be held at Milwaukee, Wisconsin, September 15-18, 1941, inclusive, shall not be required to carry accommodation for more than 50 per centum of persons on board in lifeboats and pontoon life rafts: *Provided further*, That not less than two-fifths of such accommodation shall be in lifeboats and three-fifths may be in collapsible boats or rafts, under regulations of the Board of Supervising Inspectors, approved by the Secretary of Commerce, applicable to such vessels during the interval May 15 to September 15, inclusive.

Approved, June 26, 1941.

[CHAPTER 258]

AN ACT

Making appropriations for the Department of State, the Department of Commerce, the Department of Justice, and the Federal Judiciary, for the fiscal year ending June 30, 1942, and for other purposes.

June 28, 1941
[H. R. 4276]
[Public Law 135]

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 State, the Department of Commerce, the Department of Justice, and the Federal Judiciary, for the fiscal year ending June 30, 1942, 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 temporary employees, and not to exceed \$6,500 for employees engaged on piece work at rates to be fixed by the Secretary of State; \$2,724,440: *Provided*, That in expending appropriations or portions of appropriations, contained in this Act, for the payment of personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the four Assistant Secretaries of State and the Legal Adviser of the Department of State, the Assistant to the Attorney General, the Assistant Solicitor General, and six Assistant Attorneys General, the Assistant Secretaries of Commerce, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, or (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, or (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

National defense activities: For all necessary expenses to enable the Secretary of State during the fiscal year 1942 to continue to perform functions or activities contemplated by section 6 of the Act entitled "An Act to expedite the strengthening of the national defense", approved July 2, 1940, for the performance of which, during the fiscal year 1941, the Secretary 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 expended during the fiscal year 1941, \$150,000.

Department of State
Appropriation Act,
1942.

Post, pp. 754, 834.

Provisos.
Salary restriction.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Exceptions.

Restriction not applicable in designated cases.

42 Stat. 1490.
5 U. S. C. § 666.

National defense activities.

54 Stat. 714.
50 U. S. C., app. § 701.

54 Stat. 377.

CONTINGENT EXPENSES (DEPARTMENTAL)

Post, p. 754.

Objects for presentation in American republics.

Books, periodicals, etc.

Vehicles.

Refund of certain passport fees.

41 Stat. 750; 44 Stat. 887.

Proviso.
Foreign trade agreements.

48 Stat. 945.
19 U. S. C. §§ 1351-1354.

41 U. S. C. § 5.

Contingent expenses: For contingent and miscellaneous expenses, including stationery, furniture, fixtures; typewriters, adding machines, and other labor-saving devices, including rental, exchange, and repair thereof (not to exceed \$27,500); 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); flags, books, pictures, portraits, and other objects of like character appropriate for presentation (through diplomatic and consular offices) to governments, schools, and other similar organizations in the American republics; 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 \$13,400); purchase and repair of motion-picture projectors, accessories, films, including sound-tracking and distribution, and rental of projectors and hire of operators; purchase, including exchange, of one passenger-carrying automobile at not to exceed \$1,800 for the use of the Secretary of State; maintenance and repair of motor-propelled vehicles to be used only for official purposes (including one passenger-carrying vehicle for the Secretary of State and two for the general use of the Department); 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, \$166,600: *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

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, \$210,900.

PASSPORT AGENCIES

Post, p. 834.

Passport agencies: For salaries and expenses of maintenance, rent, cost of insurance covering shipments of money by messenger, registered mail, or otherwise, and traveling expenses not to exceed \$500, for not to exceed five passport agencies, \$52,500.

Collecting and editing official papers of U. S. Territories.

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), \$14,000.

45 Stat. 1412.
50 Stat. 323.

FOREIGN INTERCOURSE

AMBASSADORS AND MINISTERS

Salaries, ambassadors and ministers: For salaries of ambassadors and ministers, including salaries as authorized by section 1740, Revised Statutes, as amended by the Act of April 24, 1939 (22 U. S. C. 3, 121), as follows: Ambassadors Extraordinary and Plenipotentiary to Argentina, Brazil, Chile, China, Colombia, Cuba, France, Germany, Great Britain, Italy, Japan, Mexico, Panama, Peru, Poland, Spain, Turkey, Union of Soviet Socialist Republics, Uruguay, and Venezuela, at \$17,500 each;

Post, p. 754.

53 Stat. 583.

Ambassador Extraordinary and Plenipotentiary to Belgium and Envoy Extraordinary and Minister Plenipotentiary to Luxemburg, \$17,500;

Envoy Extraordinary and Minister Plenipotentiary to the Netherlands, \$12,000;

Envoys Extraordinary and Ministers Plenipotentiary to Albania, Australia, Bolivia, Bulgaria, Czechoslovakia, Costa Rica, Denmark, Dominican Republic, Dominion of Canada, Ecuador, El Salvador, Finland, Greece, Guatemala, Haiti, Honduras, Hungary, Ireland, Liberia, Lithuania, Nicaragua, Norway, Paraguay, Portugal, Rumania, Union of South Africa, Sweden, Switzerland, Thailand, and Yugoslavia, at \$10,000 each; to Egypt and Saudi Arabia, \$10,000; to Iran and Afghanistan, \$10,000; and to Estonia and Latvia, \$10,000;

In all, not to exceed \$635,000:

Provided, That no salary herein appropriated shall be paid to any official receiving any other salary from the United States Government.

Proviso.

SALARIES OF FOREIGN SERVICE OFFICERS

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); \$4,232,600.

46 Stat. 1207; 53 Stat. 583.

Instruction and transit pay.

Chargés d'Affaires ad interim.

TRANSPORTATION, FOREIGN SERVICE

Transportation, Foreign Service: To pay the traveling expenses, including travel by airplane when specifically authorized by the Secretary of State, 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 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

Emergency conditions.

5 U. S. C. § 73c.

Leaves of absence.

46 Stat. 1209, 1210.

Transportation of remains of personnel dying abroad.

Travel under Secretary's orders.

Proviso.
Subsistence on temporary detail.

Office and living quarters allowances.

46 Stat. 818.

Provisos.
Advance payment of rent.
Leases.

Allowances for quarters, etc.

Post, p. 260.

Post, p. 560.

46 Stat. 1209; 53 Stat. 583.

Proviso.
Regulation of expenditure.

46 Stat. 1209.

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, \$717,200, of which amount not to exceed \$50,000 shall be available until June 30, 1943, for disbursement for expenses of travel under orders issued by the Secretary of State during the fiscal year 1942: *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.

Office and living quarters allowances, Foreign Service: For rent, heat, fuel, and light for the Foreign Service for offices and grounds, and, as authorized by the Act approved June 26, 1930 (5 U. S. C. 118a), for living quarters and for allowances for living quarters, including heat, fuel, and light, \$2,138,000: *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 \$1,700 for any other Foreign Service officer: *Provided further*, That under this appropriation and the appropriations herein for "Contingent expenses, Foreign Service", and "Miscellaneous salaries and allowances, Foreign Service", not more than \$5,000 shall be expended for 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, \$338,500: *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.

Representation allowances, Foreign Service: For representation allowances as authorized by the Act approved February 23, 1931 (22 U. S. C. 12), \$163,000.

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)), \$621,700, which amount shall be placed to the credit of the "Foreign Service retirement and disability fund".

46 Stat. 1211; 53 Stat. 884.

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, \$2,867,000.

46 Stat. 1207.

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, 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 at New York, San Francisco, Seattle, and New Orleans; 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, \$730,000: *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.

Post, p. 561.

Dispatch agencies.

Services to American seamen, etc.

23 Stat. 56.

Proviso. Citizenship requirement.

Assignment of naval personnel as custodians.

Contingent expenses, Foreign Service: For stationery; blanks; record and other books; seals; presses; flags; signs; military equipment and supplies; repairs and alterations; repairs, 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; newspapers (foreign and domestic); freight; postage; telegrams; advertising; ice and drinking water for office purposes; purchase, exchange, maintenance, and hire of motor-propelled or horse-drawn passenger-carrying vehicles, and exchange, purchase, maintenance, and hire of other passenger-carrying vehicles; exchange of trucks; insurance of official motor vehicles in foreign countries when required by the law of such countries; 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; typewriters, adding machines, and other labor-saving devices, and exchange of same; maintenance and rental of launch for embassy in Turkey, not exceeding \$3,500, including personnel for operation; rent and other expenses for dispatch agencies at New York, San Francisco, Seattle, and New Orleans; 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

Contingent expenses. Post, pp. 561, 764.

Vehicles.

Commissary service.

44 Stat. 403.

Traveling, etc., expenses.

than the city of usual residence and returning to the city of usual residence; loss by exchange; 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 seamen in foreign countries, in the Panama Canal Zone, and in the Philippine Islands, and shipwrecked American seamen in the Territory of Alaska, in the Hawaiian Islands, in Puerto Rico, and in the Virgin Islands, and for expenses which may be incurred in the acknowledgment of the services of masters and crews of foreign vessels in rescuing American seamen or citizens from shipwreck or other catastrophe at sea; for expenses of maintaining in China, 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; \$1,238,900: *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.

During the period of the existing state of emergency proclaimed by the President on September 8, 1939, 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 Acts for the fiscal years 1941 and 1942.

Not to exceed 10 per centum of any of the foregoing appropriations under the caption "Foreign Intercourse" for the fiscal year ending June 30, 1942, 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

Telephone service.
31 U. S. C. § 679.
53 Stat. 1043.

Language study.
Relief, etc., of American seamen.

Consular prisons, etc.

Bringing home persons charged with crime.

Proviso.
Navy Department, reimbursement.
Post, p. 561.

Emergency assignment of Americans holding Foreign Service positions.
54 Stat. 2643.
50 U. S. C., app., prec. § 1 note.

Payment of salaries.

54 Stat. 183; *ante*, p. 267.
Interchange of appropriations.
Ante, p. 267.

thereby: *Provided*, That all such transfers and contemplated transfers shall be set forth in the Budget for the fiscal year 1943.

Proviso.

FOREIGN SERVICE BUILDINGS FUND

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, \$450,000, to remain available until expended.

22 U. S. C. § 295a.

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).

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), \$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: *Provided*, That whenever the President shall find that a state of emergency exists endangering the lives of American citizens in any foreign country, he may make available for expenditure for the protection of such citizens, by transfer to this appropriation, not to exceed \$500,000 from the various appropriations contained herein under the heading "Foreign Intercourse"; and reimbursements by American citizens to whom relief has been extended shall be credited to any appropriation from which funds have been transferred for the purposes hereof, except that reimbursements so credited to any appropriation shall not exceed the amount transferred therefrom.

Post, p. 764.

Neutrality Act expenses.
54 Stat. 4.
22 U. S. C. §§ 441-457.

Post, p. 764.

Proviso.
Emergency transfer of funds.

Ante, p. 267.

CONTRIBUTIONS, QUOTAS, AND SO FORTH

For payment of the annual contributions, quotas, and expenses, including loss by exchange in discharge of the obligations of the United States in connection with international commissions, congresses, bureaus, and other objects, in not to exceed the respective amounts, as follows: Cape Spartel and Tangier Light, Coast of Morocco, \$1,176; International Bureau of Weights and Measures, \$4,342.50; International Bureau of Publication of Customs Tariffs, \$1,318.77; Pan American Union, \$239,458.70, including not to exceed \$20,000 for printing and binding; International Bureau of Permanent Court of Arbitration, \$1,722.57; Bureau of Interparliamentary Union for Promotion of International Arbitration, \$10,000; Pan American Sanitary Bureau, \$58,522.75; International Office of Public Health, \$3,015.63; Bureau of International Telecommunication Union, Radio Section, \$5,790; Inter-American Radio Office, \$6,794; Government of Panama, \$430,000; International Hydrographic Bureau, \$5,404; Inter-American Trade-Mark Bureau, \$14,330.20; International Bureau for Protection of Industrial Property, \$1,471.63; Gorgas Memorial Laboratory, \$50,000: *Provided*, That hereafter, notwithstanding the provisions of section 3 of the Act of May 7, 1928 (45 Stat. 491), the report of the operation and work of

Post, pp. 561, 754.

Payments.

Gorgas Memorial Laboratory.
Proviso.
Report to Congress
22 U. S. C. § 278a.

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 Statistical Bureau at The Hague, \$2,000; International Map of the World on the Millionth Scale, \$50; International Technical Committee of Aerial Legal Experts, \$6,745, including not to exceed \$6,500 for the expenses of participation by the Government of the United States in the meetings of the International Technical Committee of Aerial Legal Experts and of the commissions established by that committee, including traveling expenses, personal services in the District of Columbia and elsewhere without reference to the Classification Act of 1923, as amended, rent, purchase of necessary books and documents, printing and binding, official cards, entertainment, and such other expenses as may be authorized by the Secretary of State; Convention Relating to Liquor Traffic in Africa, \$55; International Penal and Penitentiary Commission, \$4,332, including not to exceed \$800 for the necessary expenses of the Commissioner to represent the United States on the Commission at its annual meetings, personal services without regard to the Classification Act of 1923, as amended, printing and binding, traveling expenses, and such other expenses as the Secretary of State may deem necessary; Permanent Association of International Road Congresses, \$588; International Labor Organization, \$152,728.54, 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, \$10,551.85; International Council of Scientific Unions and Associated Unions, as follows: International Council of Scientific Unions, \$19.30; International Astronomical Union, \$617.60; International Union of Chemistry, \$675; International Union of Geodesy and Geophysics, \$2,316; International Scientific Radio Union, \$232.40; International Union of Physics, \$62.72; International Geographical Union, \$125.44; and International Union of Biological Sciences, \$154.40; in all, \$4,202.86; and Pan American Institute of Geography and History, \$10,000; in all, \$1,026,600, 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.

Convention for the Promotion of Inter-American Cultural Relations: For meeting 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, including salaries, traveling expenses, tuition, and allowances for maintenance and living quarters for professors and students in accordance with the provisions of the said convention, notwithstanding the provisions of any other Act, \$100,000, to be disbursed under the direction of the Secretary of

International Technical Committee of Aerial Legal Experts.

Personal services.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

International Labor Organization.

48 Stat. 1543.
International Council of Scientific Unions, etc.

Total; additional sums, increase in rates of exchange.

51 Stat. 178.

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 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 and canalization projects; construction and operation of gaging stations where necessary and their equipment; personal services in the District of Columbia and elsewhere; 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, including transfer of household goods and effects, as provided by the Act of October 10, 1940 (Public, No. 839), and regulations promulgated thereunder; printing and binding; lawbooks and books of reference; subscriptions to foreign and domestic newspapers and periodicals; purchase, exchange, maintenance, repair, and operation of motor-propelled passenger- and freight-carrying vehicles, machinery and equipment and parts thereof, typewriters, including those electrically operated, adding machines, calculating machines, mimeographs, multigraphs, 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, \$200,000.

24 Stat. 1011; 26 Stat. 1512; 35 Stat. 1863; 34 Stat. 2953; 48 Stat. 1621.
22 U. S. C. §§ 277-277d.
Rio Grande rectification and canalization projects.

54 Stat. 1105.
5 U. S. C. § 72c-1.

Vehicles.

Advertising.
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, exchange, maintenance, repair, and operation of motor-propelled passenger- and freight-carrying vehicles, machinery and equipment and parts thereof, typewriters, including those electrically operated, adding machines, calculating machines, mimeographs, multigraphs, 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

Public Works projects under U. S. section.

Vehicles.

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; transportation of things (including household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder); printing and binding; communication services; equipment, materials and supplies, including 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:

Inspection of equipment.

44 U. S. C. § 824.

54 Stat. 1105.
6 U. S. C. § 736-1.

Rio Grande rectification project: For completion of the rectification of the Rio Grande in the El Paso-Juarez Valley under the convention concluded February 1, 1933, between the United States and Mexico, including obligations chargeable against the appropriation for this purpose for the fiscal year 1941, the funds made available under this head in the Department of State Appropriation Act, 1941, are continued available until June 30, 1942.

48 Stat. 1621.

Funds continued available.
54 Stat. 190.

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 1941, \$950,000, together with the unexpended balances of the appropriations for this purpose for the fiscal year 1941: *Provided*, That no part of this appropriation for the Lower Rio Grande flood-control project shall be expended for construction on any land, site, or easement until title thereto has been conveyed to the United States by donation and the same has been approved by the Attorney General of the United States.

22 U. S. C. §§ 277-277d.
Reappropriation.
54 Stat. 190.

Proviso.
Conveyance, etc., of title.

Rio Grande canalization project: For 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 the reconstruction or replacement of certain bridges as authorized by the Act approved April 22, 1940 (54 Stat. 151), and including obligations chargeable against the appropriations for these purposes for the fiscal year 1941, \$440,000, together with the unexpended balances of the appropriations under this head for the fiscal year 1941.

Bridges.

Reappropriation.
54 Stat. 190.

Fence construction on the Cordova Island Boundary, Texas: For the construction of a fence along the Cordova Island Boundary, Texas, as authorized by the Act of August 19, 1935 (49 Stat. 660), \$6,500.

Fence construction on the international boundary: For construction of fence along the international boundary as authorized by the Act of August 19, 1935 (49 Stat. 660), \$25,000: *Provided*, That no part of this appropriation shall be expended for the acquisition of lands or easements for sites for boundary fences except for procurement of abstracts of certificates of title, payment of recording fees, and examination of titles.

Proviso.

INTERNATIONAL BOUNDARY COMMISSION, UNITED STATES AND CANADA
AND ALASKA AND CANADA

Expenses under treaty obligations.
Post, p. 834.

To enable the President to perform the obligations of the United States under the treaty between the United States and Great Britain

in respect of Canada, signed February 24, 1925; for salaries and expenses, including the salary of the Commissioner and salaries of the necessary engineers, clerks, and other employees for duty at the seat of government and in the field; cost of office equipment and supplies; necessary traveling expenses; commutation of subsistence to employees while on field duty, not to exceed \$4 per day each, but not to exceed \$1.75 per day each when a member of a field party and subsisting in camp; for payment for timber necessarily cut in keeping the boundary line clear, not to exceed \$500; and for all other necessary and reasonable expenses incurred by the United States in maintaining an effective demarcation of the international boundary line between the United States and Canada, and Alaska and Canada under the terms of the treaty aforesaid, including the completion of such remaining work as may be required under the award of the Alaskan Boundary Tribunal and existing treaties between the United States and Great Britain, and including the hire of freight- and passenger-carrying vehicles from temporary field employees, to be disbursed under the direction of the Secretary of State, \$43,000.

44 Stat. 2102.

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, office equipment and supplies; and for one-half of all reasonable and necessary joint expenses of the International Joint Commission incurred under the terms of the treaty between the United States and Great Britain concerning the use of boundary waters between the United States and Canada, and for other purposes, signed January 11, 1909; \$27,000, to be disbursed under the direction of the Secretary of State.

Post, p. 834.

Joint expenses.

36 Stat. 2448.

Post, p. 828.

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 International Joint Commission, including personal services in the District of Columbia or elsewhere, traveling expenses, procurement of technical and scientific equipment, and the purchase, exchange, hire, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles, \$48,500, 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 salaries of two members and other employees of

50 Stat. 1351.

the Commission, 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, \$28,000, to be available immediately: *Provided*, That not to exceed \$750 shall be expended by the Commissioners in attending meetings of the Commission.

Proviso.
Attendance at meet-
ings.

INTERNATIONAL PACIFIC SALMON FISHERIES COMMISSION

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, exchange, maintenance, repair, and operation of not to exceed three 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.

Arbitration of Claim Between the United States and the Netherlands: For the expenses of the arbitration under the convention between the United States and the Netherlands, signed March 18, 1938, of a claim which arose in November 1917, as a result of the requisition by the Government of the United States of certain military supplies of the Government of the Netherlands, including the share of the United States of the honorarium of the neutral arbitrator and of other joint expenses of the two governments, including fees; compensation of employees in the District of Columbia and elsewhere, without regard to the classification laws; stenographic reporting and translating services, by contract if deemed necessary without regard to section 3709 of the Revised Statutes; rent; traveling expenses; cost of necessary books and documents; stationery; official cards; printing and binding, and such other expenditures as may be authorized by the Secretary of State, \$14,000, to be available immediately.

58 Stat. 1564.

41 U. S. C. § 5.

Post, p. 754.

COOPERATION WITH THE AMERICAN REPUBLICS

Salaries and expenses: For all expenses necessary to enable the Secretary of State 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 personal services in the District of Columbia; not to exceed \$70,000 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); expenses of attendance at meetings or conventions of societies and associations concerned with the furtherance of the purposes hereof; tuition, compensation, and monthly allowances while not in travel status, all to be fixed by the Secretary of State, and 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, and

53 Stat. 1290.
22 U. S. C. §§ 501,
502.

Printing and bind-
ing.

Traveling expenses.

44 Stat. 688.
5 U. S. C. §§ 821-833.

internes, who are citizens of the United States or the other American republics; traveling expenses of members of advisory committees in accordance with section 2 of said Act of August 9, 1939 (22 U. S. C. 249a); hire, maintenance, and operation of motor-propelled passenger-carrying vehicles; recording and sound-tracking of motion pictures; and purchase of books and periodicals, \$600,300; and the Secretary of State is hereby authorized, subject to the approval of the President, to transfer to other departments, agencies, and independent establishments of the Government for expenditure in the United States and in the other American republics not exceeding the following amounts, respectively: Department of Agriculture, \$50,000; Department of Commerce, for the Civil Aeronautics Board, \$10,000, for the Administrator of Civil Aeronautics, \$15,000, for the Coast and Geodetic Survey, \$32,000, and for the Weather Bureau, \$15,000; Federal Security Agency for the Public Health Service, including not to exceed two additional regular active commissioned officers, \$40,000, and the Office of Education, \$12,500; Department of the Interior, for the Fish and Wildlife Service, \$15,300, for the Geological Survey, \$50,000, and for the Travel Bureau, \$25,000; Department of Labor, for the Children's Bureau, \$15,000; Library of Congress, \$35,000; Smithsonian Institution, \$56,500.

53 Stat. 1290.
22 U. S. C. § 502.

Transfer of funds.

The President, in his discretion, may assign officers of the Army or Navy or officers or employees of the Treasury Department or Federal Works Agency for duty as inspectors of buildings owned or occupied by the United States in foreign countries, or as inspectors or supervisors of buildings under construction or repair by or for the United States in foreign countries, under the jurisdiction of the Department of State, or for duty as couriers of the Department of State, and when so assigned they may receive the same traveling expenses as are authorized for officers of the Foreign Service, payable from the applicable appropriations of the Department of State.

Inspectors of buildings, etc.

Couriers.

Citation of title.

This title may be cited as the "Department of State Appropriation Act, 1942".

TITLE II—DEPARTMENT OF COMMERCE

OFFICE OF THE SECRETARY

Salaries: Secretary of Commerce, Under Secretary of Commerce, Assistant Secretary, and other personal services in the District of Columbia, including the Chief Clerk and Superintendent, who shall be chief executive officer of the Department and who may be designated by the Secretary of Commerce to sign minor routine official papers and documents during the temporary absence of the Secretary, the Under Secretary, and the Assistant Secretary of the Department, \$488,000.

Department of Commerce Appropriation Act, 1942.

Post, p. 832.

CONTINGENT EXPENSES, DEPARTMENT OF COMMERCE

Contingent expenses: For contingent and miscellaneous expenses of the offices and bureaus of the Department, except the Patent Office, Office of Administrator of Civil Aeronautics, the Civil Aeronautics Board, and the Bureau of the Census, including those for which appropriations for contingent and miscellaneous expenses are specifically made, including professional and scientific books, lawbooks, books of reference, periodicals, blank books, pamphlets, maps, newspapers (not exceeding \$1,500); purchase of atlases or maps, stationery, furniture and repairs to same; carpets, matting, oilcloth, file cases, towels, ice, brooms, soap, sponges; fuel, lighting and heating; purchase and

Vehicles.

exchange of motortrucks and bicycles; maintenance, repair, and operation of three motor-propelled passenger-carrying vehicles (one for the Secretary of Commerce and two for the general use of the Department), and motortrucks and bicycles, to be used only for official purposes; freight and express charges; postage to foreign countries; telegraph and telephone service; teletype service and tolls (not to exceed \$1,000), typewriters, adding machines, and other labor-saving devices, including their repair and exchange; first-aid outfits for use in the buildings occupied by employees of this Department; \$69,000, which sum shall constitute the appropriation for contingent expenses of the Department, except the Patent Office, Office of Administrator of Civil Aeronautics, the Civil Aeronautics Board, and the Bureau of the Census, and shall also be available for the purchase of necessary supplies and equipment for field services of bureaus and offices of the Department for which contingent and miscellaneous appropriations are specifically made in order to facilitate the purchase through the central purchasing office (Division of Purchases and Sales) as provided by law.

Traveling expenses: For all necessary traveling expenses under the Department of Commerce, including all bureaus and divisions thereunder except the Bureau of the Census, Weather Bureau, Office of Administrator of Civil Aeronautics, and Civil Aeronautics Board, and including the examination of estimates of appropriations in the field, \$228,000: *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 (38 Stat. 508), 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.

Printing and binding: For all printing and binding for the Department of Commerce, including all of its bureaus, offices, institutions, and services in the District of Columbia and elsewhere, except the Patent Office, the Bureau of the Census, the Civil Aeronautics Board, 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), \$489,000: *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 to enable the servicing staff of the National Inventors Council during the fiscal year 1942 to continue to perform the functions or activities for the performance of which, during the fiscal year 1941, the Secretary of Commerce received allocation of funds from the appropriations "Emergency fund for the President" contained in the Military Appropriation Act, 1941, and in the Naval Appropriation Act, 1941, including the objects for which and subject to the conditions under which such allocations were expended during the fiscal year 1941, \$150,000.

BUREAU OF THE CENSUS

For continuing the work of taking, compiling, and publishing the Sixteenth Census of the United States, as authorized by the Act of June 18, 1929 (13 U. S. C. 201-218), and the national census of housing as authorized by the Act of August 11, 1939 (53 Stat. 1406), and for carrying on other authorized census work, including personal services and rentals in the District of Columbia and elsewhere; the cost of transcribing State, municipal, and other records; contracts for the

Supplies for field services.

Proviso.
Hire of automobiles.

5 U. S. C. § 78.

40 Stat. 1270.
Proviso.
Detail of copy editors.

National Inventors Council Service Staff.

54 Stat. 377, 297.

Sixteenth Census.
46 Stat. 21.
Post, p. 551.
National census of housing.
13 U. S. C. §§ 106, 107.

Monographs.

preparation of monographs on census subjects and other work of specialized character which cannot be accomplished through ordinary employment; per diem compensation of employees of the Department of Commerce and other departments and independent establishments of the Government who may be detailed for field work; expenses of attendance at meetings concerned with the collection of statistics, when incurred on the written authority of the Secretary of Commerce; purchase of books of reference, periodicals, maps, newspapers, manuscripts, first-aid outfits for use in the buildings occupied by employees of the census; maintenance, operation, and repair of a passenger-carrying automobile to be used on official business; construction, purchase, exchange, or rental of punching, tabulating, sorting, and other labor-saving machines, including technical, mechanical, and other services in connection therewith; printing and binding, traveling expenses, street-car fares, and all other contingent expenses in the District of Columbia and in the field, including the obligations chargeable against the appropriation for this purpose for the fiscal year 1941, \$6,800,000, together with the unexpended balance of the appropriation under this head for the fiscal year 1941, of which sum \$1,000,000 shall be available immediately.

Tabulating, etc.,
machines.

54 Stat. 194.

Post, p. 832.

49 Stat. 620.

Proviso.
Joint approval of
regulations.

Salaries and expenses, Social Security Act: For salaries and necessary expenses for searching census records and supplying information incident to carrying out the provisions of the Social Security Act, approved August 14, 1935 (42 U. S. C., ch. 7), including personal services in the District of Columbia; binding records; supplies; services; \$110,000: *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.

OFFICE OF ADMINISTRATOR OF CIVIL AERONAUTICS

General Administration, Office of the Administrator: For all necessary expenses of the Office of Administrator of Civil Aeronautics in carrying out the provisions of the Civil Aeronautics Act of 1938 (52 Stat. 973), as amended, including personal services in the District of Columbia and elsewhere; contract stenographic reporting services; fees and mileage of witnesses; expenses of examination of estimates of appropriations in the field; purchase (including exchange), operation, maintenance, and repair of aircraft; hire, maintenance, repair, and operation of passenger-carrying automobiles; \$990,000.

49 U. S. C. §§ 401-
682.

Post, p. 684.

Aircraft, automo-
biles, etc.

Post, p. 684.

Training courses.

Maintenance and operation of air-navigation facilities: For all necessary expenses of operation and maintenance of air-navigation facilities, including personal services in the District of Columbia and elsewhere; purchase, including exchange (not to exceed \$90,000), operation, maintenance, repair, and overhaul of aircraft; purchase, operation, maintenance, repair, and overhaul of aircraft power plants, propellers, instruments, equipment, and spare parts therefor; purchase and exchange (not to exceed \$13,550), hire, maintenance, repair, and operation of passenger-carrying automobiles; purchase of special wearing apparel and equipment for aviation purposes (including snowshoes and skis); salaries and traveling expenses of employees detailed by the Administrator to attend courses of training conducted by the Government or industries serving aviation; and not to exceed 3 cents per mile for travel, in their personally 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; \$14,400,000.

Post, p. 825.

52 Stat. 973.
49 U. S. C. §§ 401-
682.

Technical development: For all expenses necessary in carrying out the provisions of the Civil Aeronautics Act of 1938 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; operation, maintenance, repair, and overhaul of aircraft, aircraft engines, propellers, and equipment and spare parts therefor, and passenger-carrying automobiles; purchase of special wearing apparel and equipment for aviation purposes (including snowshoes and skis); purchase of reports, documents, plans, and specifications; \$520,000.

52 Stat. 1007.
49 U. S. C. §§ 551-560.
Infra.

Training courses.

Aircraft, automobiles, etc.

Enforcement of safety regulations: For all expenses necessary to carry out the provisions of Title VI of the Civil Aeronautics Act of 1938 and all other provisions of said Act 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 witnesses, including expert witnesses; employment of attorneys and examiners on a fee basis (not to exceed \$7,500); salaries and traveling expenses of employees detailed to attend courses of training conducted by the Government or industries serving aviation; purchase, including exchange (not to exceed \$74,000), operation, maintenance, and repair and overhaul of aircraft; purchase and exchange (not to exceed \$19,500), hire, maintenance, repair, and operation of passenger-carrying automobiles; special wearing apparel and equipment (including snowshoes and skis), \$2,740,000.

Post, pp. 684, 825.

Acquisition of sites.

Proviso.
Construction work.

Automobiles, aircraft, etc.

Establishment of air-navigation facilities: For the acquisition and establishment 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; and for the acquisition of the necessary sites by lease or grant, \$6,450,000, of which amount \$2,000,000 shall be available for the payment of contractual obligations authorized to be incurred prior to July 1, 1941, and \$2,246,000 shall be available immediately: *Provided*, That construction work under this appropriation may be accomplished either by contract or by purchase and hire: *Provided further*, That this appropriation shall be available for the hire, maintenance, repair, and operation of passenger-carrying automobiles; operation, maintenance, repair, and overhaul of aircraft, aircraft power plants, propellers, instruments, equipment and spare parts for aircraft; temporary personnel; purchase of special wearing apparel and equipment suitable for aviation purposes (including snowshoes and skis); and all other necessary expenses.

49 U. S. C. §§ 751-
757.

Proviso.
Transfer of funds.

Supra.

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 (53 Stat. 855), including personal services in the District of Columbia and elsewhere; traveling expenses; operation, maintenance, repair, and overhaul of aircraft; hire, maintenance, repair, and operation of passenger-carrying automobiles; \$25,000,000: *Provided*, That not to exceed \$210,000 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 aeronautical inspectors engaged in supervision and promotion of the safety features of the civilian pilot training program.

Maintenance and operation, Washington National Airport: For all necessary expenses incident to the care, operation, maintenance, and protection of the Washington National Airport in accordance with the Act of June 29, 1940, including personal services in the District of Columbia; operation and maintenance of one motor-propelled ambulance, one fire-and-crash truck, one rescue-fire-and-crash motor-boat, and two motor-propelled passenger-carrying vehicles; purchase of equipment, materials, and supplies, including \$800 for the purchase, cleaning, and repair of uniforms for the guards, \$290,000.

Washington National Airport.
Post, pp. 825, 832.

54 Stat. 686.
D. C. Code §§ 2-1601 to 2-1603.

Post, p. 825.

Post, pp. 684, 825.

Development of landing areas: For continuation of the program for the construction, improvement, and repair of not to exceed three hundred and ninety-nine public airports and other public landing areas in the United States and its territories and possessions, selected by the Administrator, and approved by a Board composed of the Secretary of War, Secretary of the Navy, and Secretary of Commerce, as necessary for national defense, including areas essential for safe approaches and including the acquisition of land, \$94,977,750, of which not to exceed \$4,500,000 shall be available for administrative expenses, including the objects specified in section 204 of the Civil Aeronautics Act of 1938, except rent in the District of Columbia and including engineering services and supervision of construction: *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 the unobligated balance of the appropriation for this purpose contained in the First Supplemental Civil Functions Appropriation Act, 1941, is hereby continued available for the purposes hereof until June 30, 1942: *Provided further*, That any or all of the foregoing appropriation of \$94,977,750, as well as any unobligated balance, 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, including the preparation of plans, drawings, designs, specifications and estimates, the execution of contracts, and the supervision of construction which shall be considered as administrative expenses for the purposes hereof.

52 Stat. 983.
49 U. S. C. § 424.

Provisos.
Use of other appropriations.

54 Stat. 1039.

Transfer of appropriations.

Section 3709 of the Revised Statutes of the United States (41 U. S. C. 5) shall not be construed to apply to any purchase or service rendered for the office of Administrator of Civil Aeronautics when the aggregate amount involved does not exceed \$100.

Minor purchases.

The foregoing appropriations under the Office of Administrator of Civil Aeronautics shall be available in an amount not to exceed \$4,000 when specifically authorized by the Secretary of Commerce for expenses of attendance at meetings of associations and other properly constituted bodies concerned with aeronautics, for the transfer of household goods and effects, as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder and for the purchase and exchange of lawbooks, books of reference, atlases, maps, and periodicals.

Attendance at meetings.

Transfer of household effects.

54 Stat. 1105.
5 U. S. C. § 73c-1.

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 (52 Stat. 973), 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 oper-

49 U. S. C. §§ 401-682.

ated 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; purchase and exchange, 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); \$1,153,000: *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); and for transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder.

Temporary employ-
ment of attorneys, etc.
41 U. S. C. § 5.

Proviso.
Attendance at meet-
ings.

Transfer of house-
hold effects.

54 Stat. 1105.
5 U. S. C. § 73c-1.

Salaries of desig-
nated officials.

Printing and binding: For printing and binding, \$26,000.

Hereafter the salaries of the members of the Civil Aeronautics Board and the Administrator of Civil Aeronautics shall be at the rate of \$10,000 each per annum.

COAST AND GEODETIC SURVEY

Expenses.

For every expenditure requisite for and incident to the work of the Coast and Geodetic Survey, including purchase of not more than four motor-propelled station wagons and maintenance, repair, exchange, and operation of motor-propelled or horse-drawn vehicles for official use in field work, purchase of motorcycles with side cars, including their exchange, not to exceed \$500, surveying instruments, including their exchange, rubber boots, canvas and rubber gloves, goggles, and caps, coats, and aprons for stewards' departments on vessels, packing, crating, and transporting personal household effects of commissioned officers and civilian personnel, when transferred from one official station to another for permanent duty, 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 incident to the execution of field work upon approval by the head of the Bureau, to be expended in accordance with the regulations relating to the Coast and Geodetic Survey subscribed by the Secretary of Commerce, and under the following heads:

Field expenses, coastal surveys: For surveys and necessary resurveys of coasts on the Atlantic and Pacific Oceans and the Gulf of Mexico 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 specifica-

Coast Pilot, compi-
lation.

tions 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, \$500,000, of which amount not to exceed \$21,200 may be expended for personal services in the District of Columbia.

Personalservices.

Magnetic and seismological work: For continuing magnetic and seismological observations and to establish meridian lines in connection therewith in all parts of the United States; making magnetic and seismological observations in other regions under the jurisdiction of the United States; purchase of additional magnetic and seismological instruments; lease of sites where necessary and the erection of temporary magnetic and seismological buildings; and including the employment in the field and office of such magnetic and seismological observers, and instrument makers and stenographic services as may be necessary, \$73,900.

Post, pp. 824, 832.

Federal, boundary, and State surveys: For continuing lines of exact levels between the Atlantic, Pacific, and Gulf coasts; determining geographic positions by triangulation and traverse 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, traveling and all other expenses necessary therefor; special geodetic surveys of first-order triangulation and leveling in regions subject to earthquakes, not exceeding \$10,000; determining field astronomic positions and the variation of latitude, including the maintenance and operation of the latitude observatories at Ukiah, California, and Gaithersburg, Maryland, not exceeding \$2,600 each; establishing lines of exact levels, determining geographic positions by triangulation and traverse, and making astronomic observations in Alaska; and continuing gravity observations in the United States and for making such observations in regions under the jurisdiction of the United States and also on islands and coasts adjacent thereto, \$450,000, of which amount not to exceed \$74,000 may be expended for personal services in the District of Columbia.

Ukiah and Gaithersburg observatories.

Observations, etc., in Alaska.

Vessels: For repair of vessels, and replacement of equipment thereon, exclusive of engineers' supplies and other ship chandlery, \$100,000.

Vessels, repair, etc.

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, \$711,000.

Post, p. 551.

Pay, commissioned officers: For pay and allowances prescribed by law for commissioned officers on sea duty and other duty, holding relative rank with officers of the Navy, including one director, six hydrographic and geodetic engineers with relative rank of captain, ten hydrographic and geodetic engineers with relative rank of commander, seventeen hydrographic and geodetic engineers with relative rank of lieutenant commander, forty-seven hydrographic and geodetic engineers with relative rank of lieutenant, sixty-one junior hydrographic and geodetic engineers with relative rank of lieutenant (junior grade), twenty-nine aides with relative rank of ensign, and including officers retired in accordance with existing law, \$863,000: *Provided*, That the Secretary of Commerce may designate one of the hydrographic and geodetic engineers to act as assistant director.

Provis.
Assistant director.

Post, pp. 824, 832.

Post, p. 824.

Office force: For personal services, \$692,000.

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; books, scientific and technical books, 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, photographing, rubber gloves, and electrotyping supplies; photolithographing and printing charts for immediate use; stationery for office and field parties; transportation of instruments and supplies when not charged to field expenses; telegrams; washing; office furniture, repairs; miscellaneous expenses, contingencies of all kinds, not exceeding \$90 for streetcar fares, \$98,000.

Post, p. 825.

Aeronautical charts: For compilation and printing of aeronautical charts, including personal services in the District of Columbia (not to exceed \$154,000), 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, \$180,000.

Post, p. 551.

Construction of vessels: For an additional amount for constructing, equipping, and outfitting one main surveying ship and one auxiliary surveying vessel, authorized by the Act of June 2, 1939 (53 Stat. 803), \$191,100, which amount, together with the amount appropriated under this head in the Second Deficiency Appropriation Act, 1940, shall continue available until June 30, 1942.

54 Stat. 641.

Restriction on use of funds.

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.

Attendance at meetings.

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.

Temporary employment of architects, etc.

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

Post, p. 832.

Departmental salaries and expenses: For the salary of the Director and other personal services in the District of Columbia (not to exceed \$1,380,000), and for all other authorized and necessary expenditures 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, including functions incident to the establishment, operation, and maintenance of foreign trade zones in ports of entry of the United States and administration of the China Trade Act; newspapers (not exceeding \$1,500), periodicals, and books of reference; purchase, exchange, and repair of typewriters and labor-saving devices; contract stenographic reporting services; fees and mileage of witnesses, and other contingent expenses in the District of Colum-

China Trade Act,
administration.
42 Stat. 849.
15 U. S. C. §§ 141-
162.

bia; \$1,400,000: *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.

Proviso.
Field studies or surveys.

Field office service: For salaries (not to exceed \$397,000) 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, and the transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder, \$422,000.

Post, p. 832.

Transfer of household effects.
54 Stat. 1105.
5 U. S. C. § 73c-1.

Customs statistics: For all expenses necessary for the operation of the section of customs statistics transferred to the Department of Commerce from the Treasury Department by the Act approved January 5, 1923 (15 U. S. C. 194), and expenses connected with the monthly publication of statistics showing the United States exports and imports by customs districts and destinations, including personal services in the District of Columbia (not to exceed \$67,000) and elsewhere; rent of or purchase of tabulating, punching, sorting, and other mechanical labor-saving machinery or devices, including adding, typewriting, billing, computing, mimeographic, multigraphing, photostat, and other duplicating machines and devices, including their exchange and repair; telegraph and telephone service; freight, express, drayage; tabulating cards, stationery, and miscellaneous office supplies; books of reference and periodicals; furniture and equipment; ice, water, heat, light, and power; streetcar fare; and all other necessary incidental expenses not included in the foregoing, \$395,000.

Post, p. 832.

42 Stat. 1109.

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.

Attendance at meetings.

BUREAU OF MARINE INSPECTION AND NAVIGATION

Departmental salaries: For the director and other personal services in the District of Columbia, \$400,000.

Post, p. 832.

Salaries and general expenses: For salaries of shipping commissioners, inspectors, and other personal services; to enable the Secretary of Commerce to provide and operate such motorboats and employ such persons as may be necessary for the enforcement, under his direction, of laws relating to navigation and inspection of vessels, boarding of vessels, counting of passengers on excursion boats to prevent overcrowding, and to secure uniformity in the admeasurement of vessels; fees to witnesses; materials, supplies, equipment, and services, including rent and janitor service; the transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; purchase, exchange, and repair of instruments; plans and specifications; insignia, braid, and chin straps; coats, caps, and aprons for stewards' departments on vessels; and other incidental expenses of field offices, including contract stenographic reporting services in the District of Columbia and elsewhere; \$2,400,000: *Provided*, That \$50,000 of the amount herein appropriated shall be available only for the payment

Post, pp. 825, 832.

Transfer of household effects.

54 Stat. 1105.
5 U. S. C. § 73c-1.

Proviso.
Local inspectors, etc., overtime pay.
Post, p. 825.

of extra compensation for overtime services of local inspectors of steam vessels and their assistants, United States shipping commissioners and their deputies and assistants, and customs officers and employees for which the United States receives reimbursement in accordance with the provisions of the Act of May 11, 1938 (52 Stat. 345).

46 U. S. C. § 382b.

PATENT OFFICE

Post, pp. 751, 832.

Salaries: For the Commissioner of Patents and other personal services in the District of Columbia, \$3,729,200.

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, \$200,000: *Provided*, That the headings of the drawings for patented cases may be multigraphed in the Patent Office for the purpose of photolithography.

Proviso.
Multigraphed headings.

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; exchange of labor-saving office devices; for investigating the question of public use or sale of inventions for two years or more prior to filing applications for patents, and such other questions arising in connection with applications for patents and the prior art as may be deemed necessary by the Commissioner of Patents; for expense attending defense of suits instituted against the Commissioner of Patents, and for other contingent and miscellaneous expenses of the Patent Office, \$71,000.

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, \$791,000; for miscellaneous printing and binding, \$69,000; in all, \$860,000.

Attendance at meetings.

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

Salaries and expenses: For 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", approved April 7, 1934, and for all necessary expenses, purchases, and personnel connected with administration and operation, testing, inspection, and technical information service, research and development, and standards for commerce, including rental of laboratories in the field, communication service, transportation service; the transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; streetcar fares not exceeding \$100, expenses of the visiting committee, attendance of American member at the meet-

31 Stat. 1449.

48 Stat. 552.

54 Stat. 1105.
5 U. S. C. § 73c-1.

ing of the International Committee of Weights and Measures; compensation and expenses of medical officers of the Public Health Service detailed to the National Bureau of Standards for the purpose of maintaining a first-aid station and making clinical observations; compiling and disseminating scientific and technical data; demonstrating the results of the Bureau's work by exhibits or otherwise as may be deemed most effective; purchases of supplies, materials, stationery, electric power, fuel for heat, light, and power, and accessories of all kinds needed in the work of the Bureau, including supplies for office, laboratory, shop, and plant, and cleaning and toilet supplies, gloves, goggles, rubber boots and aprons; contingencies of all kinds; supplies for operation, maintenance, and repair of motortrucks and a passenger automobile for official use, including their exchange; purchases of equipment of all kinds, including its repair and exchange, including apparatus, machines and tools, furniture, typewriters, adding machines, and other labor-saving devices, books, periodicals, and reference books, including their exchange when not needed for permanent use; translation of technical articles when required; salary of the Director and other personal services in the District of Columbia and in the field, in accordance with the Classification Act of 1923, as amended:

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; \$368,500.

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; \$898,000.

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, \$750,000.

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, \$121,500.

Station for broadcasting standard frequencies: For construction, on Government-owned land, of a building for broadcasting standard frequencies, including roads, preparation of site, purchase and installation of necessary equipment, power lines, and all other necessary facilities, \$230,000, to be immediately available.

Detailed Public Health Service officers.

Supplies, etc.

Equipment.

Personal services.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Post, pp. 751, 832.

Post, pp. 751, 832.

Post, pp. 751, 832.

Post, pp. 751, 832.

Materials testing laboratory and equipment: For the construction, on the site of the National Bureau of Standards in the District of Columbia, and equipment of a laboratory for scientific research and for testing equipment, materials, and supplies, \$600,000, to be immediately available.

Cooperative work
with departments,
etc.

During the fiscal year 1942 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.

Transfer of funds.

Attendance at meet-
ings.

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.

Total; personal serv-
ices.
Post, p. 751.

Total, National Bureau of Standards, \$2,968,000, of which amount not to exceed \$1,905,000 may be expended for personal services in the District of Columbia.

WEATHER BUREAU

Post, p. 832.

SALARIES AND EXPENSES

For the employment of persons and means, including rental of buildings, required for carrying into effect in the District of Columbia and elsewhere in the United States, in the West Indies, in the Panama Canal, the Caribbean Sea, and on adjacent coasts, in the Hawaiian Islands, in Bermuda, and in Alaska the provisions of 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); for purchase of books of reference; for traveling expenses; for necessary expenses (not to exceed \$2,000) of attendance at meetings concerned with the work of the Bureau when authorized by the Secretary of Commerce; for the purchase, exchange, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles; transfer of household goods and effects, as provided by the Act of October 10, 1940 (Public, No. 839), and regulations promulgated thereunder; detail of not to exceed a total of ten members of the Weather Bureau personnel for training at Government expense at civilian institutions in advanced methods of meteorological science; for repair, alterations, and improvements to existing buildings and care and preservation of grounds, including the construction of necessary outbuildings and sidewalks on public streets, abutting Weather Bureau grounds; for the erection of temporary buildings for living quarters of observers; for telephone rentals, and for telegraphing, telephoning, and cabling reports and messages, rates to be fixed by the Secretary of Commerce by agreement with the companies performing the service; for the establishment, equipment, and maintenance of meteorological offices and stations and for the issuing of weather forecasts and warnings of

26 Stat. 653.

52 Stat. 1014.

54 Stat. 1105.
5 U. S. C. § 73c-1.
Training of person-
nel at civilian institu-
tions.

Telegraphing, etc.

storms, cold waves, frosts, and heavy snows, the gaging and measuring of the flow of rivers and the issuing of river forecasts and warnings; for observations and reports relating to crops; for promoting the safety and efficiency of aircraft, as provided by section 803 of the Civil Aeronautics Act of 1938, and for observing, measuring, and investigating atmospheric phenomena; and for other necessary observations and reports, including cooperation with other bureaus of the Government and societies and institutions of learning 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, \$145,000.

Observations, warnings, and general weather service: For necessary expenses incident to collecting and disseminating meteorological, aerological, climatological, and marine information, and for investigations in meteorology, climatology, seismology, evaporation, and aerology in the District of Columbia and elsewhere, \$7,279,150, of which not to exceed \$1,500 may be expended for the contribution of the United States to the cost of the office of the secretariat of the International Meteorological Committee, and not to exceed \$10,000 may be expended for the maintenance of a printing office in the city of Washington for the printing of weather maps, bulletins, circulars, forms, and other publications: *Provided*, That no printing shall be done by the Weather Bureau that can be done at the Government Printing Office without impairing the service of said Bureau.

Total, salaries and expenses, Weather Bureau, \$7,424,150, of which amount not to exceed \$800,000 may be expended for departmental personal services in the District of Columbia: *Provided*, That Weather Bureau part-time employees, appointed by designation or otherwise, under regulations of the Civil Service Commission, for observational work, may perform odd jobs in the installation, repair, improvement, alteration, cleaning, or removal of Government property and receive compensation therefor at rates of pay to be fixed by the Secretary of Commerce.

Section 3709 of the Revised Statutes of the United States (41 U. S. C. 5) shall not be construed to apply to any purchase or service rendered for the Weather Bureau when the aggregate amount involved does not exceed \$50.

This title may be cited as the "Department of Commerce Appropriation Act, 1942".

TITLE III—DEPARTMENT OF JUSTICE

OFFICE OF THE ATTORNEY GENERAL

For the 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, \$102,000.

For the special national-defense unit, \$200,000.

For the Office of the Solicitor General, \$92,000.

For the Office of the Assistant Solicitor General, \$65,000.

For the Office of Assistant to the Attorney General, \$105,000.

For the Administrative Division, \$780,000.

For the Tax Division, \$600,000.

For the Criminal Division, \$410,000.

For the Claims Division, \$425,000.

For the Office of Pardon Attorney, \$30,000.

Promoting safety,
etc., of aircraft.

52 Stat. 1014.
49 U. S. C. § 603.

Post, p. 825.

International Mete-
orological Committee.

Printing office.

Proviso.

Total; personal serv-
ices.

Proviso.
Part-time employ-
ees.

Minor purchases.

Citation of title.

Department of Jus-
tice Appropriation
Act, 1942.

Post, p. 828.

Post, pp. 753, 833.

Post, p. 833.

Post, p. 753.

Post, p. 833.

Interchange-
ability of amounts.

Total, personal services, Office of the Attorney General, \$2,809,000. 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.

Special assistants to
Attorney General.

42 Stat. 1488.
5 U. S. C. §§ 661-
674.
Post, p. 613.

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, typewriters and adding machines and the exchange thereof and repairs thereto, streetcar fares, newspapers not exceeding \$500, stenographic reporting services by contract or otherwise, and other necessities ordered by the Attorney General; official transportation, including the repair, maintenance, and operation of five motor-driven passenger cars (one for the Attorney General and four for general use of the Department), delivery trucks, and motorcycle, to be used only for official purposes; purchase, including exchange, of one passenger-carrying automobile for the Attorney General at not to exceed \$1,800; 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, \$380,000: *Provided*, That not to exceed \$2 per volume shall be paid for the current and future volumes of the United States Code Annotated.

Proviso.
U. S. Code Anno-
tated, price limitation.

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", and "Penal and correctional institutions" (except as otherwise hereinbefore provided), \$510,000: *Provided*, That this sum shall be available, in an amount not to exceed \$3,500, for expenses of attendance at meetings concerned with the work of the Bureau of Prisons when incurred on the written authorization of the Attorney General.

Proviso.
Attendance at meet-
ings.

Printing and binding: For printing and binding for the Department of Justice, \$530,000.

Post, p. 555.

FEDERAL BUREAU OF INVESTIGATION

Identification, etc.,
records.

Investigations of
matters under control
of Departments of
Justice and State.

Vehicles.

Salaries and expenses, detection and prosecution of crimes: For the detection and prosecution of crimes against the United States; for the protection of the person of the President of the United States; the acquisition, collection, classification, and preservation of identification and other records and their exchange with the duly authorized officials of the Federal Government, of States, cities, and other institutions; for such other investigations regarding official matters under the control of the Department of Justice and the Department of State as may be directed by the Attorney General; purchase and exchange not to exceed \$135,000, and hire, maintenance, upkeep, and operation of motor-propelled passenger-carrying vehicles, to be used only on official business; purchase (including exchange) at not to exceed \$7,000

of one, and maintenance, upkeep, and operation, without regard to the provision of any Act limiting the amount that may be expended for repairs to automobiles, of not more than four armored automobiles; firearms and ammunition; such stationery, supplies, floor coverings, equipment, and telegraph, teletype, and telephone service at the seat of government or elsewhere as the Attorney General may direct; not to exceed \$10,000 for taxicab hire to be used exclusively for the purposes set forth in this paragraph and to be expended under the direction of the Attorney General; traveling expenses, including expenses in an amount not to exceed \$4,500, of attendance at meetings, concerned with the work of such Bureau when authorized in writing by the Attorney General; not to exceed \$1,500 for membership in the International Criminal Police Commission; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, No. 839), and regulations promulgated thereunder; payment of rewards when specifically authorized by the Attorney General for information leading to the apprehension of fugitives from justice, including not to exceed \$20,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Attorney General, who shall make a certificate of the amount of such expenditure as he may think it advisable not to specify, and every such certificate shall be deemed a sufficient voucher for the sum therein expressed to have been expended; and including not to exceed \$2,320,000 for personal services in the District of Columbia; \$7,500,000: *Provided*, That none of the funds appropriated herein under the Federal Bureau of Investigation shall be used to pay the compensation of any civil-service employee, except finger-print classifiers.

Salaries and expenses for certain emergencies: For an additional amount for salaries and expenses, including the same purposes and under the same 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.

Salaries and expenses, detection and prosecution of crimes (emergency): For salaries and expenses, during the limited 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; purchase and exchange not to exceed \$135,000, and hire, maintenance, upkeep, and operation of motor-propelled passenger-carrying vehicles, to be used only on official business; firearms and ammunition; such stationery, supplies, floor coverings, equipment, and telegraph, teletype, and telephone service at the seat of government or elsewhere as the Attorney General may direct; not to exceed \$3,000 for taxicab hire to be used exclusively for the purposes set forth in this paragraph and to be expended under the direction of the Attorney General; transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, No. 839), and regulations promulgated thereunder; 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 \$100,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Attorney General, who shall

Traveling expenses.

54 Stat. 1105.
5 U. S. C. § 73c-1.
Rewards for information.

Emergencies.

Personal services.
Provido.

Reserve for emergencies.

Detection and prosecution of crimes (emergency).
Post, p. 555.

54 Stat. 1105.
5 U. S. C. § 73c-1.

make a certificate of the amount of such expenditure as he may think it advisable not to specify, and every such certificate shall be deemed a sufficient voucher for the sum therein expressed to have been expended; and including not to exceed \$1,059,000 for personal services in the District of Columbia; \$8,750,000, of which at least \$100,000 shall be available exclusively to investigate the employees of every department, agency, and independent establishment of the Federal Government who are members of subversive organizations or advocate the overthrow of the Federal Government, and report its findings to Congress: *Provided*, That none of the funds appropriated herein under the Federal Bureau of Investigation shall be used to pay the compensation of any civil-service employee, except fingerprint classifiers.

BUREAU OF PRISONS

Post, p. 833.

Salaries: For salaries in the District of Columbia and elsewhere in connection with the supervision of the maintenance and care of United States prisoners, \$327,500.

IMMIGRATION AND NATURALIZATION SERVICE

Post, pp. 556, 828.

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; purchase, exchange, and rental of typewriters, adding machines, and other labor-saving devices, including electric typewriting machines; traveling expenses, including attendance at meetings concerned with the purposes of this appropriation; purchase (including exchange), 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; 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; 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), \$15,800,000: *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 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: *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 section 3709 of the Revised Statutes shall not be construed to apply to any purchase or service rendered for the Immigration and Naturalization Service in the field when the aggregate amount involved does not exceed \$50.

Vehicles, etc.

Mileage and fees of witnesses.

46 Stat. 818.

Provisos.
Reimbursement to cooperating agencies.

Non - civil - service personnel.

Use of privately owned horses.

Field service purchases, etc.
41 U. S. C. § 5.

Investigation of certain Federal employees.

Proviso.
Restriction on use of funds.

MISCELLANEOUS APPROPRIATIONS

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, \$137,000.

Post, p. 833.

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, \$2,325,000: *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.

Salary restriction.

Provisos.
Permanent regional offices, restriction.

Senate approval of appointments at \$7,500 or more.

Bond and Spirits Division: For salaries and expenses in connection with the preliminary determination of civil liabilities arising under acts pursuant to the eighteenth amendment before repeal; the preliminary determination of compromises and petitions for remission of forfeitures arising out of current internal-revenue liquor laws; the supervision of the collection on forfeited bail bonds and judgments and fines imposed in criminal cases; personal services in the District of Columbia and elsewhere, and such other expenditures as may be necessary, \$175,000: *Provided*, That no part of this appropriation shall be used to compensate any person not appointed pursuant to civil-service laws and regulations, but this limitation shall not apply to attorneys or the head of the division.

Post, p. 833.

Proviso.
Appointments pursuant to civil-service laws; exceptions.

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, \$61,000, to be expended under the direction of the Attorney General.

Post, p. 833.

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, \$350,000.

Post, p. 833.

43 Stat. 612; 48 Stat. 302.
38 U. S. C. §§ 445, 445b.

Post, p. 828.

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, purchase and exchange of typewriters, adding machines, and other labor-saving devices, stenographic reporting services by contract or otherwise, and notarial fees or like services, \$2,000,000.

Miscellaneous salaries and expenses, field: For salaries not otherwise specifically provided for (not to exceed \$165,000) 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; supplies and equipment, including the exchange of typewriting and adding machines, firearms and ammunition therefor; purchase of lawbooks, including exchange thereof, and the Federal Reporter and continuations thereto as issued, \$452,000.

Post, p. 833.

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, \$3,292,000.

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 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.

Foreign counsel.

Proviso.
Salary restriction.

Reports to Congress.

Senate approval of appointments at \$7,500 or more.

Marshals, etc.

Services in Alaska.

Vehicles.

Salaries and expenses of marshals, deputy marshals, and so forth: For salaries, fees, and expenses of United States marshals and their deputies, including services rendered in behalf of the United States or otherwise; services in Alaska in collecting evidence for the United States when so specifically directed by the Attorney General; traveling expenses; purchase, when authorized by the Attorney General, of ten motor-propelled passenger-carrying vans at not to exceed \$2,000 each; and maintenance, alteration, repair, and operation of motor-propelled passenger-carrying vehicles used in connection with the transaction of the official business of the United States marshals;

\$4,147,000: *Provided*, That the 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.

Proviso.
Transportation allowance.

Fees of witnesses: For mileage and per diems of witnesses and for per diems in lieu of subsistence; and for payment of the expenses of witnesses, as provided by section 850, Revised Statutes (28 U. S. C. 604), including the expenses, mileage, and per diems of witnesses on behalf of the Government before the United States Customs Court, such payments to be made on the certification of the attorney for the United States and to be conclusive as provided by section 846, Revised Statutes (28 U. S. C. 577), \$1,400,000: *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.

Provisos.
Authorization by Attorney General.

Limitation on attendance fee.

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, \$307,000: *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.

Provisos.
Per diem restriction.

Restriction on use of funds.

PENAL AND CORRECTIONAL INSTITUTIONS

Salaries and expenses: For every expenditure authorized by law or by orders and regulations made in pursuance of law, not otherwise provided for, requisite for and incident to 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 homes in the United States; purchase of not to exceed sixteen passenger-carrying automobiles; purchase of one bus at not to exceed \$15,000; maintenance and repair of passenger-carrying automobiles; expenses of attendance at meetings concerned with the work of the Prison Service 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; transfer of household goods and effects, as provided by the Act of October 10, 1940 (Public, No. 839), and regulations promulgated thereunder; 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:

Vehicles.

54 Stat. 1105.
5 U. S. C. § 73c-1.

Proviso.
Prison commissaries.

Post, p. 833.

Penitentiaries and reformatories: For maintenance and operation of United States penitentiaries and reformatories, including not to exceed \$4,320,000 for salaries and wages of all officers and employees, \$7,485,000.

Post, p. 833.

Medical Center for Federal Prisoners: For maintenance and operation of the Medical Center for Federal Prisoners at Springfield, Missouri, including not to exceed \$250,000 for salaries and wages of all officers and employees, \$595,000.

Post, p. 833.

Jails and correctional institutions: For maintenance and operation of Federal jails and correctional institutions, including not to exceed \$1,840,000 for salaries and wages of all officers and employees, \$3,172,000.

Post, p. 833.

Prison camps: For the construction and repair of buildings at prison camps and for maintenance and operation of prison camps, \$656,000.

Post, p. 833.

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 Service, 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.

Proviso.
Transfer of funds.

McNeil Island,
Wash.

Construction and repair, McNeil Island: For construction and repair of buildings, including (1) extension of existing facilities, \$54,500, and (2) development of island area, \$8,500 at the United States Penitentiary, McNeil Island, Washington, including the purchase and installation of machinery and equipment and all expenses incident thereto, \$63,000, to be available immediately and to remain available until expended and to be expended so as to give the maximum amount of employment to inmates of the institution: *Provided*, That the ultimate cost of the project for the development of the Island area shall not exceed \$800,000.

Proviso.
Cost limitation.

Construction of buildings and facilities: For construction, remodeling, and equipping necessary buildings and facilities at existing penal and correctional institutions and all necessary expenses incident thereto, to be expended under the direction of the Attorney General by contract or purchase of material and hire of labor and services and utilization of labor of United States prisoners as the Attorney General may direct, \$284,000.

Support of U. S.
prisoners in non-Federal
institutions and
in Alaska.

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 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, \$1,500,000.

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.

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.

The foregoing appropriations for "Traveling Expenses, Department of Justice", and "Salaries and Expenses of Marshals, and so forth, Department of Justice", shall be available, respectively, for traveling expenses of the district attorney and of the marshal of the United States Court for China and of employees of their offices and, under such regulations as the Attorney General may prescribe, of their families and effects in going to and returning from their posts, including travel expenses of said officers and employees and their families for travel performed from their posts to their homes in the United States and return to their posts while on authorized leave of absence; for the expenses of preparation and transportation of remains of such officers and employees who may die abroad or in transit while in the discharge of their official duties to their former homes in the United States or to a place not more distant for interment; and for the traveling expenses of said officers and employees and their dependents while en route to or from places of temporary refuge in time of war, political disturbance, earthquake, epidemic, or similar emergency, and for per diem in lieu of subsistence of such officers, employees, and their dependents while in a refugee status; and the appropriations "Salaries and Expenses of District Attorneys, and so forth, Department of Justice", and "Salaries and Expenses of Marshals, and so forth, Department of Justice", shall be available, respectively, to the district attorney and marshal of the United States Court for China and to employees in their offices for allowances for living quarters, including heat, fuel, and light as authorized by the Act of June 26, 1930 (5 U. S. C. 118a), not to exceed \$1,700 for any one person in no event to exceed the amount actually and reasonably expended by the recipient of such allowances for living quarters, including heat, fuel, and light; lawbooks and other books of reference; ice and drinking water for office purposes; and expenses of maintaining in China American convicts and persons declared insane by the Court; rent of quarters for prisoners; ice and drinking water for prison purposes; wages of prison keepers; and the expense of keeping, feeding, and transporting prisoners and persons declared insane by the Court: *Provided*, That the appropriations under this head for the fiscal year 1941 and the appropriation "Salaries and Expenses, United States Court for China" for the fiscal year 1940 shall be available for travel expenses for travel performed by the officers and employees of the Court, and their families, between their posts and their homes in the United States and return to their posts while on leave of absence authorized or approved by the Attorney General.

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.

This title may be cited as the "Department of Justice Appropriation Act, 1942".

Attendance fees, restriction.

Licenserequirement for attorneys.

U. S. Court for China.

Traveling expenses, district attorney, marshal, etc.

Ante, pp. 290, 294.

Bringing home remains from abroad, etc.

Travel, etc., expenses while in refugee status.

Ante, p. 294.

46 Stat. 818.

Maintenance of prisoners and insane persons.

Proviso. Designated funds for travel expenses.
54 Stat. 206; 53 Stat. 904.

Reimbursement by District of Columbia.

Citation of title.

Judiciary Appropriation Act, 1942.

TITLE IV—THE JUDICIARY

UNITED STATES SUPREME COURT

Post, pp. 542, 830.

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, \$458,000.

Expenses of advisory committee.
Post, p. 817.

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 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, fiscal years 1941 and 1942, \$25,000: *Provided*, That this appropriation shall be available for payment of expenses incurred from and after February 3, 1941.

18 U. S. C. § 687.

Proviso.

Printing and binding: For printing and binding for the Supreme Court of the United States, \$23,500, 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.

Post, p. 830.

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), \$69,627.

48 Stat. 668.

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, \$14,000, 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, \$5,000, 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, \$106,080.

Post, p. 830.

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, \$6,720.

UNITED STATES CUSTOMS COURT

Salaries: Presiding judge and eight judges; and all other officers and employees of the court, \$234,500.

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, \$19,000.

Printing and binding: For printing and binding, \$800.

COURT OF CLAIMS

Salaries: Chief justice and four judges; chief clerk at not exceeding \$6,500; auditor at not exceeding \$5,000; and all other officers and employees of the court, \$131,410.

Post, p. 830.

Contingent expenses: For stationery, court library, repairs, fuel, electric light, and other miscellaneous expenses, \$8,300.

Printing and binding: For printing and binding, \$25,500.

Salaries and expenses of commissioners: For salaries of seven regular commissioners, and for traveling expenses, compensation of stenographers authorized by the court, and for stenographic and other fees and charges necessary in the taking of testimony and in the performance of the duties as authorized by the Act entitled "An Act amending section 2 and repealing section 3 of the Act approved February 24, 1925 (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 (28 U. S. C. 270), \$75,500.

43 Stat. 965.

46 Stat. 799.

Repairs, furnishings, and so forth: For necessary repairs, furnishings, and improvements to the Court of Claims buildings, to be expended under the supervision of the Architect of the Capitol, \$12,000.

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.

52 Stat. 591.
48 U. S. C. §§ 634b,
634c.

DISTRICT COURT, PANAMA CANAL ZONE

Salaries: For salaries of the officials and employees of the District Court of the United States for the Panama Canal Zone, \$26,000.

UNITED STATES COURT FOR CHINA

Salaries and expenses: For salaries of the judge and other officers and employees of the United States Court for China; allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (5 U. S. C. 118a), not to exceed \$1,700 for any one person and in no event to exceed the amount actually and reasonably expended by the recipient of such allowances for living quarters, including heat, fuel, and light; court expenses, including reference and lawbooks, printing and binding, ice and drinking water for office purposes, traveling expenses of officers and employees of the court, and, under such regulations as the Director of the Administrative Office of the United States Courts may prescribe, of their families and effects, in going to and returning from their posts, including travel expenses of said officers and employees and their families for travel performed from their posts to their homes in the United States and return to their posts while on authorized leave of absence; preparation and transportation of remains of officers and employees who may die abroad or in transit while in the discharge of their official duties to their former homes in the United States, or to a place not more distant for interment and for the ordinary expenses of such interment; including traveling expenses of officers and employees of the court and of their dependents, while en route to or from places of temporary refuge in time of war, political disturbance, earthquake, epidemic, or similar emergency and for per diem in lieu of subsistence of such officers, employees, and their dependents, while in a refugee status, \$28,000: *Provided*, That the appropriation under this head for the fiscal year 1941 shall be available for travel expenses for travel performed by the officers and employees of the court, and their families, between their posts and their homes in the United States and return to their posts while on leave of absence authorized or approved by the Director of the Administrative Office of the United States Courts.

46 Stat. 818.

Proviso.
Travel expenses.
54 Stat. 209.

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, and one in the Virgin Islands); and judges retired under section 260 of the Judicial Code, as amended, and section 518 of the Tariff Act of 1930; in all, \$3,115,000: *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 and expenses, clerks of courts: For salaries of clerks of United States circuit courts of appeals and United States district courts, their deputies, and other assistants, and expenses of conducting their respective offices, \$2,418,000.

Probation system, United States courts: For salaries and expenses of probation officers, as authorized by the Act entitled "An Act to amend the Act of March 4, 1925, chapter 521, and for other purposes", approved June 6, 1930 (18 U. S. C. 726), \$860,000: *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,

Retired judges.
28 U. S. C. § 375.
46 Stat. 737.
28 U. S. C. §§ 296, 297.
Proviso.

Post, p. 830.

46 Stat. 503.
Provisos.
Salaries.
Right of district
judges to appoint proba-
tion officers, etc.

Compliance with or-
ders of Attorney Gen-
eral.

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.

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.

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 (28 U. S. C. 9, 557-570, 595, 596), and compensation for jury commissioners, \$5 per day, not exceeding three days for any one term of court, \$2,040,000: *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.

Miscellaneous salaries: For salaries of all officials and employees of the Federal judiciary, not otherwise specifically provided for, \$866,200: *Provided*, That the compensation of secretaries and law clerks of 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 secretaries shall not exceed that of the senior clerical grade and the salaries of law clerks shall not exceed that of the principal subprofessional grade: *Provided further*, That none of this fund shall be used for the pay of a law clerk appointed by a district judge unless the senior circuit judge of the circuit (the District of Columbia being considered a circuit) in which the district where the clerk is needed, is situated, shall certify to the necessity of the appointment: *Provided further*, That not to exceed three law clerks to district judges shall be appointed in any one circuit.

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) 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, \$398,000: *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

49 Stat. 1327.

31 Stat. 362.

Jury commissioners.
Provido.
Compensation.
41 Stat. 558.
D. C. Code § 11-1401.

Providoos.
Secretaries or law
clerks, salary limita-
tion.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Appointments, cer-
tificates of necessity.

Law clerks, limita-
tion.

Reporting services.
41 U. S. C. § 5.

Lawbooks.

Federal Reporter.

Providoos.
Transmittal to suc-
cessors.

U. S. Code, Anno-
tated, price limitation.

of Columbia shall not be sold for a price exceeding that approved by the court and for not more than \$6.50 per volume.

Proviso.
Attendance at meetings.

Allowance for use of own automobiles.

Traveling expenses: For all necessary traveling expenses, not otherwise provided for, incurred by the Judiciary, including traveling expenses of probation officers and their clerks, \$538,000: *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, \$82,000.

ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS

28 U. S. C. §§ 444-450.

Proviso.
Personal services.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

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), \$220,000: *Provided*, That in expending appropriations or portions of appropriations contained in the 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.

Proviso.
Minor purchases.

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, \$37,000: *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.

"Circuit court of appeals."

"Senior circuit judge."
"Circuit judge."

"Judge."

Citation of title.

As used in this Act, 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 Court of Appeals for the District of Columbia; and the term "judge" includes justice. This title may be cited as the "Judiciary Appropriation Act, 1942".

TITLE V—MISCELLANEOUS PROVISIONS

U. S. Code Annotated or Life-time Federal Digest.
Price limitation.

SEC. 501. 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 Life-time Federal Digest.

Citizenship requirement.
Post, p. 575.

SEC. 502. No part of any appropriation contained in this Act or authorized hereby to be expended shall be used to pay the compen-

sation of any officer or employee of the Government of the United States, or of 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 officer or employee is a citizen of the United States or a person in the service of the United States on the date of the approval of this Act who being eligible for citizenship has filed a declaration of intention to become a citizen or who owes allegiance to the United States.

SEC. 503. 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. 504. 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.

Provisos. Affidavit.

Penalty.

SEC. 505. No part of the funds appropriated by titles III and IV for salaries of judges, the Attorney General, Assistant Attorneys General, Solicitor General, district attorneys, marshals, and clerks of court shall be used for any other purpose whatsoever, but such salaries shall be allotted out of appropriations herein made for such salaries and retained by the Department or the Administrative Office of the United States Courts and paid to such officials severally, as and when such salaries fall due and without delay.

Use of designated funds.

Approved, June 28, 1941.

[CHAPTER 259]

AN ACT

Making appropriations for the Department of the Interior for the fiscal year ending June 30, 1942, and for other purposes.

June 28, 1941 [H. R. 4590] [Public Law 136]

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, 1942, namely:

Interior Department Appropriation Act, 1942.

OFFICE OF THE SECRETARY

SALARIES

Salaries: For the Secretary of the Interior, Under Secretary, First Assistant Secretary, Assistant Secretary, and other personal services in the District of Columbia, including a special assistant to the Secretary of the Interior to be appointed without reference to civil-service requirements, at a salary of not to exceed \$5,000, \$924,570:

Post, pp. 582, 832.

Provisos.
Salary restriction.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Restriction not applicable in designated cases.

42 Stat. 1490.
5 U. S. C. § 666.

Radio broadcasts.
Restriction on use of funds.

Provided, That in expending appropriations or portions of appropriations, contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the First Assistant Secretary and the Assistant Secretary, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed, as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated: *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.

OFFICE OF SOLICITOR

Post, p. 832.

For personal services in the District of Columbia and in the field, \$313,640.

DIVISION OF TERRITORIES AND ISLAND POSSESSIONS

Post, p. 832.

For personal services in the District of Columbia, \$122,880.

DIVISION OF INVESTIGATIONS

Timber protection,
etc.

For investigating official matters under the control of the Department of the Interior; for protecting timber on the public lands, and for the more efficient execution of the law and rules relating to the cutting thereof; for protecting public lands from illegal and fraudulent entry or appropriation; for adjusting claims for swamplands and indemnity for swamplands; and for traveling and other expenses of persons employed hereunder, \$469,100, including not exceeding \$43,500 for personal services in the District of Columbia; not exceeding \$52,500 for the purchase, exchange, operation, and maintenance of motor-propelled passenger-carrying vehicles and motorboats for the use of agents and others employed in the field service. The Secretary of the Interior shall include in his annual report a full statement of all expenditures made under authority of this paragraph.

Personal services.

Statement of expenditures.

GRAZING SERVICE

For carrying out the provisions of the Act entitled "An Act to stop injury to the public grazing lands by preventing overgrazing and soil deterioration, to provide for their orderly use, improve-

ment, and development, to stabilize the livestock industry dependent upon the public range, and for other purposes", approved June 28, 1934 (48 Stat. 1269), and as amended by the Acts of June 26, 1936 (49 Stat. 1976), and July 14, 1939 (53 Stat. 1002), including examination and classification of lands with respect to grazing or agricultural utility, preparation of land classification maps and reports, traveling and other necessary expenses, not to exceed \$25,000 for the detection, prevention, and suppression of fires on lands within grazing districts, not to exceed \$120,500 for personal services in the District of Columbia, and not to exceed \$30,000 for the purchase, exchange, operation, and maintenance of motor-propelled passenger-carrying vehicles, \$740,000; for payment of a salary of \$5 per diem while actually employed and for the payment of necessary travel expenses, exclusive of subsistence, of members of advisory committees of local stockmen, \$60,000; in all, \$800,000.

For construction, purchase, and maintenance of range improvements within grazing districts, pursuant to the provisions of sections 10 and 11 of the Act of June 28, 1934 (48 Stat. 1269), and as amended by the Acts of June 26, 1936 (49 Stat. 1976), and July 14, 1939 (53 Stat. 1002), and not including contributions under section 9 of the Act of June 28, 1934, \$250,000: *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 1941 and 1942.

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), \$75,000: *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. §§ 315-315o-1.

Classification of lands, etc.

Personal services.

Advisory committees of local stockmen.

Range improvements.

43 U. S. C. §§ 315l, 315i, 315o-1.

43 U. S. C. § 315h. *Proviso*.43 U. S. C. § 315m-1. *Proviso*.

43 U. S. C. § 315m-4.

PETROLEUM CONSERVATION DIVISION

Salaries and expenses, oil regulation and enforcement: For administering and enforcing the provisions of the Act approved February 22, 1935 (49 Stat. 30), entitled "An Act to regulate interstate and foreign commerce in petroleum and its products by prohibiting the shipment in such commerce of petroleum and its products produced in violation of State law, and for other purposes", as amended, and to include necessary personal services in the District of Columbia (not to exceed \$44,500), traveling expenses, contract stenographic reporting services, rent, stationery, and office supplies, not to exceed \$3,100 for printing and binding, not to exceed \$600 for books, newspapers, and periodicals, and not to exceed \$14,000 for the purchase, exchange, hire, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, \$247,500.

15 U. S. C. §§ 715-715l.

Personal services.

Vehicles.

BITUMINOUS COAL DIVISION

Salaries and expenses: For all necessary expenditures of the Bituminous Coal Division in carrying out the purposes of the Bituminous Coal Act of 1937, approved April 26, 1937 (50 Stat. 72), as amended by the Act of April 11, 1941 (Public, Numbered 34), including personal services and rent in the District of Columbia and elsewhere; traveling expenses, including expenses of attendance at meetings which, in the discretion of the Secretary of the Interior, are necessary for the efficient discharge of the responsibilities of the Division; contract stenographic reporting services; stationery and office supplies; purchase, rental, exchange, operation, maintenance, and repair of reproducing, photographing, and other such equipment, typewriters, calculating machines, mechanical tabulating equipment, and other office appliances and labor-saving devices; printing and binding;

15 U. S. C. §§ 828-851. *Ante*, p. 134.

witness fees and fees and mileage in accordance with section 8 of the Bituminous Coal Act of 1937; not to exceed \$3,250 for purchase, exchange, hire, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, including one for use in the District of Columbia; garage rentals; miscellaneous items, including those for public instruction and information deemed necessary; and not to exceed \$1,800 for purchase and exchange of newspapers, lawbooks, reference books, and periodicals, \$3,200,000.

SOIL AND MOISTURE CONSERVATION OPERATIONS

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 entitled "An Act to provide for the protection of land resources against soil erosion", approved April 27, 1935 (16 U. S. C. 590a-590f), and Reorganization Plan No. 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 the purchase, erection, or improvement of permanent buildings; and including personal services in the District of Columbia (not to exceed \$125,000), and elsewhere; traveling expenses; furniture, furnishings, office equipment and supplies; not to exceed \$2,000 for the purchase of books and periodicals; operation, maintenance, and repair of motor-propelled and horse-drawn passenger-carrying vehicles, including not to exceed \$12,500 for the purchase of such vehicles, \$2,178,700: *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, and all such improvements shall be on Government-owned or Indian lands: *Provided further*, 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 reproductions of such aerial or other photographs, mosaics, and maps as shall be required in connection with the authorized soil and moisture conservation operations of the Department of the Interior may be furnished to cooperating persons or agencies and to Government agencies at the estimated cost of furnishing such reproductions, and to other persons or agencies at such prices (not less than estimated cost of furnishing such reproductions) as the Secretary may determine, the money received from such sales to be deposited in the Treasury to the credit of this appropriation: *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.

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 soil and moisture conservation operations, production of alumina from low grade bauxite,

50 Stat. 86.
15 U. S. C. § 838.

49 Stat. 163.
54 Stat. 1235.
5 U. S. C. § 133t note.

Personal services.

Provisos.
Cost limitation.

Warehouse main-
tenance, etc.

Reproduction of
aerial photographs,
etc.

Nursery-stock
funds.

aluminum clays and alunite, and manganese beneficiation pilot plants and research); 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; expressage, diagrams, awnings, filing devices, typewriters, adding and addressing machines, and other labor-saving devices, including the repair, exchange, and maintenance thereof; constructing model and other cases and furniture; postage stamps to prepay postage on foreign mail and for special-delivery and air-mail stamps for use in the United States; traveling expenses, including necessary expenses of inspectors and attorneys; fuel and light; examination of estimates for appropriations in the field for any bureau, office, or service of the Department; not exceeding \$500 for the payment of damages caused to private property by Department motor vehicles; not to exceed \$1,800 for the purchase of an automobile for the official use of the Secretary of the Interior; purchase and exchange of motortrucks, motorcycles, and bicycles; maintenance, repair, and operation of three 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 absolutely necessary expenses not hereinafter provided for, \$160,000, of which not exceeding \$3,600 shall be immediately available; and, in addition thereto, sums amounting to \$56,600 for stationery supplies shall be deducted from other appropriations made for the fiscal year 1942 as follows: General Land Office, \$3,500; Geological Survey, \$12,700; National Park Service, \$12,500; Bureau of Reclamation, \$8,400, any unexpended portion of which shall revert and be credited to the reclamation fund; Division of Investigations, \$2,000; Bureau of Mines, \$12,500; Grazing Service, \$5,000; and said sums so deducted shall be credited to and constitute, together with the first-named sum of \$160,000, the total appropriation for contingent expenses for the Department and its several bureaus and offices (except soil and moisture conservation operations, production of alumina from low grade bauxite, aluminum clays and alunite, and manganese beneficiation pilot plants and research) for the fiscal year 1942: *Provided*, That not to exceed \$3,000 of this appropriation shall be available for contract services for radio broadcasting.

Stationery supplies.
Additional sums
from specified appro-
priations.

Proviso.
Radio broadcasting.

Purchase of books,
etc.

Additional sums
from specified appro-
priations.

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, \$800, 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, \$10,000; Geological Survey, \$6,000; National Park Service, \$2,200; General Land Office, \$500; Bureau of Mines, \$4,000.

PRINTING AND BINDING

For printing and binding for the Department of the Interior, \$319,735, of which \$107,000 shall be for the National Park Service,

Post, p. 826.

\$90,290 for the Bureau of Mines, and \$47,300 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.

Post, pp. 826, 832.

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, \$9,700, of which amount not to exceed \$6,480 may be expended for personal services in the District of Columbia.

Post, p. 826.

For all printing and binding for the Commission of Fine Arts, \$300. Total, Commission of Fine Arts, \$10,000.

Post, p. 826.

BONNEVILLE POWER ADMINISTRATION

16 U. S. C. §§ 832-832i.

For all expenses necessary to enable the Bonneville Power Administrator to exercise and perform the powers and duties imposed upon him by the Act "To authorize the completion, maintenance, and operation of the Bonneville project, for navigation and for other purposes", approved August 20, 1937 (50 Stat. 731), including personal services, travel expenses, purchase and exchange of equipment, printing and binding, and purchase and exchange, maintenance, and operation of motor-propelled passenger-carrying vehicles, to remain available until expended, \$22,858,500, of which amount not exceeding \$4,000,000 shall be immediately available, not exceeding \$15,000 shall be available for personal services in the District of Columbia and \$885,600 shall be available for expenses of marketing and transmission facilities, and administrative costs in connection therewith: *Provided*, That \$2,000,000 of the foregoing amount shall be available only for the construction of additional transmission lines from the Grand Coulee Dam to Spokane, Washington.

Personal services.

Proviso.
Construction of
transmission lines.

Post, p. 833.

UNITED STATES HIGH COMMISSIONER TO THE PHILIPPINE ISLANDS

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 Stat. 456), including salaries and wages; rental, furnishings, equipment, maintenance, renovation, and repair of office quarters and living quarters for the High Commissioner; supplies and equipment; purchase and exchange of 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, purchase and exchange of three automobiles at prices not to exceed \$2,600 for one and \$950 each for two, and all other necessary expenses, \$160,000, of which amount not exceeding \$10,000 shall be available for expenditure in the discretion of the High Commissioner for maintenance of his household and such other purposes

as he may deem proper: *Provided*, That the salary of the legal adviser and the financial expert shall not exceed the annual rate of \$10,000 and \$9,000 each, respectively: *Provided further*, That section 3709 of the Revised Statutes (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.

Provisos.
Salaries of legal adviser, etc.
Minor purchases.

GENERAL LAND OFFICE

SALARIES

Post, p. 833.

For Commissioner of the General Land Office and other personal services in the District of Columbia, \$760,000, including one clerk, who shall be designated by the President, to sign land patents.

Transcribing records: For special personal services in the District of Columbia to transcribe records of the General Land Office, \$10,000.

Binding records: For personal services in the District of Columbia, purchase and maintenance of equipment, and all other expenses requisite for and incidental to the operation and maintenance of a branch of the Government Printing Office in the Interior Building, to bind, rebind, and repair books of record in the General Land Office, to be expended under the supervision of the Public Printer, \$10,000.

GENERAL EXPENSES

For traveling expenses of officers and employees, for employment of stenographers and other assistants when necessary, 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, \$20,000.

Hearings.

Surveying public lands: For surveys and resurveys of public lands, examination of surveys heretofore made and reported to be defective or fraudulent, inspecting mineral deposits, coal fields, and timber districts, making fragmentary surveys, and such other surveys or examinations as may be required for identification of lands for purposes of evidence in any suit or proceeding in behalf of the United States, under the supervision of the Commissioner of the General Land Office and direction of the Secretary of the Interior, \$900,000, including not to exceed \$5,000 for the purchase, exchange, operation, and maintenance of motor-propelled passenger-carrying vehicles: *Provided*, That not to exceed \$5,000 of this appropriation may be expended for salaries of employees of the field surveying service temporarily detailed to the General Land Office: *Provided further*, That not to exceed \$10,000 of this appropriation may be used for the survey, classification, and sale of the lands and timber of the so-called Oregon and California Railroad lands and the Cocs Bay Wagon Road lands: *Provided further*, That this appropriation may be expended for surveys made under the supervision of the Commissioner of the General Land Office, but when expended for surveys that would not otherwise be chargeable hereto it shall be reimbursed from the applicable appropriation, fund, or special deposit.

Provisos.
Temporarily detailed employees.

Survey, etc., of designated lands.

Expenditures for surveys.

Registers: For salaries and commissions of registers of district land offices, \$78,000.

Salaries and expenses of land offices: For salaries (except registers) and all necessary expenses incident to the operation and maintenance

Post, p. 833

of district land offices and the disposal, supervision, and management of the public lands, including not to exceed \$5,000 for the purchase, exchange, operation, and maintenance of motor-propelled passenger-carrying vehicles, \$170,000: *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.

Proviso.

Fire prevention,
etc., in Alaska.
Post, p. 833.

For the prevention and suppression of fires on the public domain in Alaska, including the maintenance of patrols, the employment of field personnel, and the use of airplanes by charter or otherwise, \$27,000, of which not to exceed \$1,000 may be used for the maintenance and operation of motor-propelled passenger-carrying vehicles.

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.

Proviso.
48 Stat. 1227.
31 U. S. C. § 725c.

Revested Oregon
and California Rail-
road, etc., grant lands.

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 entitled "An Act relating to the revested Oregon and California Railroad and Reconveyed Coos Bay Wagon Road Grant Lands situated in the State of Oregon", approved 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, and including not to exceed \$5,250 for personal services in the District of Columbia, and not to exceed \$2,400 for the purchase, exchange, operation, and maintenance of motor-propelled passenger-carrying vehicles, \$200,000: *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".

Proviso.
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 (48 Stat. 1269), as amended by the Act of June 26, 1936 (49 Stat. 1976), \$60,000, including not to exceed \$1,200 for the purchase, exchange, operation, and maintenance of motor-propelled passenger-carrying vehicles: *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 1941 and 1942.

43 U. S. C. §§ 315m,
315l.

Proviso.

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), \$7,000: *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. 460.
Proviso.
48 Stat. 1227.
31 U. S. C. § 725c.

BUREAU OF INDIAN AFFAIRS

For the Commissioner of Indian Affairs and other personal services in the District of Columbia, \$585,370.

Post, pp. 552, 826.

Post, p. 833.

GENERAL EXPENSES

For transportation and incidental expenses of officers and clerks of the Bureau of Indian Affairs when traveling on official duty; for radio, telegraph, and telephone toll messages on business pertaining to the Indian Service sent and received by the Bureau of Indian Affairs at Washington, for the rental of office equipment and the purchase of necessary supplies therefor, and for other necessary expenses of the Indian Service for which no other appropriation is available, \$49,000.

Traveling expenses, etc.

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, \$799,720: *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.

Purchase of goods and supplies.

Proviso.

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, \$265,340.

Maintenance of law and order.

For lease, purchase, construction, repair, and improvement of agency buildings, exclusive of hospital buildings including the purchase of necessary lands for agency purposes and the installation, repair, and improvement of heating, lighting, power, and sewerage and water systems in connection therewith, \$212,000: *Provided*, That no part of this appropriation shall be available for the construction of any building the total cost of which is in excess of \$1,500.

Lease, etc., of agency buildings.

Proviso.

For expenses of organizing Indian chartered corporations, or other tribal organizations, in accordance with the provisions of the Act of June 18, 1934 (48 Stat. 986), as supplemented and amended by the Acts of June 15, 1935 (49 Stat. 378), May 1, 1936 (49 Stat. 1250), and June 26, 1936 (49 Stat. 1967), including personal services, purchase of equipment and supplies, not to exceed \$3,000 for printing and binding, and other necessary expenses \$70,000, of which not to exceed \$17,000 may be used for personal services in the District of Columbia: *Provided*, That in the discretion of the Secretary of the Interior, not to exceed \$3 per diem in lieu of subsistence may be allowed to Indians actually traveling away from their place of residence when assisting in organization work: *Provided further*, That no part of this appropriation shall be available for expenditure in that part of the State of New Mexico embraced in the Navajo Indian Reservation, and not to exceed \$5,000 shall be available for expenditure in said State: *Provided further*, That no part of this appropriation shall be available to conduct elections in any reservation on any matter which has been previously voted upon there unless two years have elapsed.

Tribal organizations, expenses.

Post, p. 833.

25 U. S. C. §§ 469, 478a, 478b; 48 U. S. C. §§ 358a, 362; 25 U. S. C. §§ 501-509.

Provisos.

Traveling allowances.

Expenditures in New Mexico.

Conduct of elections.

Vehicles, Indian Service: Not to exceed \$495,000 of applicable appropriations made herein for the Bureau of Indian Affairs shall be available for the maintenance, repair, and operation (including the exchange of necessary parts and accessories in part payment for new parts and accessories) 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 \$300,000 of applicable appropriations may be used for the purchase

and exchange of motor-propelled passenger-carrying vehicles, and such vehicles shall be used only for official service, including the transportation of Indian school pupils.

Replacement of property destroyed by fire, flood, or storm: That to meet possible emergencies not exceeding \$35,000 of the appropriations made by this Act for support of reservation and nonreservation schools, for school and agency buildings, and for conservation of health among Indians shall be available, upon approval of the Secretary of the Interior, for replacing any buildings, equipment, supplies, livestock, or other property of those activities of the Indian Service above referred to which may be destroyed or rendered unserviceable by fire, flood, or storm: *Provided*, That any diversions of appropriations made hereunder shall be reported to Congress in the annual Budget.

Proviso.

INDIAN LANDS

48 Stat. 1033.

Purchase of land for the Navajo Indians, Arizona, reimbursable: The unexpended balance of the appropriation contained in the Deficiency Appropriation Act, fiscal year 1934, for the purchase of land, and improvements thereon, including water rights, for the Navajo Indians in Arizona, as authorized by and in conformity with the provisions of the Act of June 14, 1934 (48 Stat. 961), is hereby continued available for the same purposes until June 30, 1942.

52 Stat. 300.

Purchase of land for the Navajo Indians, Arizona (tribal funds): The unexpended balance of the appropriation of \$40,000 from funds to the credit of the Navajo Tribe, contained in the Interior Department Appropriation Act, fiscal year 1939, for the purchase, in accordance with the provisions of the Act of June 14, 1934 (48 Stat. 961), of lands from the New Mexico and Arizona Land Company within the Navajo Indian Reservation, Arizona, is hereby continued available for the same purpose and under the same conditions until June 30, 1942.

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, \$20,000, payable from funds on deposit to the credit of the Navajo Tribe.

Purchase of land, Mescalero Indians, New Mexico (tribal funds): For the purchase of land, or interest therein and improvements thereon for the Apache Tribe of the Mescalero Reservation of New Mexico, \$14,000, 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 said Indians: *Provided further*, That no expenditure shall be made hereunder without the consent of the Mescalero tribal business committee.

Provisos.

Title to land.

Expenditure subject to tribal consent.

Case of Luis M. Sanchez, and others.

Payment of judgment in the case of Luis M. Sanchez, and others, against United States (tribal funds): There is hereby appropriated from the tribal funds of the Indians of the Isleta Pueblo, New Mexico, so much as may be necessary to satisfy the judgment obtained by the plaintiff in the suit entitled Luis M. Sanchez, and others, against the United States, numbered 135 civil, in the United States District Court for the District of New Mexico: *Provided*, That title to the land and improvements thereon involved in said suit shall be vested in the United States in trust for the Pueblo of Isleta: *Provided further*, That use of the money for such purpose shall receive the approval of the governing authorities of the pueblo as required in section 5 of the Act of May 1, 1933 (48 Stat. 108).

Provisos.

Title to land, etc.

Approval of pueblo required.

Acquisition of lands, etc.

For the acquisition of lands, interest in lands, water rights and surface rights to lands, and for expenses incident to such acquisition

(except salaries and expenses of employees), in accordance with the provisions of the Act of June 18, 1934 (48 Stat. 985), \$325,000: *Provided*, That in addition to the amount herein appropriated, the Secretary of the Interior may also incur obligations, and enter into contracts for the acquisition of additional land, not exceeding a total of \$325,000, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof, and appropriations hereafter made for the acquisition of land pursuant to the authorization contained in the Act of June 18, 1934, shall be available for the purpose of discharging the obligation or obligations so created: *Provided further*, That no part of the sum herein appropriated or this contract authorization shall be used for the acquisition of land within the States of Arizona, Colorado, New Mexico, and Wyoming outside of the boundaries of existing Indian reservations.

25 U. S. C. § 465.

Provisos.
Authorized obligations.Restriction on use
of funds.Restricted lands,
taxes, etc.
50 Stat. 573.

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 of the Interior, 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, 1942.

25 U. S. C. § 412a.

For payments to Indians, and to State, counties, or political subdivisions thereof in accordance with the provisions of the Act of 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), \$50,000.

Reimbursement for
taxes paid on certain
allotted lands.

25 U. S. C. § 352c.

Purchase of land, Confederated Bands of Utes, Utah (tribal funds): The unexpended balances of the amounts authorized to be expended by the Interior Department Appropriation Act for the fiscal year 1941 for the purchase of additional lands and improvements for the Confederated Bands of Ute Indians in Utah, are hereby continued available for the same purposes until June 30, 1942.

Confederated Bands
of Utes, Utah.

54 Stat. 415.

Purchase of land, Fort Hall Indians, Idaho (tribal funds): For the purchase of land and improvements thereon for the Indians of the Fort Hall Reservation, Idaho, \$18,000, 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 Fort Hall Reservation.

Fort Hall Indians,
Idaho.

Proviso.

Round Valley Res-
ervation, Calif.

54 Stat. 415.

Purchase of land for the Indians of the Round Valley Reservation, California (tribal funds): The unexpended balance of the appropriation of \$10,000, contained in the Interior Department Appropriation Act, 1941, for the purchase of land and improvements thereon for the Indians of the Round Valley Reservation, California, payable from funds on deposit to the credit of said Indians is hereby continued available until June 30, 1942.

Colville Reserva-
tion, Wash.

53 Stat. 1314.

Purchase of land for the Indians of the Colville Reservation, Washington (tribal funds): The unexpended balance of the appropriation of \$100,000 contained in the Third Deficiency Appropriation Act, fiscal year 1939, for the purchase of land and improvements thereon for the Colville Indians, Washington, payable from funds on deposit to the credit of said Indians, is hereby continued available until June 30, 1942.

Minnesota Chippe-
wa Tribe, Minn.

Purchase of land for the Minnesota Chippewa Tribe, Minnesota (tribal funds): For the purchase of Indian-owned and non-Indian-owned lands, interest in lands, and chattels and improvements, \$107,500, to be immediately available, payable from any funds on deposit to the credit of the Minnesota Chippewa Tribe: *Provided*, That title to all purchases made hereunder shall be taken in the name of the United States in trust for the Minnesota Chippewa Tribe.

Proviso.

Spokane Indians,
Wash.

Purchase of land, Spokane Indians, Washington (tribal funds): The unexpended balance of the appropriation of \$30,000, contained in the Interior Department Appropriation Act, 1941, for the purchase of Indian-owned and privately owned lands, improvements on lands, or any interest in lands, including water rights for Indians of the Spokane Reservation, Washington, payable from any funds on deposit to the credit of the Indians of said reservation is hereby continued available until June 30, 1942.

54 Stat. 416.

INDUSTRIAL ASSISTANCE AND ADVANCEMENT

Timber preserva-
tion, etc.
Post, p. 833.

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, \$385,000: *Provided*, That this appropriation shall be available for the expenses of administration of Indian forest lands from which timber is sold to the extent only that proceeds from the sales of timber from such lands are insufficient for that purpose.

Proviso.
Limitation on use of
funds.

Timber sales, etc.,
expenses.
Post, p. 833.

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, \$117,000, 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.
Proviso.
Rewards.

Suppression, etc., of
forest fires.
Post, p. 826.

For the suppression or emergency prevention of forest fires on or threatening Indian reservations, \$15,000, together with \$25,000 from funds held by the United States in trust for the respective tribes of Indians interested: *Provided*, That not to exceed \$50,000 of appropriations herein made for timber operations shall be available upon the approval of the Secretary of the Interior, for fire-suppression or emergency prevention purposes: *Provided further*, That any diversions of appropriations made hereunder shall be reported to Congress in the annual Budget.

Provisos.
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 leasing of such lands for mining purposes, including not to exceed \$5,000 for the purchase and exchange (not to exceed \$2,000), maintenance, repair, and operation of passenger-carrying vehicles, and not to exceed \$11,000 for personal services in the District of Columbia, \$100,000.

26 Stat. 794; 35 Stat.
783.

Employment.
Post, p. 833.

For the purpose of obtaining remunerative employment for Indians, \$40,800.

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, \$705,000, of which not to exceed \$15,000 may be used to conduct agricultural experiments and demonstrations on Indian school or agency farms and to maintain a supply of suitable plants or seed for issue to Indians, and not to exceed \$30,000 may be used for the operation and maintenance of a sheep-breeding station on the Navajo Reservation, and not to exceed \$5,000 may be used for defraying the expenses of Indian fairs, including premiums for exhibits.

Development of agriculture and stock raising.
Post, p. 833.

Navajo Reservation, sheep-breeding station.

Loans to encourage industry, etc.

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, \$150,000, which sum may be advanced to Indians for the purchase of seeds, animals, machinery, tools, implements, and other equipment and supplies; for advances to old, disabled, or indigent Indian allottees for their support; and for advances to Indians having irrigable allotments to assist them in the development and cultivation thereof: *Provided*, That except for the Navajo Indians in Arizona and New Mexico not to exceed \$25,000 of the amount herein appropriated shall be expended on any one reservation or for the benefit of any one tribe of Indians: *Provided further*, That not to exceed \$15,000 may be advanced to worthy Indian youths to enable them to take educational courses, including courses in nursing, home economics, forestry, and other industrial subjects in colleges, universities, or other institutions, and advances so made shall be reimbursed in not to exceed eight years, under such rules and regulations as the Secretary of the Interior may prescribe.

Provisions.
Limitation.

Advances for educational purposes.

Industrial assistance (tribal funds): For advances to individual members of the tribes for the construction of homes and for the purchase of seed, animals, machinery, tools, implements, building material, and other equipment and supplies; and for advances to old, disabled, or indigent Indians for their support and burial, and Indians having irrigable allotments to assist them in the development and cultivation thereof, to be immediately available, \$100,000, payable from tribal funds as follows: Fort Apache, Arizona, \$50,000; Red Lake, Minnesota, \$50,000 (from funds held in trust by the United States for said Indians pursuant to the Act of June 15, 1938 (52 Stat. 697)); and the unexpended balances of funds available under this head in the Interior Department Appropriation Act for the fiscal year 1941, are hereby continued available during the fiscal year 1942 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 of the Interior may prescribe: *Provided further*, That all moneys reimbursed during the fiscal year 1942 shall be credited to the respective appropriations and be available for the purposes of this paragraph: *Provided further*, That funds available under this paragraph may be used for the establishment and operation of tribal enterprises when proposed by Indian tribes and approved by the Secretary of the Interior, and revenues derived therefrom shall be covered into the Treasury to the credit of the respective tribes: *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

Advances for home construction, etc.

Reappropriations.
54 Stat. 417.

Provisions.
Advances for educational purposes.

Credits: availability.

Establishment, etc., of tribal enterprises.

Loans from revolving loan fund.

- 48 Stat. 986.
Navajo sawmill, operation, etc.
- Proviso.*
Use of revenue.
- Additional amount for revolving loan fund.
- 25 U. S. C. § 470.
- 25 U. S. C. § 506.
Personal services.
- Proviso.*
Credits; availability.
- Development of Indian arts and crafts.
- 25 U. S. C. §§ 305-305e.
- Proviso.*
Salary limitation.
- loans from the revolving loan fund authorized by the Act of June 18, 1934 (25 U. S. C. 470).
- Operation and maintenance, Navajo tribal sawmill (tribal funds): Not to exceed \$165,000 of the funds on deposit to the credit of the Navajo Indians are hereby made available for advance to the Navajo Tribe for the operation and maintenance of the Navajo tribal sawmill enterprise: *Provided*, That revenue derived from the operation of the mill shall be available upon the request of the Secretary of the Interior for advance to the tribe for the same purposes.
- For an additional amount to be added to the appropriations heretofore made, for the establishment of a revolving fund for the purpose of making and administering loans to Indian-chartered corporations in accordance with the Act of June 18, 1934 (48 Stat. 986), and of making and administering loans to individual Indians and to associations or corporate groups of Indians of Oklahoma in accordance with the Act of June 26, 1936 (49 Stat. 1967), \$250,000, of which amount not to exceed \$25,700 shall be available for personal services in the District of Columbia, and \$110,000 shall be available for personal services in the field, for traveling expenses of employees, for purchase of equipment and supplies, and for other necessary expenses of administering such loans, including not more than \$3,500 for printing and binding: *Provided*, That interest or other charges heretofore or hereafter collected on loans shall be credited to said revolving fund and shall be available for the purposes of this paragraph.
- 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, purchase of periodicals, directories, and books of reference, purchase and operation of motor-propelled passenger-carrying vehicles, telegraph and telephone services, cost of packing, crating, drayage, and transportation of personal effects of employees upon permanent change of station, expenses of exhibits and of attendance at meetings concerned with the development of Indian arts and crafts, traveling expenses, including payment of actual transportation expenses, not to exceed \$2,500 for printing and binding, and other necessary expenses, \$50,000, of which not to exceed \$16,000 shall be available for personal services in the District of Columbia: *Provided*, That no part of this appropriation shall be used to pay any salary at a rate exceeding \$7,500 per annum.

DEVELOPMENT OF WATER SUPPLY

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, \$110,000.

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, \$215,230, reimbursable, together with \$28,500 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 Appropriations Repeal Act, 1934:

48 Stat. 1227.
31 U. S. C. § 725c.

Miscellaneous projects, \$16,500; Arizona: Ak Chin, \$4,000; Chiu Chui, \$4,000; Fort Apache, \$2,500; Navajo, miscellaneous projects, Arizona and New Mexico, \$44,000, together with \$11,500 (Fruitlands, \$5,000; Ganado, \$1,500; Hogback, \$5,000), collections; Hopi, miscellaneous projects, \$1,500; San Xavier, \$2,000; California: Coachella Valley, \$1,000; Morongo, \$3,000; Pala and Rincon, \$3,000, together with \$500, collections; Colorado: Southern Ute, \$10,000, together with \$6,000, collections; Montana: Tongue River, \$2,250, together with \$1,000, collections; Nevada: Pyramid Lake, \$3,000; Walker River, \$5,500, together with \$500, collections; Western Shoshone, \$8,000, together with \$2,000, collections; New Mexico: Miscellaneous Pueblos, \$25,000; 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, \$70,980: *Provided*, That the foregoing amounts shall be available interchangeably, in the discretion of the Secretary of the Interior, for the necessary expenditures for damages by floods and other unforeseen exigencies, but the amount so interchanged shall not exceed in the aggregate 10 per centum of all the amounts so appropriated: *Provided further*, That the cost of irrigation projects and of operating and maintaining such projects where reimbursement thereof is required by law shall be apportioned on a per-acre basis against the lands under the respective projects and shall be collected by the Secretary of the Interior as required by such law, and any unpaid charges outstanding against such lands shall constitute a first lien thereon which shall be recited in any patent or instrument issued for such lands.

Provisos.
Interchange of amounts.

Apportionment of costs.

For operation and maintenance of the San Carlos project for the irrigation of lands in the Gila River Indian Reservation, Arizona, \$75,000, reimbursable, together with \$130,000 (operation and maintenance collections), and \$220,000 (power revenues), of which latter sum not to exceed \$24,000 shall be available for major repairs in case of unforeseen emergencies caused by fire, flood, or storm, from which amounts, of \$130,000 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, \$425,000.

San Carlos project, Ariz.

48 Stat. 1227.
31 U. S. C. § 725c.

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.

Pima Indians, Ariz.
Subjugation and cropping operations.

For improvement, operation, and maintenance of the pumping plants and irrigation system on the Colorado River Indian Reservation, Arizona, as provided in the Act of April 4, 1910 (36 Stat. 273), \$19,000, reimbursable, together with \$19,000, 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.

Colorado River Indian Reservation, Ariz.

48 Stat. 1227.
31 U. S. C. § 725c.

Operation and maintenance, pumping plants, San Carlos Reservation, Arizona (tribal funds): For the operation and maintenance of pumping plants for the irrigation of lands on the San Carlos Reservation, in Arizona, \$5,000, to be paid from the funds held by the United

San Carlos Reservation, Ariz.

Proviso.

States in trust for the Indians of such reservation: *Provided*, That the sum so used shall be reimbursed to the tribe by the Indians benefited under such rules and regulations as the Secretary of the Interior may prescribe.

Yuma Reservation,
Calif.

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.

Fort Hall irrigation
systems, Idaho.

For improvements, maintenance, and operation of the Fort Hall irrigation systems, Idaho, \$28,000, together with \$25,000, 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.

Fort Belknap Reserva-
tion, Mont.

For maintenance and operation, repairs, and purchase of stored waters, irrigation systems, Fort Belknap Reservation, Montana, \$15,200, reimbursable, together with \$4,200, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Fort Peck project,
Mont.

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, \$14,000, reimbursable, together with \$3,000, from which amount expenditures shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Blackfeet Indian
Reservation, Mont.

For the improvement, maintenance, and operation of the irrigation systems on the Blackfeet Indian Reservation in Montana, \$10,000, reimbursable, together with \$11,000, 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.

Flathead Reserva-
tion, Mont.

For operation and maintenance of the irrigation and power systems on the Flathead Reservation, Montana, \$130,000 (operation and maintenance collections) and \$80,000 (power revenues), from which amounts of \$130,000 and \$80,000, 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, \$210,000.

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, \$5,000, reimbursable, together with \$41,000, 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, Mont., etc.

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.

Newlands project,
Nev.

For payment of annual installment of reclamation charges against Paiute Indian lands within the Newlands reclamation project, Nevada, \$5,381; and for payment in advance, as provided by district law, of operation and maintenance assessments, including assessments for the operation of drains to the Truckee-Carson irrigation district, \$5,565, to be immediately available; in all, \$10,946.

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, \$8,257, of which amount \$7,477 shall be reimbursed in accordance with existing law.

For improvements, maintenance, and operation of miscellaneous irrigation projects on the Klamath Reservation, Oregon, \$2,000, 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.

Klamath Reserva-
tion, Oreg.

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), \$20,000, reimbursable, together with \$38,000, 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.

Uncompahgre, etc.,
Utes in Utah.

For operation and maintenance of the Wapato irrigation and drainage system, and auxiliary units thereof, Yakima Indian Reservation, Washington, \$1,000, reimbursable, together with \$150,000 (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 Reserva-
tion, Wash.
Wapato system.

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
designated 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.

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, \$25,000, reimbursable, together with \$25,000, 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.

Wind River Reser-
vation, Wyo.

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, re-
pair, etc., of designated
projects.

Arizona: Colorado River, as authorized by and in accordance with section 2 of the River and Harbor Act, approved August 30, 1935 (49 Stat. 1039, 1040), including the purchase of electrical energy and the distribution and sale thereof, \$560,000; Navajo, Arizona, and New Mexico, \$255,000; Salt River, \$40,000;

California: Mission, \$8,000; Sacramento, \$26,700; Owens Valley (Carson Agency, Nevada), \$10,000;

Colorado: Southern Ute, \$15,000;

Montana: Crow, \$45,000; Flathead, \$250,000; Fort Belknap, \$6,250; Fort Peck, \$25,000;

Nevada: Carson, \$17,000; Western Shoshone, \$25,000; Walker River, \$5,000; Pyramid Lake, \$125,000;

New Mexico: Pueblo, \$60,000;
 Oregon: Warm Springs, \$5,000;
 Washington: Wapato, \$210,000;
 Wyoming: Wind River, \$40,000;
 Miscellaneous garden tracts, \$45,000;

Surveys, investigations, etc.

For surveys, investigations, and administrative expenses, including personal services in the District of Columbia and elsewhere, and not to exceed \$3,000 for printing and binding, \$135,000;

Total; availability.

In all, \$1,907,950, to be reimbursable in accordance with law, and to be immediately available, which amount, together with the unexpended balances of funds made available under this head in the

54 Stat. 422.

Interior Department Appropriation Act, fiscal year 1941, shall remain available until completion of the projects when the unobligated balances shall revert to the general fund of the Treasury: *Provided*, That the foregoing amounts may be used interchangeably in the discretion of the Secretary of the Interior, but not more than 10 per centum of any specific amount shall be transferred to any other amount, and no appropriation shall be increased by more than 15 per centum.

Proviso.
 Interchange of amounts.

Hulah Dam and Reservoir project.
 49 Stat. 1577.

In aid of the construction, maintenance, and operation of the Hulah Dam and Reservoir project on the Caney River, Oklahoma and Kansas, authorized by the Act of June 22, 1936 (49 Stat. 1571), as amended, for the control of floods in the Verdigris River Valley, the Osage Tribal Council be, and it hereby is, authorized, upon payment of just compensation therefor, and with the approval of the Secretary of the Interior, to release and relinquish to the United States of America such right, interest, and control in and over the minerals reserved to the Osage Tribe by the Act of June 28, 1906 (34 Stat. 539), as amended, as may be found by the Secretary of War to be necessary for the construction, maintenance, and operation of said Hulah Dam and Reservoir project. Construction of said project may be undertaken when the amount of money to be paid to the Osage Tribe as just compensation for the release and relinquishment herein authorized has been agreed upon by the Secretary of War, the Secretary of the Interior, and the Osage Tribal Council. The amount agreed upon as just compensation for the release and relinquishment herein authorized shall be paid by the Secretary of War out of appropriations made for flood control, general, to the Secretary of the Interior for disbursement in the manner provided by section 4 of the Act of June 28, 1906 (34 Stat. 539), as amended, for the disbursement of royalties received from the leasing of minerals owned by the Osage Tribe.

Release of minerals to U. S.

Payment of compensation.

EDUCATION

Support of Indian schools, etc.
Post, p. 833.

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 facilities authorized by treaty provisions, care of Indian children of school age attending public and private schools, and tuition and other assistance for Indian pupils attending public schools, and for the support of Indian museums at Rapid City, South Dakota, and Browning, Montana, \$5,961,590: *Provided*, That not to exceed \$20,000 of this appropriation may be used for the support and education of deaf and dumb or blind, physically handicapped, or mentally deficient Indian children: *Provided further*, That \$60,000 of this appropriation shall be available for subsistence of pupils in reservation and nonreservation boarding schools during summer months: *Provided further*, That not more than \$15,000 of the amount herein appropriated may be expended for the tuition (which may be paid in advance) of Indian pupils attending vocational or higher educational institu-

Provisos.
 Deaf and dumb or blind, etc.

Subsistence of pupils during summer.

Vocational, etc., courses, tuition.

tions, under such rules and regulations as the Secretary of the Interior may prescribe: *Provided further*, That formal contracts shall not be required, for compliance with section 3744 of the Revised Statutes (41 U. S. C. 16), for payment (which may be made from the date of admission) of tuition and for care of Indian pupils attending public and private schools, higher educational institutions, or schools for the deaf and dumb, blind, physically handicapped, or mentally deficient: *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.

Support of Indian schools from tribal funds: For the support of Indian schools, and for other educational purposes, including care of Indian children of school age attending public and private schools, tuition and other assistance for Indian pupils attending public schools, and support and education of deaf and dumb or blind, physically handicapped, or mentally deficient Indian children, there may be expended from Indian tribal funds and from school revenues arising under the Act of May 17, 1926 (25 U. S. C. 155), not more than \$327,750, including not to exceed \$58,750 for payment of tuition for Chippewa Indian children enrolled in public schools and care of children of school age attending private schools in the State of Minnesota, payable from the principal sum on deposit to the credit of the Chippewa Indians in the State of Minnesota arising under section 7 of the Act of January 14, 1889 (25 Stat. 645): *Provided*, That formal contracts shall not be required, for compliance with section 3744 of the Revised Statutes (41 U. S. C. 16), for payment (which may be made from the date of admission) of tuition and for care of Indian pupils attending public schools, or schools for the deaf and dumb, blind, physically handicapped, or mentally deficient.

Education, Osage Nation, Oklahoma (tribal funds): For the education of unallotted Osage Indian children in the Saint Louis Mission Boarding School, Oklahoma, \$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, in accordance with the provisions of the Act of June 18, 1934 (48 Stat. 986), and for apprentice training in manufacturing and other commercial establishments, \$80,000: *Provided*, That not more than \$50,000 of the amount available for the fiscal year 1942 shall be available for loans to Indian students pursuing liberal-arts courses in high schools and colleges: *Provided further*, That advances made under this authorization shall be reimbursed in not to exceed eight years, under such rules and regulations as the Secretary of the Interior may prescribe.

For lease, purchase, repair, and improvement of buildings at Indian schools not otherwise provided for, including the purchase of necessary lands for school purposes and the installation, repair, and improvement of heating, lighting, power, sewer, and water systems in connection therewith, and including not to exceed \$15,000 for 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, \$373,200: *Provided*, That the foregoing appropriation, and appropriations in this Act for repairs and improvements at nonreservation boarding schools, shall be available to provide sponsor's contributions to

Formal contracts not required.

Printing and binding.

Travel expenses, restriction.

Expenditures from tribal funds.

44 Stat. 560.

Chippewa Indian children attending schools in Minnesota.

Proviso.
Formal contracts not required.

Education, Osage Nation, Okla.

Vocational, etc. schools.
Loans for payment of tuition.

25 U. S. C. § 471.
Proviso.
Liberal arts courses.

Reimbursement of advances.

Buildings at Indian schools.

Proviso.
Availability of funds for sponsor's contributions.

projects for the construction, repair, or improvement of Indian school buildings approved by and carried on under funds of the Work Projects Administration or the National Youth Administration.

Nonreservation
boarding schools.
Support, etc., of
Indian pupils.
Post, p. 833.
Phoenix, Ariz.

For support and education of Indian pupils at the following nonreservation 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, \$162,500; for pay of superintendent or other officer in charge, drayage, and general repairs and improvements, \$25,000; in all, \$187,500;

Sherman Institute,
Riverside, Calif.

Sherman Institute, Riverside, California: For six hundred and fifty pupils, including not to exceed \$2,000 for printing and issuing school paper, \$221,000; for pay of superintendent, drayage, and general repairs and improvements, \$23,500; in all, \$244,500;

Haskell Institute,
Lawrence, Kans.

Haskell Institute, Lawrence, Kansas: For six hundred and twenty-five pupils, including not to exceed \$2,500 for printing and issuing school paper, and not to exceed \$6,000 for the purchase of printing equipment, \$212,500; for pay of superintendent, drayage, and general repairs and improvements, including necessary drainage work, \$25,000; in all, \$237,500;

Pipestone, Minn.

Pipestone, Minnesota: For three hundred pupils, \$97,750; for pay of superintendent, drayage, and general repairs and improvements, \$15,000; in all, \$112,750;

Carson City, Nev.

Carson City, Nevada: For five hundred and twenty-five pupils, \$168,500; for pay of principal, drayage, and general repairs and improvements, \$20,000; in all, \$188,500;

Albuquerque, N.
Mex.

Albuquerque, New Mexico: For six hundred pupils, \$204,000; for pay of superintendent or other officer in charge, drayage, and general repairs and improvements, \$25,000; in all, \$229,000;

Santa Fe, N. Mex.

Santa Fe, New Mexico: For three hundred and eighty pupils, \$134,900; for drayage, and general repairs and improvements, \$15,000; in all \$149,900;

Wahpeton, N. Dak.

Wahpeton, North Dakota: For two hundred and seventy pupils, \$88,100; for pay of superintendent, drayage, and general repairs and improvements, \$13,000; in all, \$101,100;

Chilocco, Okla.

Chilocco, Oklahoma: For six hundred and fifty pupils, including not to exceed \$2,000 for printing and issuing school paper, and not to exceed \$6,000 for the purchase of printing equipment, \$221,000; for pay of superintendent, drayage, and general repairs and improvements, \$25,000; in all, \$246,000;

Sequoyah Orphan
Training School,
Okla.

Sequoyah Orphan Training School, near Tahlequah, Oklahoma: For three hundred and fifty orphan Indian children of the State of Oklahoma belonging to the restricted class, \$114,250; for pay of superintendent, drayage, and general repairs and improvements, \$15,000; in all, \$129,250;

Carter Seminary,
Okla.

Carter Seminary, Oklahoma: For one hundred and sixty-five pupils, \$57,525; for pay of principal, drayage, and general repairs and improvements, \$7,000; in all \$64,525;

Euchee, Okla.

Euchee, Oklahoma: For one hundred and fifteen pupils, \$40,525; for pay of principal, drayage, and general repairs and improvements, \$7,000; in all, \$47,525;

Eufaula, Okla.

Eufaula, Oklahoma: For one hundred and forty pupils, \$48,650; for pay of principal, drayage, and general repairs and improvements, \$7,000; in all, \$55,650;

Jones Academy,
Okla.

Jones Academy, Oklahoma: For one hundred and seventy-five pupils, \$61,125; for pay of principal, drayage, and general repairs and improvements, \$7,000; in all, \$68,125;

Wheelock Academy, Oklahoma: For one hundred and thirty pupils, \$45,050; for pay of principal, drayage, and general repairs and improvements, \$7,000; in all, \$52,050;

Wheelock Academy, Okla.

Chemawa, Oregon: For four hundred and fifty pupils, including not to exceed \$1,000 for printing and issuing school paper, \$152,250; for pay of superintendent, drayage, and general repairs and improvements, \$20,000; in all, \$172,250;

Chemawa, Oreg.

Flandreau, South Dakota: For four hundred and fifty pupils, \$159,750; for pay of superintendent, drayage, and general repairs and improvements, \$19,000; in all, \$178,750;

Flandreau, S. Dak.

Pierre, South Dakota: For three hundred pupils, \$97,750; for pay of superintendent, drayage, and general repairs and improvements, \$15,000; in all, \$112,750;

Pierre, S. Dak.

In all, for above-named nonreservation boarding schools, not to exceed \$2,577,625: *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.

Proviso.
Interchange of amounts.

Report to Congress.

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, \$395,000, to be expended in the discretion of the Secretary of the Interior and under rules and regulations to be prescribed by him: *Provided*, That not to exceed \$21,500 may be expended for the payment of salaries of public-school teachers, employed by the State, county, or district in special Indian day schools in full-blooded Indian communities, where there are not adequate white day schools available for their attendance.

Tuition for Indian pupils attending public schools, etc.
Post, p. 833.

Proviso.
Salaries of certain public-school teachers.

Natives in Alaska: To enable the Secretary of the Interior, in his discretion and under his direction, to provide for support and education and relief of destitution of the Eskimos, Aleuts, Indians, and other natives of Alaska, including necessary traveling expenses of pupils to and from boarding schools in Alaska; purchase, repair, and rental of school buildings, including purchase of necessary lands; textbooks and industrial apparatus; pay and necessary traveling expenses of superintendents, teachers, physicians, and other employees; repair, equipment, maintenance, and operation of vessels; and all other necessary miscellaneous expenses which are not included under the above special heads, \$1,044,495, to be immediately available and to remain available until June 30, 1943: *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.
Post, pp. 826, 833.

Proviso.
Report to Congress.

CONSERVATION OF HEALTH

For conservation of health among Indians, including equipment, materials, and supplies; repairs and improvements to buildings and plants; compensation and traveling expenses of officers and employees and renting of quarters for them when necessary; transportation of patients and attendants to and from hospitals and sanatoria; returning to their former homes and interring the remains of deceased patients; and not exceeding \$25,000 for clinical surveys and general medical research in connection with tuberculosis, trachoma, and venereal and other disease conditions among Indians, including cooperation with State and other organizations engaged

Post, p. 833.

Clinical surveys and general medical research.

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, \$5,359,805, including not to exceed \$4,000,040 for the following-named hospitals and sanatoria:

Allotments to specified hospitals and sanatoria.

Arizona: Indian Oasis Hospital, \$31,600; Kayenta Sanatorium, \$52,960; Navajo Medical Center, \$296,170; Phoenix Sanatorium, \$111,540; Pima Hospital, \$36,400; Truxton Canyon Hospital, \$14,746; Western Navajo Hospital, \$36,660; Chin Lee Hospital, \$17,700; Fort Apache Hospital, \$30,155; Hopi Hospital, \$43,916; Leupp Hospital, \$28,340; San Carlos Hospital, \$33,260; Tohatchi Hospital, \$19,120; Colorado River Hospital, \$23,672; San Xavier Sanatorium, \$46,432; Phoenix Hospital, \$47,090; Winslow Sanatorium, \$64,945;

California: Hoopa Valley Hospital, \$29,736; Soboba Hospital, \$27,112; Fort Yuma Hospital, \$22,960;

Colorado: Ute Mountain Hospital, \$16,152; Edward T. Taylor Hospital, \$28,440;

Idaho: Fort Lapwai Sanatorium, \$98,030; Fort Hall Hospitals, \$15,080;

Iowa: Sac and Fox Sanatorium, \$77,230;

Minnesota: Pipestone Hospital, \$24,472; Cass Lake Hospital, \$31,920; Fond du Lac Hospital, \$26,560; Red Lake Hospital, \$23,692; White Earth Hospital, \$24,336;

Mississippi: Choctaw Hospital, \$27,392;

Montana: Blackfeet Hospital, \$50,372; Fort Peck Hospital, \$27,180; Crow Hospital, \$38,440; Fort Belknap Hospital, \$38,908; Tongue River Hospital, \$31,972;

Nebraska: Winnebago Hospital, \$49,546;

Nevada: Carson Hospital, \$28,972; Walker River Hospital, \$27,036; Western Shoshone Hospital, \$21,552;

New Mexico: Albuquerque Sanatorium, \$111,915; Jicarilla Hospital and Sanatorium, \$67,616; Mescalero Hospital, \$25,220; Eastern Navajo Hospital, \$63,200; Northern Navajo Hospital, \$50,885; Taos Hospital, \$17,000; Zuni Hospital, \$33,000; Albuquerque Hospital, \$53,472; Charles H. Burke Hospital, \$30,476; Santa Fe Hospital, \$45,192; Toadlena Hospital, \$13,000;

North Carolina: Cherokee Hospital, \$25,000;

North Dakota: Turtle Mountain Hospital, \$46,700; Fort Berthold Hospital, \$19,440; Fort Totten Hospital, \$24,440; Standing Rock Hospital, \$36,000;

Oklahoma: Cheyenne and Arapahoe Hospital, \$37,476; Talihina Sanatorium and Hospital, \$203,604; Shawnee Sanatorium, \$112,940; Claremore Hospital, \$83,620; Clinton Hospital, \$23,080; Pawnee and Ponca Hospital, \$43,032; Kiowa Hospital, \$151,400; William W. Hastings Hospital, \$76,715;

Oregon: Warm Springs Hospital, \$20,720;

South Dakota: Crow Creek Hospital, \$22,960; Pine Ridge Hospitals, \$63,787; Rosebud Hospital, \$54,740; Yankton Hospital, \$24,736; Cheyenne River Hospital, \$39,520; Sioux Sanatorium, \$149,960; Sisseton Hospital, \$37,440;

Utah: Uintah Hospital, \$31,976;

Washington: Yakima Sanatorium, \$42,216; Tacoma Sanatorium, \$233,930; Tulalip Hospital, \$12,600; Colville Hospital, \$40,232;

Wisconsin: Hayward Hospital, \$41,496; Tomah Hospital, \$35,428;

Wyoming: Wind River Hospital, \$32,080;

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

Provided, Interchange of amounts.

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 of the Interior 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.

Contributions by nonreservation boarding schools.

Collection of fees.

Medical relief in Alaska: To enable the Secretary of the Interior, in his discretion and under his direction through the Bureau of Indian Affairs, with the advice and cooperation of the Public Health Service, to provide for the medical and sanitary relief of the Eskimos, Aleuts, Indians, and other natives of Alaska; purchase, repair, rental, and equipment of hospital buildings; books and surgical apparatus; pay and necessary traveling expenses of physicians, nurses, and other employees, and all other necessary miscellaneous expenses which are not included under the above special heads, \$519,810, to be available immediately and to remain available until June 30, 1943.

Medical relief in Alaska.
Post, p. 826.

GENERAL SUPPORT AND ADMINISTRATION

For general administration of Indian property, including pay of employees authorized by continuing or permanent treaty provisions, \$2,615,720: *Provided*, That in the discretion of the Secretary of the Interior, 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.

Post, p. 833.

Proviso.
Collection of fees.

For general support and rehabilitation of needy Indians in the United States, \$1,150,000, of which amount not to exceed \$1,000 shall be available for expenses of Indians participating in folk festivals, and not to exceed \$57,500 shall be available for administrative expenses incident thereto, including personal services in the District of Columbia (not to exceed \$42,500) and elsewhere, and printing and binding (not to exceed \$250).

Support, etc., of needy Indians.

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, \$90,740, to be immediately available, and to remain available until June 30, 1943.

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:

Support of Indians, etc., under specified agencies.

Arizona: Fort Apache, \$60,000; Navajo, \$14,900, 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), \$300; San Carlos, \$60,000; Truxton Cañon, \$10,000; in all, \$145,200;

California: Mission, \$39,900, of which amount \$4,000 shall be available for payment of the salary and expenses of an agent employed under a contract approved by the Secretary of the Interior;

Colorado: Consolidated Ute (Southern Ute) \$20,000, together with the unexpended balance of the appropriations under this head for

54 Stat. 428.

the fiscal year 1941, including the purchase of land, the subjugation thereof, and the construction of improvements thereon;

Idaho: Northern Idaho (Coeur d'Alene), \$2,000, for the construction of a church;

Iowa: Sac and Fox, \$1,500;

Minnesota: Consolidated Chippewa, \$1,600 for salary and incidental expenses of the secretary of the tribal executive committee;

Montana: Flathead, \$24,000;

Nevada: Western Shoshone, \$2,000;

North Carolina: Cherokee, including the construction of a community building, \$13,000;

Oklahoma: Pawnee (Ponca), \$400; Seminole: The unexpended balance of the appropriation of \$7,787 from tribal funds of the Seminole Indians, Oklahoma, contained in the Interior Department Appropriation Act, fiscal year 1940, for reconstruction of a community house, and continued available until June 30, 1941, by the Interior Department Appropriation Act, 1941, is hereby continued available for the same purposes until expended;

Oregon: Klamath, \$110,000, 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 of the Interior in accordance with existing law;

Utah: Uintah and Ouray, \$28,500 (Uintah, \$11,000, of which amount not to exceed \$4,000 shall be available for the payment of an agent employed under a contract approved by the Secretary of the Interior; Kaibab, \$15,000; Paiute, \$2,500);

Washington: Colville, \$5,480; Puyallup, \$1,000 for upkeep of the Puyallup Indian cemetery; Taholah (Makah), \$9,500; Yakima, \$1,300 (Yakima, \$300; Lummi, \$1,000); Tulalip, \$1,000; Swinomish, \$500; in all, \$18,780;

Wisconsin: Keshena, \$77,900, including \$25,000, of which not exceeding \$5,000 shall be available for general relief purposes and not exceeding \$20,000 for monthly allowances, under such rules and regulations as the Secretary of the Interior may prescribe, to old and indigent members of the Menominee Tribe who reside with relatives or friends: *Provided*, That not 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;

In all, not to exceed \$484,780.

Shoshone Indians, Wyoming (tribal funds): Pursuant to authority contained in section 3 (c) of the Act of Congress, approved July 27, 1939 (53 Stat. 1128), there is hereby made available until expended the balance remaining in the Shoshone judgment fund for the purposes and under the conditions set forth in said section.

Relief of Chippewa Indians in Minnesota (tribal funds): Not to exceed \$35,000 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 of the Interior, in aiding indigent Chippewa Indians including boarding-home care of pupils attending public or high schools.

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, trans-

53 Stat. 706.

54 Stat. 426.

Post, p. 552.

Proviso.
Salaries, etc., of
Menominee tribal officers.

Shoshone Indians,
Wyo.
Establishment of
productive enterprises.
25 U. S. C. § 573 (c).

Chippewa Indians,
Minn.

Relief of needy Indians.

portation, 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, United States Revised Statutes, or to the Act of May 27, 1930 (46 Stat. 391), as amended.

Compensation and expenses of attorney, Red Lake Indians, Minnesota (tribal funds): For compensation and expenses of an attorney or attorneys employed by the Red Lake Band of Chippewa Indians under a contract approved by the Secretary of the Interior, \$10,000, payable from any funds on deposit to the credit of said Indians, and the amount herein appropriated shall be available for compensation earned and expenses incurred during the period covered by said contract.

Expenses of tribal officers, Five Civilized Tribes, Oklahoma (tribal funds): For the current fiscal year money may be expended from the tribal funds of the Choctaw, Chickasaw, Creek, and Seminole Tribes for equalization of allotments, per capita, and other payments authorized by law to individual members of the respective tribes, salaries and contingent expenses of the governor of the Chickasaw Nation and chief of the Choctaw Nation, one mining trustee for the Choctaw and Chickasaw Nations, at salaries of \$3,000 each for the said governor, said chief, and said mining trustee, chief of the Creek Nation at \$600 and one attorney each for the Choctaw and Chickasaw Tribes employed under contract approved by the President under existing law: *Provided*, That the expenses of the above-named officials shall be determined and limited by the Commissioner of Indian Affairs at not to exceed \$2,500 each.

Support of Osage Agency and pay of tribal officers, Oklahoma (tribal funds): For the support of the Osage Agency, and for necessary expenses in connection with oil and gas production on the Osage Reservation, Oklahoma, including pay of necessary employees, the tribal attorney and his stenographer, one special attorney in tax and other matters, and pay of tribal officers; payment of damages to individual allottees; repairs to buildings, rent of quarters for employees, traveling expenses, printing, telegraphing, and telephoning, and purchase, repair, and operation of automobiles, \$184,080, payable from funds held by the United States in trust for the Osage Tribe of Indians in Oklahoma: *Provided*, That not more than \$1,800 may be used for the employment of a curator for the Osage Museum, which employee shall be an Osage Indian and shall be appointed without regard to civil-service laws and regulations upon the recommendation of the Osage tribal council: *Provided further*, That this appropriation shall be available, for traveling and other expenses, including not to exceed \$5 per diem in lieu of subsistence, and not to exceed 5 cents per mile for use of personally owned automobiles, of members of the tribal council and other members of the tribe, when engaged on tribal business, including visits to the District of Columbia when duly authorized or approved in advance by the Commissioner of Indian Affairs.

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 \$5 per diem in lieu of subsistence, and not to exceed 5 cents per mile for use of personally owned automobiles, and including not more than \$15,000 for visits to Washington, District of Columbia, when duly authorized or approved in advance by the Commissioner of Indian Affairs, \$35,000, payable from funds on deposit to the credit

Proviso.
41 U. S. C. § 5.
18 U. S. C. §§ 744a-744h.

Red Lake Indians,
Minn.

Five Civilized
Tribes, Okla.
Expenses of tribal
officers.

Proviso.

Osage Agency, Okla.

Proviso.
Curator, Osage Mu-
seum.

Traveling expenses,
etc.

Proviso.
Limitation on ex-
penditures.

Visits to Washing-
ton, D. C.

of the particular tribe interested: *Provided*, That, except for the Navajo Tribe, not more than \$5,000 shall be expended from the funds of any one tribe or band of Indians for the purposes herein specified: *Provided further*, That no part of this appropriation, 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 Washington, for more than a fifteen-day period, unless the Secretary of the Interior shall in writing approve a longer period.

Yankton Sioux In-
dians, S. Dak.

Compensation and expenses of attorneys, Yankton Sioux Indians, South Dakota (tribal funds): Not to exceed \$2,500 of the funds on deposit to the credit of the Yankton Sioux Indians, South Dakota, is hereby made available for the payment of the compensation and expenses of an attorney or attorneys employed by the Yankton Tribe under a contract approved by the Secretary of the Interior.

Makah Reservation,
Wash.

Expenses of attorneys, Makah Reservation, Washington (tribal funds): Not to exceed \$1,700 of the funds on deposit to the credit of the Makah Indians, Washington, is hereby made available for the fiscal years 1941 and 1942 for payment of the compensation and expenses of an attorney employed by the Makah Tribe under a contract executed August 7, 1940, and approved by the Secretary of the Interior in accordance with law.

Ponca Indians,
Okla.

Expenses of attorneys, Ponca Indians, Oklahoma (tribal funds): Not to exceed \$500 of the funds on deposit to the credit of the Ponca Indians, Oklahoma, is hereby made available for expenses of attorneys employed by the Ponca Tribe under a contract approved by the Secretary of the Interior, such sum to be available during the period of the contract.

Pawnee Indians,
Okla.

Expenses of attorneys, Pawnee Indians, Oklahoma (tribal funds): Not to exceed \$1,500 of the funds on deposit to the credit of the Pawnee Indians, Oklahoma, is hereby made available for expenses of an attorney employed by the Pawnee Tribe under a contract approved by the Secretary of the Interior, such sum to be available during the period of the contract.

Apache, Kiowa, and
Comanche Indians,
Okla.

Per capita payment to members of the Apache, Kiowa, and Comanche Indians in Oklahoma (tribal funds): The Secretary of the Interior is hereby authorized to withdraw as much as may be necessary from any available funds on deposit in the Treasury of the United States to the credit of the Apache, Kiowa, and Comanche Indians in Oklahoma, to make immediately therefrom a payment of not to exceed \$20 to each member of the Apache, Kiowa, and Comanche Tribes living on the date of the approval of this Act, which payment shall be credited to the individual account of each Indian to be expended in accordance with the individual Indian money regulations prescribed by the Secretary of the Interior.

ROADS AND BRIDGES

Gallup-Shi-
brock Highway,
N. Mex.
Ante, p. 207.

Proviso.

Reservation roads.

For maintenance and repair of that portion of the Gallup-Shi-
brock Highway within the Navajo Reservation, New Mexico, including the purchase of machinery, \$20,000, reimbursable: *Pro-
vided*, That other than for supervision and engineering only Indian labor shall be employed for such maintenance and repair work.

For construction, improvement, repair, and maintenance of Indian reservation roads under the provisions of the Acts of May 26, 1928 (25 U. S. C. 318a), as supplemented and amended, and September 5, 1940 (Public, No. 780), \$2,450,000, to be immediately available and to remain available until expended: *Provided*, That not to exceed \$12,000 of the foregoing amount may be expended for per-

45 Stat. 750.
54 Stat. 870.
25 U. S. C. § 318b.

Proviso.
Personal services.

sonal services in the District of Columbia: *Provided further*, That not to exceed \$100,000 of this appropriation shall be available for purchase, lease, construction, or repair of structures for housing road materials, supplies, and equipment, and for quarters for road crews but the cost of any structure erected hereunder shall not exceed \$7,500.

Structures for housing road materials, etc.

CONSTRUCTION AND REPAIR

For the construction, repair, or rehabilitation of school, agency, hospital, or other buildings and utilities, including the purchase of land and the acquisition of easements or rights-of-way when necessary, and including the purchase of furniture, furnishings, and equipment, as follows:

School, agency, hospital, etc., buildings and utilities.
Post, pp. 826, 833.

Alaska: Quarters, \$12,000; hospital and quarters, \$250,000;
Blackfeet, Montana: Employee's dwelling, \$7,500;
Carson, Nevada: General repairs and improvements, \$25,000;
Cheyenne and Arapahoe, Oklahoma: Dormitory facilities, \$75,000; employee's dwelling, \$7,000;
Colorado River, Arizona: Employees' dwellings, \$14,000;
Crow Creek, South Dakota: Employees' dwellings, \$14,000; warehouse, \$3,600; improvements to utilities, \$28,000; general repairs and improvements, \$10,000;
Five Civilized Tribes, Oklahoma: Dormitory facilities and quarters, Jones Academy, \$75,000;
Flathead, Montana: Improvements to utilities, \$13,000;
Fort Apache, Arizona: Remodeling and improving boarding school facilities, \$28,000;
Fort Berthold, North Dakota: Improvements to utilities, \$22,000; employee's dwelling, \$7,500;
Hoopa Valley, California: Improvements to utilities, \$25,000;
Hopi, Arizona: Improvements to utilities, \$24,000;
Kiowa, Oklahoma: Remodeling dormitory, Riverside School, \$20,000; dormitory facilities and quarters (Fort Sill School), \$75,000; dormitory facilities and quarters (Riverside School), \$75,000;
Klamath, Oregon: Employees' dwellings, \$15,000;
Navajo, Arizona: Quarters and miscellaneous structures, \$35,000;
Pima, Arizona: Employees' dwellings, \$9,000;
Red Lake, Minnesota: Employee's dwelling, \$7,500;
Sherman, California: Improvements to utilities, \$25,000;
Tacoma, Washington: Sanatorium and general hospital plant, \$800,000;
Warm Springs, Oregon: Employees' dwellings, \$15,000;
Winnebago, Nebraska: Employees' building, \$29,900;

For administrative expenses, including personal services in the District of Columbia (not exceeding \$60,000) and elsewhere; not to exceed \$2,500 for printing and binding; purchase of periodicals, directories, and books of reference; purchase and operation of motor-propelled passenger-carrying vehicles; traveling expenses of employees; rent of office and storage space; telegraph and telephone tolls; and all other necessary expenses not specifically authorized herein, \$130,000; in all, \$1,877,000, to be immediately available and to remain available until completion of the projects when the unobligated balances shall revert to the general fund of the Treasury: *Provided*, That not to exceed 10 per centum of the amount of any specific authorization may be transferred, in the discretion of the Commissioner of Indian Affairs, to the amount of any other specific authorization, but no limitation shall be increased more than 10 per

Administrative expenses.

Prorisos.
Transfer of amounts.

Inchelium, Wash.,
school facilities.

centum by any such transfer: *Provided further*, That the appropriation made in the Third Deficiency Appropriation Act, 1939 (53 Stat. 1316), to provide Indian school and agency facilities at Inchelium, Washington, shall be available for the construction and equipment of school facilities without regard to the requirements of the proviso attached thereto.

Minnesota public-
school districts.

For cooperation with public-school districts in the State of Minnesota in the construction, extension, equipment, and improvement of public-school facilities as authorized by and in conformity with the Act of July 1, 1940 (Public, Numbered 696), and the Act of October 8, 1940 (Public, Numbered 804), \$185,500, as follows: Independent School District Numbered 5, Cass County, \$65,000; Naytahwaush, Independent School District Numbered 29, Mahnomen County, \$19,000; Inger, District Numbered 6 (Deer River), Itasca County, \$7,000; Lake Lena, District Numbered 2, Pine County, \$12,500; Vermillion Lake, Tower-Soudan District, Saint Louis County, \$7,000; Beaulieu, unorganized district, Mahnomen County, \$12,500; Jack Pine, unorganized district, Clearwater County, \$7,000; Nett Lake, unorganized district, Saint Louis-Koochiching Counties, \$37,500; Pine Point, unorganized district, Becker County, \$3,000; Squaw Point, unorganized district, Cass County, \$15,000.

54 Stat. 707, 1020.

ANNUITIES AND PER CAPITA PAYMENTS

Senecas, N. Y.

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.

Six Nations, N. Y.

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.

7 Stat. 46.

Choctaws, Okla.

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.

7 Stat. 99.
11 Stat. 614.

7 Stat. 213.

7 Stat. 212, 236.

7 Stat. 235.

Pawnees, Okla.

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.

11 Stat. 729; 27 Stat.
644.

Indians of Sioux
reservations.

For payment of Sioux benefits to Indians of the Sioux reservations, as authorized by the Act of March 2, 1889 (25 Stat. 895), as amended, \$225,000.

Interest on trust
funds, payments.

For payment of interest on moneys held in trust for the several Indian tribes, as authorized by various Acts of Congress, \$725,000.

Availability of funds
for purchase of sup-
plies, etc.

Appropriations herein made for the support of Indians and administration of Indian property, the support of schools, including non-reservation boarding schools and for conservation of health among Indians shall be available for the 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.

Appropriations made for the Indian Service for the fiscal year 1942 shall be available for travel expenses of employees on official business; the purchase of ice, and the purchase of rubber boots for official use of employees.

Travel expenses, etc.

The appropriations available for expenditure for the benefit of the natives of Alaska may be used for the payment of traveling expenses of new appointees from Seattle, Washington, or from any point within Alaska, to their posts of duty in Alaska, and of traveling expenses, packing, crating, and transportation (including drayage) of personal effects of employees upon permanent change of station within Alaska, under regulations to be prescribed by the Secretary of the Interior.

Alaska.
Traveling expenses of new appointees.

BUREAU OF RECLAMATION

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:

Sums appropriated from reclamation fund.
32 Stat. 388.

Salaries and expenses: For the Commissioner of Reclamation and other personal services in the District of Columbia, \$110,000; for travel and other necessary expenses, \$32,000, including not to exceed \$15,000 for printing and binding; in all, \$142,000;

Administrative provisions and limitations: For all expenditures authorized by the Act of June 17, 1902, and Acts amendatory thereof or supplementary thereto, known as the reclamation law, and all other Acts under which expenditures from said fund are authorized, including not to exceed \$100,000 for personal services and \$15,000 for other expenses in the office of the chief engineer, \$20,000 for telegraph, telephone, and other communication service, \$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 establishment, 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 and exchange 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 of the Interior; payment of rewards, when specifically authorized by the Secretary of the Interior, for information leading to the apprehension and conviction of persons found guilty of the theft, damage, or destruction of public property: *Provided*, That 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

32 Stat. 388.
43 U. S. C. § 391.

Establishment of branch office in Denver, Colo.

Vehicles.

Rewards.

Proviso.
Restriction where district is in arrears.

Lands in arrears.

arrears for more than twelve months in the payment of any charges due the United States, and no part of any sum provided for in this Act for such purpose shall be used for the irrigation of any lands which have contracted with the Bureau of Reclamation and which are in arrears for more than twelve months in the payment of any charges due from said lands to the United States;

Examination and inspection of projects, etc.

Examination and inspection of projects and operation and maintenance of reserved works: For examination of accounts and inspection of the works of various projects and divisions of projects operated and maintained by irrigation districts or water users' associations, and bookkeeping, accounting, clerical, legal, and other expenses incurred in accordance with contract provisions for the repayment of such expenses by the districts or associations; and for operation and maintenance of the reserved works of a project or division of a project when irrigation districts, water users' associations, or Warren Act contractors have contracted to pay in advance but have failed to pay their proportionate share of the cost of such operation and maintenance, to be expended under regulations to be prescribed by the Secretary of the Interior, the unexpended balance of the appropriation for this purpose for the fiscal year 1941, is continued available for the same purpose for the fiscal year 1942;

36 Stat. 925.
43 U. S. C. §§ 523-525.

Yuma, Ariz.-Calif.
Proviso.

Yuma project, Arizona-California: For operation and maintenance, \$67,000: *Provided*, That not to exceed \$25,000 from the power revenues shall be available during the fiscal year 1942 for the operation and maintenance of the commercial system;

Colorado-Big Thompson, Colo.

Colorado-Big Thompson project, Colorado: Not to exceed \$100,000 from power revenues shall be available during the fiscal year 1942 for the operation and maintenance of the power system;

Boise, Idaho.
Minidoka, Idaho.
Post, p. 751.
Proviso.

Boise project, Idaho: For operation and maintenance, \$70,000; Minidoka project, Idaho: For operation and maintenance, reserved works, \$11,600: *Provided*, That not to exceed \$88,400 from the power revenues shall be available during the fiscal year 1942 for the operation of the commercial system; and not to exceed \$100,000 from power revenues shall be available during the fiscal year 1942 for continuation of construction, south side division;

Buffalo Rapids, Mont.

Buffalo Rapids project, Montana: For operation and maintenance, \$25,000;

North Platte, Nebr.-Wyo.

North Platte project, Nebraska-Wyoming: Not to exceed \$75,000 from the power revenues shall be available during the fiscal year 1942, for the operation and maintenance of the commercial system; and not to exceed \$6,000 from power revenues allocated to the Northport irrigation district under subsection I, section 4, of the Act of December 5, 1924 (43 U. S. C. 501), shall be available during the fiscal year 1942 for payment on behalf of the Northport irrigation district, to the Farmers' irrigation district for carriage of water; and not to exceed \$25,000 from power revenues shall be available for betterments and additions to the power system;

43 Stat. 703.

Rio Grande, N. Mex.-Tex.
Proviso.

Rio Grande project, New Mexico-Texas: For operation and maintenance, \$45,000: *Provided*, That not to exceed \$50,000 from power revenues shall be available during the fiscal year 1942 for the operation and maintenance of the power system;

Owyhee, Oreg.
Klamath, Oreg.-Calif.
Proviso.

Owyhee project, Oregon: For operation and maintenance, \$141,000; Klamath project, Oregon-California: For operation and maintenance, \$68,000: *Provided*, That revenues received from the lease of marginal lands, Tule Lake division, shall be available for refunds to the lessees in such cases where it becomes necessary to make refunds because of flooding or other reasons within the terms of such leases;

Yakima, Wash.
Proviso.

Yakima project, Washington: For operation and maintenance, \$240,000: *Provided*, That not to exceed \$25,000 from power revenues

shall be available during the fiscal year 1942 for operation and maintenance of the power system;

Kendrick project, Wyoming: Not to exceed \$100,000 from the power revenues shall be available during the fiscal year 1942 for the operation and maintenance of the power system;

Kendrick, Wyo.

Riverton project, Wyoming: For operation and maintenance, \$50,000: *Provided*, That not to exceed \$40,000 from the power revenues shall be available during the fiscal year 1942 for the operation and maintenance of the commercial system;

Riverton, Wyo.
Proviso.

Shoshone project, Wyoming: For operation and maintenance, Willwood division, \$15,000: *Provided*, That not to exceed \$30,000 from power revenues shall be available during the fiscal year 1942 for the operation and maintenance of the commercial system;

Shoshone, Wyo.
Proviso.

Secondary and economic investigations: For cooperative and general investigations, including investigations necessary to determine the economic conditions and financial feasibility of projects and investigations and other activities relating to the reorganization, settlement of lands, and financial adjustments of existing projects, including examination of soils, classification of land, land-settlement activities, including advertising in newspapers and other publications, and obtaining general economic and settlement data, \$25,000, together with the unexpended balance of the appropriation for these purposes for the fiscal year 1941: *Provided*, That the expenditures from this appropriation for any reclamation project shall be considered as supplementary to the appropriation for that project and shall be accounted for and returned to the reclamation fund as other expenditures under the Reclamation Act: *Provided further*, That the expenditure of any sums from this appropriation for investigations of any nature requested by States, municipalities, or other interests shall be upon the basis of the State, municipality, or other interest advancing at least 50 per centum of the estimated cost of such investigation;

Secondary and economic investigations.

54 Stat. 434.
Proviso.
Expenditures considered supplementary.

Division of expenses for State, etc., investigations.

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 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, \$35,000;

Operation and maintenance administration.

43 U. S. C. §§ 424-424e.

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 1942, 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 1942 exceed the whole amount in the reclamation fund for the fiscal year;

Limitation of expenditures.

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

Interchange of appropriations.

available for expenditure by further transfer of appropriation from any of said projects upon approval of the Secretary of the Interior;

Construction of designated projects.

Construction: For commencement and 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 for projects 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, all to be reimbursable under the reclamation law, and to remain available until expended:

Ante, p. 331.

Paonia project, Colorado, \$600,000;

Uncompahgre project, Colorado, \$80,000;

Proviso.

Boise project, Idaho, Payette division, \$1,500,000: *Provided*, That such part of the storage capacity of the Cascade Reservoir, and the costs thereof, shall be reserved for other irrigation or power developments in and adjacent to the Boise project, as shall be determined by the Secretary of the Interior;

Post, p. 751.

Minidoka project, Idaho, \$50,000;

Sun River project, Montana, \$100,000;

Carlsbad project, New Mexico, \$100,000;

Deschutes project, Oregon, \$1,000,000;

Owyhee project, Oregon, \$200,000;

Klamath project, Oregon-California, \$500,000;

Ogden River project, Utah, \$60,000;

Proviso.

Yakima project, Washington, Sunnyside division, \$100,000, for betterment construction of irrigation works serving lands in Sunnyside Valley irrigation district: *Provided*, That no expenditure from this appropriation shall be made unless and until said district has entered into a contract with the United States, upon terms and conditions satisfactory to the Secretary of the Interior, providing for the repayment of expenditures from this appropriation in not to exceed twenty annual installments and for the settlement of controversies between said district and its water users and the United States;

Kendrick project, Wyoming, \$265,000;

Riverton project, Wyoming, \$100,000;

Shoshone project, Wyoming: Heart Mountain division, \$350,000; Power division, \$300,000; Willwood division, \$57,000;

General investigations.

General investigations: To enable the Secretary of the Interior, through the Bureau of Reclamation, to carry on engineering and economic investigations of proposed Federal reclamation projects, surveys for reconstruction, rehabilitation, or extensions of existing projects, and studies of water conservation and development plans, including Colorado River Basin investigations, such investigations, surveys, and studies to be carried on by said Bureau either independently, or, if deemed advisable by the Secretary of the Interior, in cooperation with State agencies and other Federal agencies, including the Corps of Engineers, National Resources Planning Board, and the Federal Power Commission, \$500,000;

Administrative expenses.

For administrative expenses on account of the above projects, including personal services (not to exceed \$90,000) and other expenses in the District of Columbia and personal services and other expenses in the field, \$575,000;

Total.
Public Works Administration.

Total, construction, from reclamation fund, \$6,437,000.

Allotments, etc., continued available.

48 Stat. 195.
40 U. S. C. §§ 401-414.

The Public Works Administration allotments made available to the Department of the Interior, Bureau of Reclamation, pursuant to the National Industrial Recovery Act of June 16, 1933, either by direct allotments or by transfer of allotments originally made to

another Department or agency, and the allocations made to the Department of the Interior, Bureau of Reclamation, from the appropriation contained in the Emergency Relief Appropriation Act of 1935, the Emergency Relief Appropriation Act of 1937, and the Public Works Administration Appropriation Act of 1938, shall remain available for the purposes for which allotted during the fiscal year 1942: *Provided*, That \$25,000 of any unobligated balances of allotments under the Emergency Relief Appropriation Act, 1935, available to the Bureau of Reclamation may be transferred to the Vale project, Oregon, (Official Project 05-9) for expenditure in the same manner as appropriations contained in this Act for the construction of reclamation projects.

Total, from reclamation fund, \$7,371,600.

To defray the cost of operating and maintaining the Colorado River front work and levee system adjacent to the Yuma Federal irrigation project in Arizona and California, subject only to section 4 of the Act entitled "An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes", approved January 21, 1927 (44 Stat. 1010), as amended by the Act of July 1, 1940 (54 Stat. 708), \$50,000, together with the unexpended balance of the appropriation for the fiscal year 1941.

Colorado River Development Fund: 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), \$250,000 from the Colorado River Development Fund, 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 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), and, subject to approval of plans therefor by the Secretary of the Interior, for construction of and equipment for (1) a school building and grounds, (2) an emergency hospital, and (3) recreation grounds, in Boulder City, to be operated and maintained under regulations to be prescribed by said Secretary; \$5,000,000, 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 \$750,000 for operation, maintenance, and replacements of the Boulder Dam power plant, and other facilities, including payment to the Boulder City School District, as reimbursement for instruction during the 1941-1942 school year in the schools operated by said district of each

49 Stat. 115; 50 Stat. 352; 52 Stat. 816.

Proviso.
Transfer of funds to Vale project, Oreg.

Total.

Colorado River front work and levee system.

44 Stat. 1016.

54 Stat. 436.

Colorado River Development Fund.

43 U. S. C. § 618a.

Note, p. 331.

Construction, etc.
Post, pp. 762, 826.

Acquisition of lands, etc.

45 Stat. 1057.

Reimbursement of school district for instruction.

- 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 of the Interior, which amounts of \$5,000,000 and \$750,000 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;
- Personal services.
Ante, p. 331.
- Construction, etc.
Boulder Canyon project (All-American Canal): For continuation of construction of a diversion dam, and main canal (and appurtenant structures including distribution and drainage systems) located entirely within the United States connecting the diversion dam with the Imperial and Coachella Valleys in California; to acquire by proceedings in eminent domain, or otherwise, all lands, rights-of-way, and other property necessary for such purposes; and for incidental operations, as authorized by the Boulder Canyon Project Act, approved December 21, 1928 (43 U. S. C., ch. 12A); to be immediately available and to remain available until advanced to the Colorado River Dam fund, \$2,000,000, which amount shall be available for personal services in the District of Columbia (not to exceed \$5,000) and in the field and for all other objects of expenditure that are specified for projects hereinbefore included in this Act under the caption "Bureau of Reclamation, Administrative provisions and limitations", without regard to the amounts of the limitations therein set forth;
- Acquisition of lands, etc.
45 Stat. 1057.
- Personal services.
Ante, p. 331.

GENERAL FUND, CONSTRUCTION

- Construction of designated projects, etc.
Ante, p. 331.
- Bullshead, Ariz.-Nev.
53 Stat. 1193.
43 U. S. C. § 485h.
- Post*, p. 827.
- Post*, p. 827.
- Post*, p. 751.
- Grand Coulee Dam.
Post, p. 751.
- For commencement and 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:
- Bullshead project, Arizona-Nevada, \$4,000,000, for the purposes and substantially in accordance with the report thereon heretofore submitted under section 9 of the Reclamation Project Act of 1939, and subject to the terms of the Colorado River Compact;
- Gila project, Arizona, \$500,000;
- Parker Dam Power project, Arizona-California, \$6,000,000;
- Central Valley project, California, \$34,750,000;
- Colorado-Big Thompson project, Colorado, \$3,000,000;
- San Luis Valley project, Colorado: For further investigations, exploratory and preparatory work, \$110,000;
- Boise project, Idaho, Anderson Ranch (formerly Twin Springs Dam and Snake River pumping plant), \$750,000;
- Tucumcari project, New Mexico, \$450,000;
- Lugert-Altus project, Oklahoma, \$350,000;
- Provo River project, Utah, \$1,250,000;
- Grand Coulee Dam project, Washington: For continuation of construction of Grand Coulee Dam and appurtenant works, \$11,000,000, of which (1) not to exceed \$350,000 may be used for the purposes

set out in section 2 of the Act of May 27, 1937 (50 Stat. 208); (2) not to exceed \$2,000,000 may be used for construction of the pumping plant and the equalizing reservoir and dams in Grand Coulee, in accordance with the provisions of said Act of May 27, 1937; and (3) not to exceed \$550,000 may be used for operation, maintenance, and replacements, including payment to the Mason City and Coulee Dam school districts as reimbursement for instruction during the 1941-42 school year in the schools operated by said 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 to be prescribed by the Secretary of the Interior;

Yakima project, Washington, Roza division, \$500,000;

General investigations: To enable the Secretary of the Interior, through the Bureau of Reclamation, to carry on engineering and economic investigations of proposed Federal reclamation projects, surveys for reconstruction, rehabilitation, or extensions of existing projects, and studies of water conservation and development plans, including Colorado River Basin investigations, such investigations, surveys, and studies to be carried on by said Bureau either independently, or, if deemed advisable by the Secretary of the Interior, in cooperation with State agencies and other Federal agencies, including the Corps of Engineers, National Resources Planning Board, and the Federal Power Commission, \$1,000,000;

For administrative expenses on account of the above projects, including personal services (not to exceed \$220,000) and other expenses in the District of Columbia and personal services and other expenses in the field, \$845,000.

In addition to the sums appropriated under the caption "General fund, construction", the Secretary of the Interior may also incur obligations and enter into contracts for construction work on the following-named projects and in not to exceed the following sums, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof:

Gila project, Arizona, \$500,000;

Colorado-Big Thompson project, Colorado, \$1,500,000;

Boise project, Idaho, Anderson Ranch, \$500,000;

Tucumcari project, New Mexico, \$1,550,000;

Lugert-Altus project, Oklahoma, \$1,150,000;

Provo River project, Utah, \$1,150,000;

Yakima project, Washington, Roza division, \$1,100,000;

In all, \$7,450,000.

Total, general fund construction, \$64,505,000.

Water conservation and utility projects: For the construction of water conservation and utilization projects and small reservoirs, including not to exceed \$200,000 for surveys, investigations, and administrative expenses in connection therewith (of which not to exceed \$20,000 shall be available for personal services in the District of Columbia), all as authorized by the Act of August 11, 1939 (53 Stat. 1418), as amended by the Act of October 14, 1940 (54 Stat. 1119), \$5,000,000, to be immediately available and to remain available until expended: *Provided*, That the appropriation contained in the Interior Department Appropriation Act, 1941, of \$3,500,000, for such projects, including the amounts specified for surveys, investigations, and administrative expenses in connection therewith is hereby continued available until expended: *Provided further*, That of the funds appropriated under this head for any fiscal year, the sum expended on projects involving Indian trust and tribal lands

50 Stat. 210.
16 U. S. C. § 835a.

Reimbursement of school districts for instruction.

Yakima, Wash.

General investigations.

Administrative expenses.

Contractual obligations.

Total.

Water conservation and utility projects.
Post, p. 750.

16 U. S. C. §§ 590y to 590z-10.

Provisos.
Reappropriation.
54 Stat. 438.

54 Stat. 1119.
16 U. S. C. §§ 590y
Contracts, limita-
tion.
Fort Peck, Mont.

16 U. S. C. ch. 12C.
Contracts, limita-
tion.

Valley Gravity
Canal and Storage
Project, Tex.

Provisos.
Allocation for desig-
nated purposes.

49 Stat. 660.
22 U. S. C. §§ 277-
277d.
Personal services.

Ande, p. 331.

Continuance of in-
vestigations.

International fea-
tures.
Functions of Secre-
tary of State.

Laws governing
construction, etc., ex-
ceptions.

Protection of Amer-
ican interests from
drought hazards.
53 Stat. 1187, 1193.
43 U. S. C. § 485h.

as authorized in the Act of October 14, 1940, shall not exceed 10 per centum of the amount appropriated.

Fort Peck project, Montana: For the purposes of carrying into effect the provisions of the Act of May 18, 1936, entitled "An Act to authorize the completion, maintenance, and operation of the Fort Peck project for navigation, and for other purposes" (52 Stat. 403), the Bureau of Reclamation may enter into contracts for the procurement of materials and supplies and for the purchase of the necessary interest in lands, the total of the obligations under such contracts not to exceed \$500,000.

Valley Gravity Canal and Storage Project, Texas: For the completion of investigations and commencement of construction of the Valley Gravity Canal and Storage Project, Texas, in substantial compliance with the engineering plan described in a report dated February 3, 1940, entitled "Report of Conference of Engineers to the American Commissioner, International Boundary Commission, United States and Mexico, on the Valley Gravity Canal and Storage Project (Federal Project Numbered 5)" and report appended thereto, \$2,500,000, to be immediately available and to remain available until expended: *Provided*, That said sum shall be available to the President for allocation in accordance with the Act entitled "An Act to amend the Act of May 13, 1924, entitled 'An Act providing for a study regarding the equitable use of the waters of the Rio Grande', and so forth, as amended by the public resolution of March 3, 1927", approved August 19, 1935: *Provided further*, That from said sum expenditures may be made for personal services in the District of Columbia (not exceeding \$15,000), and in the field, for the payment of fees for professional services, including experts, engineers, and attorneys, and for all other objects of expenditure as specified for projects hereinbefore in this Act under the caption "Bureau of Reclamation", under the headings "Salaries and expenses" and "Administrative provisions and limitations", but without regard to the amounts of the limitations therein set forth: *Provided further*, That of said sum, \$250,000 shall, upon approval by the President of an allocation therefor, be available to the Secretary of State (acting through the American Commissioner of the International Boundary Commission, United States and Mexico) for continuing the investigations authorized by such Act of August 19, 1935: *Provided further*, That the Secretary of State, with the approval of the President, shall designate the features of the project which he deems international in character, and shall direct such changes in the general project plan as he deems advisable with respect to such features; and the features so designated shall be built, after consultation with the Bureau of Reclamation as to general design, by the American section of the International Boundary Commission, United States and Mexico, and shall be operated and maintained by said Commission insofar as their operation and maintenance in such manner is, in the opinion of the Secretary of State, necessary because of their international character. The construction, operation, and maintenance of such project shall be pursuant to the Federal reclamation laws, except as hereinbefore provided and except that—

(1) In addition to the nonreimbursable allocation to flood control or navigation which may be made by the Secretary of the Interior under section 9 (b) of the Reclamation Project Act of 1939, the President, after consultation with the Secretary of State and the Secretary of the Interior, shall allocate such part of the total estimated cost of the project as he deems proper to the protection of American interests from drought hazards resulting from the uncontrolled and unregulated flow of the international portion of the Rio

Grande below Old Fort Quitman, Texas. Provisions of law applicable with respect to allocations to flood control under section 9 (b) of the Reclamation Project Act of 1939 shall, insofar as they are not inconsistent with the foregoing provisions, be applicable in like manner with respect to any allocation made under this subparagraph; and

(2) All revenues received by the United States in connection with the construction, operation, and maintenance of such projects shall be covered into the Treasury as miscellaneous receipts.

Protection of project works: For the purpose of providing 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, \$50,000, to be immediately available: *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.

Application of certain provisions.

Receipts covered into Treasury.

Protection of project works.
Post, p. 553.

Proviso.
Agreements.

GEOLOGICAL SURVEY

Post, p. 833.

For every expenditure requisite for and incident to the authorized work of the Geological Survey, including personal services in the District of Columbia and in the field, including not to exceed \$45,000 for the purchase and exchange, and not to exceed \$70,000 for the hire, maintenance, repair (including the exchange of parts and accessories in part payment for parts and accessories of motor vehicles), and operation of motor-propelled and horse-drawn passenger-carrying vehicles for field use only by geologists, topographers, engineers, and land classifiers, and the Geological Survey is authorized to exchange unserviceable and worn out passenger-carrying and freight-carrying vehicles as part payment for new freight-carrying vehicles, to be expended under the regulations from time to time prescribed by the Secretary of the Interior, and under the following heads:

General expenses.

Salaries: For the Director of the Geological Survey and other personal services in the District of Columbia, \$185,000;

Topographic surveys: For topographic surveys in the United States, Alaska, and Puerto Rico, including office equipment for use in the District of Columbia, stationery, and printing and binding, \$1,962,500, of which amount not to exceed \$300,000 may be expended for personal services in the District of Columbia: *Provided*, That no part of this appropriation shall be expended in cooperation with States or municipalities except upon the basis of the State or municipality bearing all of the expense incident thereto in excess of such an amount as is necessary for the Geological Survey to perform its share of standard topographic surveys, such share of the Geological Survey in no case exceeding 50 per centum of the cost of the survey: *Provided further*, That \$275,000 of this amount shall be available only for such cooperation with States or municipalities: *Provided further*, That not less than one-half of this appropriation shall be devoted to mapping in strategic areas in accordance with priorities to be determined by the Secretary of War;

Provisos.
Cooperation with States.

Amount available.

Mapping in strategic areas.

Geologic surveys: For geologic surveys in the United States and chemical and physical researches relative thereto, \$500,000, of which not to exceed \$300,000 may be expended for personal services in the District of Columbia;

Strategic and critical minerals.
Post, p. 752.

50 U. S. C. §§ 98-98f.

Strategic and critical minerals: For scientific and economic investigations of strategic and critical minerals in the United States or its Territories or insular possessions, as authorized by the Act of June 7, 1939 (53 Stat. 811), \$195,000, of which amount not to exceed \$35,000 may be expended for personal services in the District of Columbia;

Mineral resources of Alaska: For continuation of the investigation of the mineral resources of Alaska, \$75,000, to be available immediately, of which amount not to exceed \$25,000 may be expended for personal services in the District of Columbia;

Gaging streams: For gaging streams and determining the water supply of the United States, the investigation of underground currents and artesian wells, and the preparation of reports upon the best methods of utilizing the water resources, \$1,274,500, of which amount not to exceed \$140,000 may be expended for personal services in the District of Columbia: *Provided*, That no part of this appropriation shall be expended in cooperation with States or municipalities except upon the basis of the State or municipality bearing all of the expense incident thereto in excess of such an amount as is necessary for the Geological Survey to perform its share of general water resource investigations, such share of the Geological Survey in no case exceeding 50 per centum of the cost of the investigation: *Provided further*, That \$1,000,000 of this amount shall be available only for such cooperation with States or municipalities;

Classification of lands: For the examination and classification of lands with respect to mineral character and water resources as required by the public-land laws and for related administrative operations; for the preparation and publication of mineral-land classification and water-resources maps and reports; for engineering supervision of power permits and grants under the jurisdiction of the Secretary of the Interior; and for performance of work of the Federal Power Commission, \$105,000, of which amount not to exceed \$60,000 may be expended for personal services in the District of Columbia;

Printing and binding, and so forth: For printing and binding, \$125,000; for preparation of illustrations, \$25,000; and for engraving and printing geologic and topographic maps, \$159,900; in all, \$309,900;

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 every other expense incident thereto, including supplies, equipment, expenses of travel and subsistence, the construction, maintenance, and repair of necessary camp buildings and appurtenances thereto, \$317,000, of which amount not to exceed \$65,000 may be expended for personal services in the District of Columbia;

During the fiscal year 1942 the head of any department or independent establishment of the Government having funds available for scientific and technical investigations and requiring cooperative work by the Geological Survey on scientific and technical investigations within the scope of the functions of that Bureau and which it is unable to perform within the limits of its appropriations may, with the approval of the Secretary of the Interior, transfer to the Geological Survey such sums as may be necessary to carry on such investigations. The Secretary of the Treasury shall transfer on the books of the Treasury Department any sums which may be authorized hereunder, and such amounts shall be placed to the credit of the Geological Survey for the performance of work for the department or

Post, p. 827.

Provisos.
Cooperation with States.

Amount available.

38 Stat. 742; 40 Stat. 297; 41 Stat. 437, 1363.

Cooperative work on scientific, etc., investigations.

Transfer of funds.

establishment from which the transfer is made: *Provided*, That any sums transferred by any department or independent establishment of the Government to the Geological Survey for cooperative work in connection with this appropriation may be expended in the same manner as sums appropriated herein may be expended: *Provided further*, That any funds herein appropriated for the Geological Survey for cooperative work may be utilized prior to July 1, 1941, 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 1941 appropriation account of the Geological Survey and subsequently repaid to the appropriation from which advanced;

During the fiscal year 1942, upon the request of the Secretary of the Interior, the Secretary of War or the Secretary of the Navy is authorized to furnish aerial photographs required for mapping projects, insofar as the furnishing of such photographs will be economical to the Federal Government and does not conflict with military or naval operations or the other parts of the regular training program of the Army, Navy, and Marine Corps flying services, and the Secretary of the Interior is authorized to reimburse the War or Navy Department for the cost of making the photographs, such cost to be confined to the actual cost of gasoline, oil, film, paper, chemicals, and the labor performed in developing the photographic negatives and the printing of copies of photographs, and the per diem expenses of the personnel authorized by law, together with such incidental expenses as care and minor repairs to plane and transportation of personnel to and from projects, and the War Department or the Navy Department, on request of the Department of the Interior, is authorized to furnish copies to any State, county, or municipal agency cooperating with the Federal Government in the mapping project for which the photographs were taken. In the event that the Director of the Geological Survey deems it advantageous to the Government, the Geological Survey is authorized to contract with civilian aerial photographic concerns for the furnishing of such photographs or for the furnishing of topographic maps made from such photographs;

In all, salaries and expenses, United States Geological Survey. \$4,923,900.

Proviso.
Expenditure.

Cooperative work;
availability of funds.

Aerial photographs
for mapping projects.

Copies.

Contracts with civilian concerns.

Total.

Footnote, pp. 553, 684, 752, 827.

BUREAU OF MINES

SALARIES AND GENERAL EXPENSES

Salaries and general expenses: For general expenses, including pay of the Director and necessary assistants, clerks, and other employees, in the office in the District of Columbia and in the field, and every other expense requisite for and incident to the general work of the Bureau in the District of Columbia and in the field, to be expended under the direction of the Secretary of the Interior, \$67,900, of which amount not to exceed \$55,340 may be expended for personal services in the District of Columbia;

Operating mine rescue cars and stations and investigation of mine accidents: For the investigation and improvement of mine-rescue and first-aid methods and appliances and the teaching of mine safety, rescue, and first-aid methods; investigations as to the causes of mine explosions, causes of falls of roof and coal, methods of mining, especially in relation to the safety of miners, the appliances best adapted to prevent accidents, the possible improvement of conditions under which mining operations are carried on, the use of explosives and

electricity, the prevention of accidents, statistical studies and reports relating to mine accidents, and other inquiries and technologic investigations pertinent to the mining industry; the exchange in part payment for, operation, maintenance, and repair of mine-rescue trucks; the construction of temporary structures and the repair, maintenance, and operation of mine-rescue cars and the Government-owned mine-rescue stations and appurtenances thereto; personal services, traveling expenses and subsistence, equipment, and supplies; travel and subsistence, and other incidental expenses of employees in attendance at meetings and conferences held for the purpose of promoting safety and health in the mining and allied industries; purchase not exceeding \$7,500, exchange as part payment for, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles for official use in field work; purchase and exchange in part payment therefor of cooks' uniforms, goggles, gloves, rubber boots, aprons, and such other articles or equipment as may be necessary in connection with the purposes of this paragraph; including not to exceed \$67,110 for personal services in the District of Columbia, \$704,650: *Provided*, That of this amount not to exceed \$500 may be expended for the purchase and bestowal of trophies in connection with mine-rescue and first-aid contests;

Vehicles.

Personal services.

Proviso.
Trophies.*Post*, p. 684.

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, \$262,000, of which amount not to exceed \$35,000 may be expended for personal services in the District of Columbia;

Mineral mining investigations: For inquiries and scientific and technologic investigations concerning the mining, preparation, treatment, and utilization of ores and mineral substances, other than fuels, with a view to improving health conditions and increasing safety, efficiency, economic development, and conserving resources through the prevention of waste in the mining, quarrying, metallurgical, and other mineral industries; to inquire into the economic conditions affecting these industries; and including all equipment, supplies, expenses of travel and subsistence, and the purchase, not to exceed \$12,000, including exchange, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles for official use in field work, including not to exceed \$27,900 for personal services in the District of Columbia, \$438,060: *Provided*, That no part of this appropriation may be expended for an investigation in behalf of any private party;

Vehicles.

Proviso.
Investigations for
private parties.

Oil and gas investigations: For inquiries and investigations and dissemination of information concerning the mining, preparation, treatment, and utilization of petroleum and natural gas, including economic conditions affecting the industry, with a view to economic development and conserving resources through the prevention of waste; for the purchase of newspapers relating to the oil, gas, and allied industries: *Provided*, That section 192 of the Revised Statutes (5 U. S. C. 102) shall not apply to such purchase of newspapers from this appropriation; and for every other expense incident thereto, including supplies, equipment, expenses of travel and subsistence, purchase, not to exceed \$6,500, exchange as part payment for, maintenance, and operation of motor-propelled passenger-carrying vehicles for official use in field

Proviso.
Purchase of news-
papers, etc.

work, purchase of laboratory gloves, goggles, rubber boots, and aprons, \$260,000, of which amount not to exceed \$22,600 may be expended for personal services in the District of Columbia;

Mining experiment stations: For the employment of personal services, purchase of laboratory gloves, goggles, rubber boots, and aprons, the purchase not to exceed \$3,000, exchange as part payment for maintenance and operation of motor-propelled passenger-carrying vehicles for official use in field work, and all other expenses in connection with the establishment, maintenance, and operation of mining experiment stations, as provided in the Act authorizing additional mining experiment stations, approved March 3, 1915 (30 U. S. C. 8), \$553,500, of which appropriation not to exceed \$17,100 may be expended for personal services in the District of Columbia;

38 Stat. 969.

Construction of Electric Furnace Laboratory Building, Norris, Tennessee: For the erection and equipment of a building, suitable for an electric-furnace experimental laboratory, adjacent to the Bureau of Mines Electrotechnical Laboratory at Norris, Tennessee, on land conveyed to the Department of the Interior on August 7, 1940, by the Tennessee Valley Authority, and all necessary expenses incident thereto, including the preparation of plans and specifications, advertising and supervision of construction, \$10,000;

Construction of laboratory, Norris, Tenn.

Buildings and grounds, Pittsburgh, Pennsylvania: For care and maintenance of buildings and grounds at Pittsburgh and Bruceton, Pennsylvania, including personal services, the purchase, exchange as part payment for, operation, maintenance, and repair of passenger automobiles for official use, and all other expenses requisite for and incident thereto, including not to exceed \$10,000 for additions and improvements, \$109,480;

Buildings and grounds, Pittsburgh and Bruceton, Pa.

Economics of mineral industries: For inquiries and investigations, and the dissemination of information concerning the economic problems of the mining, quarrying, metallurgical, and other mineral industries, with a view to assuring ample supplies and efficient distribution of the mineral products of the mines and quarries, including studies and reports relating to uses, reserves, production, distribution, stocks, consumption, prices, and marketing of mineral 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; typewriting, adding and computing machines, accessories and repairs; newspapers; traveling expenses; purchase, not exceeding \$1,200, exchange as part payment for, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles for official use in field work; and for all other necessary expenses not included in the foregoing, \$466,880, of which amount not to exceed \$276,940 may be expended for personal services in the District of Columbia;

Vehicles.

Investigation of domestic sources of mineral supply: For every expenditure requisite for and incident to the work of the Bureau of Mines in performing the duties imposed upon it by section 7 of the Act of June 7, 1939 (Public, Numbered 117, Seventy-sixth Congress); including the purchase of professional and scientific books; not to exceed \$1,500 for printing and binding; purchase not to exceed \$22,000, exchange as part payment for, operation, maintenance, and repair of motor-propelled passenger-carrying vehicles for official use in field work and in transporting employees between their homes and temporary locations where they may be employed; purchase of goggles, gloves, rubber boots, miners' hats, aprons, and such other articles of personal wearing apparel or equipment as may be required for the protection of employees while engaged in

Post, p. 684.

53 Stat. 812.
50 U. S. C. § 98f.

Vehicles.

Proviso.

their work; the construction, maintenance, and repair of necessary camp buildings and mining structures and appurtenances thereto; and including not to exceed \$25,000 for personal services in the District of Columbia, \$425,000: *Provided*, That section 3709 of the Revised Statutes (41 U. S. C. 5) shall not be construed to apply to any purchase or service rendered when the amount involved does not exceed the sum of \$500;

Helium plants and investigations: To enable the Secretary of the Interior to increase and improve the production capacity of the helium plant located at Amarillo, Texas, by the construction and equipment of buildings or additions to existing buildings, the drilling of wells and construction of pipe lines, and other appurtenant facilities, and to conduct investigations with respect to available resources of helium-bearing gas, and for all necessary expenses incident to the foregoing, including the 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 that are necessary to design and construct the buildings, structures and equipment; supplies and equipment; travel expenses; purchases in the District of Columbia and elsewhere of furniture and equipment, stationery and supplies, typewriting, adding and computing machines, accessories and repairs; and including the operation, maintenance, and repair of passenger-carrying automobiles for official use in field work, and not to exceed \$4,000 for personal services in the District of Columbia, to be available immediately, \$350,000;

Helium production and investigations: The sums made available for the fiscal year 1942 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, 1941, 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, and exchange as part payment for, maintenance, operation, and repair of motor-propelled passenger-carrying vehicles for official use in field work, and all other necessary expenses, and including \$20,500 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 1942 the unobligated balance of funds transferred to it for such operations in the fiscal year 1941;

Manganese Beneficiation Pilot Plants and Research: For continuing the conduct of investigations and development of methods of beneficiating and smelting domestic manganese ores commenced with funds made available from the appropriation under the title "Expediting Production" contained in the First Supplemental National Defense Appropriation Act, 1941, 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; and for all necessary expenses incident to the foregoing, 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 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 \$25,000); printing and binding (not to exceed \$4,500); purchase in the District of Columbia and elsewhere of furniture and equipment, stationery and supplies, typewriting, adding and com-

Helium plants and investigations.
Post, p. 553.
Amarillo, Tex.

Helium production and investigations.
Transfers of funds.
Post, pp. 378, 553;
ante, p. 168.

Maintenance, etc., of plants.

Post, p. 827.

54 Stat. 602.

Personal services.
Printing and binding.

puting machines, accessories and repairs; professional and scientific books and publications; purchase not to exceed \$7,500 (including exchange as part payment), 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, \$930,000: *Provided*, That the Secretary of the Interior, 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: *Provided further*, That section 3709 of the Revised Statutes shall not be construed to apply to this appropriation;

Proviso.
Contributions.

Minor purchases.
41 U. S. C. § 5.

Production of alumina.

Production of alumina from low-grade bauxite, aluminum clays and alunite: For all expenses necessary 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 a building to house testing and subcommercial plant units; engagement by contract or otherwise, and at such rates of compensation as the Secretary of the Interior may determine, of the services of engineers, architects, or firms or corporations thereof, that are necessary to design and construct the building and plant units; purchase of supplies and equipment; travel expenses; purchase of furniture and equipment, stationery and supplies, typewriters, adding and computing machines, professional and scientific books and publications; purchase of special wearing apparel or equipment for protection of employees engaged in their work, \$85,000, to be immediately available: *Provided*, That section 3709 of the Revised Statutes shall not be construed to apply to this appropriation;

Proviso.
41 U. S. C. § 5.

Cooperative work on scientific investigations.

During the fiscal year 1942 the head of any department or independent establishment of the Government having funds available for scientific investigations and requiring cooperative work by the Bureau of Mines on scientific investigations within the scope of the functions of that Bureau and which it is unable to perform within the limits of its appropriations may, with the approval of the Secretary of the Interior, transfer to the Bureau of Mines 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 Bureau of Mines for the performance of work for the department or establishment from which the transfer is made: *Provided*, That any sums transferred by any department or independent establishment of the Government to the Bureau of Mines for cooperative work in connection with this appropriation may be expended in the same manner as sums appropriated herein may be expended;

Transfer of funds.

Proviso.
Expenditure.

Details from Public Health Service.

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;

Total, Bureau of Mines, \$4,662,470.

NATIONAL PARK SERVICE

Salaries: For the Director of the National Park Service and other personal services in the District of Columbia, including accounting

services in checking and verifying the accounts and records of the various operators, licensees, and permittees conducting utilities and other enterprises within the national parks and monuments, and including the services of specialists and experts for investigations and examinations of lands to determine their suitability for national-park and national-monument purposes: *Provided*, That such specialists and experts may be employed for temporary service at rates to be fixed by the Secretary of the Interior to correspond to those established by the Classification Act of 1923, as amended, and without reference to the Civil Service Act of January 16, 1883, \$262,260, of which amount not to exceed \$11,000 may be expended for the services of field employees engaged in examination of lands and in developing the educational work of the National Park Service.

Regional offices: For salaries and expenses of regional offices necessary in the administration, protection, maintenance, and improvement of the National Park System, including not to exceed \$1,200 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, and not exceeding \$8,000 for personal services in the District of Columbia, \$47,700.

General expenses: For every expenditure requisite for and incident to the authorized work of the office of the Director of the National Park Service not herein provided for, including traveling expenses, telegrams, photographic supplies, prints, and motion-picture films, and necessary expenses of field employees engaged in examination of lands and in developing the educational work of the National Park Service, \$34,500.

Acadia National Park, Maine: For administration, protection, maintenance, and improvement, including \$3,000 for George B. Dorr as superintendent without regard to the requirements of the provisions of the Civil Service Retirement Act approved May 22, 1920 (5 U. S. C. 691-693, 697-731), as amended, \$3,000 for temporary clerical services for investigation of titles and preparation of abstracts thereof of lands donated to the United States for inclusion in the Acadia National Park, not exceeding \$1,500 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, and not exceeding \$37,500 for the acquisition of land, interests in lands, and improvements, including expenses incident thereto, \$93,075.

Bryce Canyon National Park, Utah: For administration, protection, maintenance, and improvement, including not exceeding \$300 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with the general park work, \$22,385.

Carlsbad Caverns National Park, New Mexico: For administration, protection, maintenance, and improvement, including not exceeding \$800 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$110,390.

Crater Lake National Park, Oregon: For administration, protection, maintenance, and improvement, including not exceeding \$895 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$101,900.

Glacier National Park, Montana: For administration, protection, maintenance, and improvement, including necessary repairs to the roads from Glacier Park Station through the Blackfeet Indian Reservation to the various points in the boundary line of the Glacier National Park and the international boundary, including not exceeding \$2,200

Specialists and experts.

Proviso.
Employment without reference to Civil Service Act.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
22 Stat. 403.
5 U. S. C. ch. 12.

Administration, etc., of national parks.

41 Stat. 614.

for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$218,805.

Grand Canyon National Park, Arizona: For administration, protection, maintenance, and improvement, including not exceeding \$1,000 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$140,510.

Grand Teton National Park, Wyoming: For administration, protection, maintenance, and improvement, including not exceeding \$500 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, and including the 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, \$34,540.

Great Smoky Mountains National Park, North Carolina and Tennessee: For administration, protection, maintenance, and improvement, including not to exceed \$1,900 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for use in connection with general park work, \$125,100.

Hawaii National Park: For administration, protection, maintenance, and improvement, including not exceeding \$1,630 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$73,665.

Hot Springs National Park, Arkansas: For administration, protection, maintenance, and improvement, including not exceeding \$1,400 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$77,890.

Isle Royale National Park, Michigan: For administration, protection, maintenance, and improvement, \$31,745.

Kings Canyon National Park, California: For administration, protection, maintenance, and improvement, including not exceeding \$650 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, \$43,925.

Lassen Volcanic National Park, California: For administration, protection, maintenance, and improvement, including not exceeding \$700 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, and including not to exceed \$1,000 for the maintenance of approach roads through the Lassen National Forest, \$65,375.

Mammoth Cave National Park, Kentucky: For administration, protection, maintenance, and improvement, including not exceeding \$600 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for use in connection with general park work, \$80,500: *Provided*, That employees of the Mammoth Cave Operating Committee who have had not less than two years' service with that Committee at the time of the approval of this Act, may, in the discretion of the Secretary of the Interior, be employed by the National Park Service, in the administration, protection, and development of said national park.

Mesa Verde National Park, Colorado: For administration, protection, maintenance, and improvement, including not exceeding \$750 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and

proviso.
Mammoth Cave Operating Committee.

employees in connection with general park work, \$71,785, of which not to exceed \$2,700 shall be available until expended for the purchase of lands, including expenses incident thereto.

Mount McKinley National Park, Alaska: For administration, protection, maintenance, and improvement, including not exceeding \$200 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$28,220.

Mount Rainier National Park, Washington: For administration, protection, maintenance, and improvement, including not exceeding \$1,400 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$155,795.

Olympic National Park, Washington: For administration, protection, maintenance, and improvement, including not exceeding \$300 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$69,450.

Platt National Park, Oklahoma: For administration, protection, maintenance, and improvement, including not exceeding \$300 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$20,715.

Rocky Mountain National Park, Colorado: For administration, protection, maintenance, and improvement, including not exceeding \$800 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of superintendent and employees in connection with general park work, \$124,215.

Sequoia National Park, California: For administration, protection, maintenance, and improvement, including not exceeding \$850 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, including maintenance and repair of the Generals Highway between the boundaries of Sequoia and the Grant Grove section of Kings Canyon National Park, \$143,250.

Shenandoah National Park, Virginia: For administration, protection, maintenance, and improvement, including not exceeding \$900 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$104,640.

Wind Cave National Park, South Dakota: For administration, protection, maintenance, and improvement, including not exceeding \$200 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$25,560.

Yellowstone National Park, Wyoming: For administration, protection, maintenance, and improvement, including not exceeding \$5,800 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, not exceeding \$15,500 for maintenance of the roads in the national forests leading out of the park from the east, northeast, southwest, and south boundaries, and including feed for buffalo and other animals and salaries of buffalo keepers, \$467,840.

Yosemite National Park, California: For administration, protection, maintenance, and improvement, including not exceeding \$2,550 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and

employees in connection with general park work, not exceeding \$2,000 for maintenance of the road in the Stanislaus National Forest connecting the Tioga Road with the Hetch Hetchy Road near Mather Station, and including necessary expenses of a comprehensive study of the problems relating to the use and enjoyment of the Yosemite National Park and the preservation of its natural features, \$346,840.

Zion National Park, Utah: For administration, protection, maintenance, and improvement, including not exceeding \$1,320 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the superintendent and employees in connection with general park work, \$48,800.

National monuments: For administration, protection, maintenance, improvement, and preservation of national monuments, including not exceeding \$4,500 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles for the use of the custodians and employees in connection with general monument work, \$358,425.

National historical parks and monuments: For administration, protection, maintenance, and improvement, including not exceeding \$2,500 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, \$188,690, and the unexpended balance of the appropriation of \$50,000 under this head in the Interior Department Appropriation Act, 1941, for the purchase of lands and interests in lands is continued available until expended: *Provided*, That the total sum expended for maintenance of the Vanderbilt Mansion National Historic Site in Dutchess County, New York, in the fiscal year 1943, shall not exceed the total sum of the admission fees collected at such monument during the fiscal year 1942.

National military parks, battlefields, monuments, and cemeteries: For administration, protection, maintenance, and improvement, including not exceeding \$8,000 for the purchase, 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, \$424,025.

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 not exceeding \$800 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, \$98,840.

Mount Rushmore National Memorial: Any unexpended balances of funds available for obligation for the Mount Rushmore National Memorial on June 30, 1941, are hereby continued available during the fiscal year ending June 30, 1942, for the same purposes for which such funds were originally appropriated and under the same conditions and limitations with respect thereto.

Emergency reconstruction and fighting forest fires in national parks: For reconstruction, replacement, and repair of roads, trails, bridges, buildings, and other physical improvements and of equipment in national parks or national monuments that are damaged or destroyed by flood, fire, storm, or other unavoidable causes during the fiscal year 1942, and for fighting or emergency prevention of forest fires in national parks or other areas administered by the

Post, p. 553.

54 Stat. 448.
Purchase of lands,
etc.
Proviso.

Custer Battlefield
National Cemetery,
roads.

Statue of Liberty
National Monument,
water supply.

Reappropriation.
54 Stat. 449.

Reappropriation.
54 Stat. 449.

Proviso.
Allotment restriction.

National Park Service, or fires that endanger such areas, including lands in process of condemnation for national park or monument purposes, \$40,000, and in addition thereto the unexpended balance for this purpose for the fiscal year 1941 is continued available during the fiscal year 1942, together with not to exceed \$100,000 to be transferred upon the approval of the Secretary of the Interior 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 national parks or areas administered by the National Park Service as may be required for fire-fighting purposes shall be made by the Secretary of the Interior, and then only after the obligation for the expenditure has been incurred.

Forest protection and fire prevention: For the control and the prevention of spread of forest insects and tree diseases and for fire-prevention measures, including equipment, and personal services in the District of Columbia (not to exceed \$20,100) and elsewhere, \$140,420, to be immediately available.

Accounting.
Provisos.
Interchange of amounts.
Jefferson National Expansion Memorial, St. Louis, Mo.

The total of the foregoing amounts shall be available in one fund for the National Park Service: *Provided*, That 10 per centum of the foregoing amounts shall be available interchangeably and shall be reported to Congress in the annual Budget: *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.

Educational lectures, etc.

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, in his discretion, 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.

Travel expenses.

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.

Telephones in Government-owned residences, etc.

Photographic mat service: Not to exceed an aggregate of \$3,000 from any funds available to the National Park Service during the fiscal year 1942 may be used for the preparation of mats for reproduction in magazines and newspapers of photographs of scenery in the national parks, in accordance with the Act of August 27, 1940 (Public Act Numbered 771, Seventy-sixth Congress).

54 Stat. 861.
16 U. S. C. § 468a.

Availability of appropriations.

Hereafter appropriations made for the National Park Service shall be available for any expenses incident to the preparation and recording of title evidence covering lands to be donated to the United States for administration by the National Park Service.

Admission fees, tax exemption.
Post, p. 710.

Hereafter fees incident to admission to the national parks and monuments and other areas in the national park system, charged and collected with the approval of the Secretary of the Interior, shall be exempt from all Federal tax on admissions.

Roads and Trails, National Park Service: For the construction, reconstruction, and improvement of roads and trails, inclusive of necessary bridges, in the national parks, monuments, and other areas administered by the National Park Service, including the Boulder

Dam National Recreational Area, and other areas authorized to be established as national parks and monuments, and national park and monument approach roads authorized by the Act of January 31, 1931 (16 U. S. C. 8a and 8b), as amended, including the roads from Glacier Park Station through the Blackfeet Indian Reservation to various points in the boundary line of the Glacier National Park and the international boundary, to be immediately available and to remain available until expended, \$3,000,000, of which not to exceed \$2,250,000 shall be for the payment of obligations incurred under the contract authorization under this head in the Interior Department Appropriation Act, 1941: *Provided*, That not to exceed \$60,000 of the amount herein appropriated may be expended for personal services in the District of Columbia: *Provided further*, That in addition to the amount herein appropriated the Secretary of the Interior may also approve projects, incur obligations, and enter into contracts for additional work not exceeding a total of \$2,400,000, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof and appropriations hereafter made for the construction, reconstruction, and improvement of roads and trails shall be considered available for the purpose of discharging the obligation so created: *Provided further*, That no part of this appropriation shall be available for road construction in the Kings Canyon National Park, California, except on the floor of the canyon of the south fork of the Kings River.

Blue Ridge, Natchez Trace, and George Washington Memorial Parkways: For continuing the construction and maintenance, under the provisions of section 9 of the Act of September 5, 1940 (Public, No. 780), of the Blue Ridge, Natchez Trace, and George Washington Memorial Parkways, including not exceeding \$2,400 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, to be immediately available and remain available until expended, \$6,000,000, of which not to exceed \$4,500,000 shall be for the payment of obligations incurred under the contract authorization under this head in the Interior Department Appropriation Act, 1941: *Provided*, That not to exceed \$50,000 of the amount herein appropriated shall be available for personal services in the District of Columbia: *Provided*, That \$1,600,000 and any other sums received from other sources for said Natchez Trace Parkway shall be allotted and expended ratably between the States of Mississippi, Alabama, and Tennessee according to mileage of said parkway in each respective State and said allotments shall be used for no other purpose: *Provided further*, That the Secretary of the Interior shall make a detailed statement of expenditures from this appropriation to the Senate and House Committees on Appropriations at the beginning of the next regular session of Congress: *Provided further*, That in addition to the amount herein appropriated the Secretary of the Interior may also approve projects, incur obligations, and enter into contracts for additional work not exceeding a total of \$6,000,000, of which \$2,000,000 shall be for the Natchez-Trace Parkway and shall be allotted and expended ratably between the States of Mississippi, Alabama, and Tennessee according to mileage of said parkway in each respective State, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof and appropriations hereafter made for the construction and maintenance of the Blue Ridge, Natchez-Trace, and George Washington Memorial Parkways shall be considered available for the purpose of discharging the obligation so created.

Physical improvements: For the construction, repair, or rehabilitation of buildings and utilities located in areas administered by the

46 Stat. 1053.

54 Stat. 450.

Provisos.
Personal services.Contract authoriza-
tions.Kings Canyon National
Park, Calif.

Construction, etc.

54 Stat. 870.
16 U.S.C. §§ 460b, 460c.Payment of obliga-
tions.

54 Stat. 450.

Provisos.
Personal services.

Allotment of funds.

Statement to Con-
gress.Contracts for addi-
tional work.Natchez Trace
Parkway.Building, etc., con-
struction.

16 U. S. C. § 451.

Mesa Verde National Park.

National Park Service, without compliance with the Act of August 24, 1912 (37 Stat. 460), as amended by the Act of July 1, 1918 (40 Stat. 677), and the Act of February 13, 1940 (54 Stat. 36), limiting the cost upon the construction of administration or other buildings in national parks, including not to exceed \$75,000 for the acquisition of rights-of-way and construction of a water supply line partly outside of the boundaries of Mesa Verde National Park, \$346,000, to remain available until expended.

16 U. S. C. §§ 461-467.

Historic sites and buildings: For carrying out the provisions of the Act entitled "An Act to provide for the preservation of historic American sites, buildings, objects, and antiquities of national significance, and for other purposes", approved August 21, 1935 (49 Stat. 666), including personal services in the District of Columbia, \$20,000.

Reappropriation.
54 Stat. 451.

Investigation and purchase of water rights: For the investigation and establishment of water rights, including the purchase thereof or of lands or interests in lands or rights-of-way for use and protection of water rights necessary or beneficial in connection with the administration and public use of the national parks and monuments, and including not exceeding \$500 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, \$35,000, and in addition thereto the unexpended balance for this purpose for the fiscal year 1941 is continued available during the fiscal year 1942.

16 U. S. C. §§ 18-18d.

Travel Bureau: For all expenses necessary in carrying out the provisions of the Act entitled "An Act to encourage travel in the United States and for other purposes", approved July 19, 1940 (54 Stat. 773-774), including personal services in the District of Columbia and elsewhere; traveling expenses, including expenses incident to participation by the Travel Bureau in international exhibitions and conferences dealing with travel; printing and binding; books, newspapers, and periodicals, \$75,000.

Recreational demonstration areas: For administration, protection, operation, and maintenance of recreational demonstration areas, including not exceeding \$10,000 for the purchase, operation, and repair of motor-driven passenger-carrying vehicles, and including not exceeding \$4,000 for the purchase of land, including expenses incident thereto, \$234,000.

16 U. S. C. §§ 17k-17n.

National Capital parks.
Post, p. 833.

Recreational resources of Denison Dam and Reservoir project, Texas and Oklahoma: For every expenditure requisite for and incident to the making of a survey, investigation, and plan for the utilization of the recreational resources of the Denison Dam Reservoir in accordance with the Act approved June 23, 1936 (49 Stat. 1894), \$27,000.

43 Stat. 174.
Police force, Mount Vernon Memorial Highway, etc.

Salaries and expenses, National Capital parks: For administration, protection, maintenance, and improvement of the Mount Vernon Memorial Highway, 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 Mount Vernon Memorial Highway and the George Washington Memorial Parkway, and the purchase, operation, maintenance, repair, exchange, 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, the hire of draft animals with

or without drivers at local rates approved by the Director, stenographic reporting service, traveling expenses and carfare, and leather and rubber articles for the protection of public property and employees, \$430,000, of which \$20,000 shall be available for the construction and equipment of a structure, West Potomac Park, to be used as a first-aid station, park police lodge, maintenance and comfort station.

West Potomac Park,
first-aid station, etc.

FISH AND WILDLIFE SERVICE

For the employment of persons and means in the city of Washington and elsewhere, including the purchase of printed bags, tags, and labels, without regard to existing laws, applicable to public printing, furniture, carpets, typewriters, computing and adding machines, filing devices, and other office equipment and labor-saving devices, stationery, telephone and telegraph service, postage stamps for official use, express, freight, and drayage charges, traveling, and all other 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

Post, p. 833.

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of the Director, two assistant directors, and other personal services in the District of Columbia, \$165,930.

Propagation of food fishes: For maintenance, repair, alteration, improvement, equipment, acquisition, and operation of fish-cultural stations, including the erection of necessary buildings and other structures; general propagation of food fishes and their distribution; propagation and distribution of fresh-water mussels; purchase, collection, and transportation of specimens and other expenses (including not to exceed \$5,320 for personal services), incidental to the maintenance and operation of aquarium; and all other necessary expenses, \$1,069,555, including \$15,000 for commencing the establishment of a fish-cultural station in the vicinity of Houston, Texas, including the purchase of land, the construction of buildings, ponds, water supply, improvements to grounds, purchase of equipment, and other necessary expenses.

Houston, Tex., fish-
cultural station.

The unobligated balance of the appropriation remaining under the limitation of \$155,000 to establish or commence the establishment of stations authorized by the Act approved May 21, 1930 (46 Stat. 371), contained in the Department of Commerce Appropriation Act, 1940, under the head "Propagation of food fishes", which was continued available during the fiscal year 1941, is continued available during the fiscal year 1942, and the unobligated balance of the appropriation remaining under the limitation of \$120,000 for the establishment of stations in Arkansas and Mississippi, for the purchase of a fish-cultural station in Oklahoma, and for the further development of the stations at Lamar, Pennsylvania, and on Williams Creek, on the Fort Apache Indian Reservation in Arizona, contained in the Interior Department Appropriation Act, fiscal year 1941, under the head "Propagation of food fishes", is continued available during the fiscal year 1942.

Establishment of
stations, etc.
Reappropriation.

53 Stat. 917.
54 Stat. 455.

54 Stat. 454.

Construction of fish screens: For construction, 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 supervision of construc-

tion of such screens and ladders; and for determining the requirements for fishways and other fish protective devices at dams constructed under licenses issued by the Federal Power Commission in accordance with the provisions of the Federal Water Power Act (16 U. S. C. 791), \$50,000.

Inquiry respecting food fishes: For inquiry into the cause of the decrease of food fishes in the waters of the United States; investigations and experiments in respect to the aquatic animals, plants, and waters in the interests of fish culture and the fishery industries; and maintenance, repair, improvement, equipment, and operation of biological stations, \$545,475.

Fishery industries: For collection and compilation of statistics of the fisheries and the study of their methods and relations, and the methods of preservation and utilization of fishery products, and to enable the Secretary of the Interior to execute the functions imposed upon him by the Act entitled "An Act authorizing associations of producers of aquatic products", approved June 25, 1934 (48 Stat. 1213), including preparation of reports, contract stenographic reporting services, and all other necessary expenses, \$196,940.

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, with or without cooperation with any department or agency of the United States, or any State or Territory, or subdivision thereof, \$86,220.

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; contract stenographic reporting service; and all other necessary expenses connected therewith, \$457,380, of which \$100,000 shall be available immediately.

Alaska crab investigation: For all necessary expenses of the Fish and Wildlife Service in continuing and completing a technical, economic, and biological investigation of the king crab fishery off the coast of Alaska, locating the areas of abundance, and carrying on experiments to develop improved methods of taking and canning king crabs, including the charter of vessels without regard to section 3709 of the Revised Statutes and the appointment of employees without regard to the civil-service and classification laws, \$25,000, and not to exceed \$5,000 of the unexpended balance of the appropriation under this heading in the "Second Deficiency Appropriation Act, 1940", is hereby reappropriated and added to this appropriation.

Enforcement of Black Bass and Whaling Treaty Acts: To enable the Secretary of the Interior to administer the provisions of the Act entitled "An Act to amend the Act entitled 'An Act to regulate interstate transportation of black bass, and for other purposes', approved May 20, 1926", approved July 2, 1930 (16 U. S. C. 851-856), and to execute the functions imposed upon him by The Whaling Treaty Act, approved May 1, 1936 (16 U. S. C. 901-915), \$17,000.

Upper Mississippi River Fish Refuge: For construction of buildings, boats, and ponds, for purchase of equipment, including boats, and maintenance, operation, repair, and improvements, as authorized in the Act approved June 7, 1924 (16 U. S. C. 721-731), \$17,000.

Food habits of birds and animals: For investigating the food habits and economic value of North American birds and animals in relation to agriculture, horticulture, and forestry, including methods of conserving beneficial and controlling injurious birds and animals, \$80,000.

41 Stat. 1063.
16 U. S. C. §§ 791-825r.

Post, p. 553.

15 U. S. C. §§ 521, 522.

41 U. S. C. § 5.

Reappropriation.

54 Stat. 643.

Black Bass and Whaling Treaty Acts.

46 Stat. 845; 49 Stat. 1246.

43 Stat. 650.

Fur-resources investigations: For investigations, experiments, demonstrations, and cooperation in connection with the production and utilization of animals the pelts of which are used commercially for fur, including the erection of necessary buildings and other structures, \$114,400.

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 \$45,738 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, including the erection of necessary buildings and other structures, \$255,800.

46 Stat. 701.

Control of predatory animals and injurious rodents: For investigations, demonstrations, and cooperation in destroying animals injurious to agriculture, horticulture, forestry, animal husbandry, and wild game, as authorized by the Act of March 2, 1931 (7 U. S. C. 426-426b); and in protecting stock and other domestic animals through the suppression of rabies and other diseases in predatory wild animals; and for construction, repairs, additions, and installations in and about the grounds and buildings of the game-management supply depot and laboratory at Pocatello, Idaho, including purchase, transportation, and handling of supplies and materials for distribution from said depot to other projects, in accordance with the provisions of the Act approved June 24, 1936 (16 U. S. C. 667), \$949,300.

46 Stat. 1468.

Pocatello, Idaho, depot and laboratory.

49 Stat. 1913.

Protection of migratory birds: For all necessary expenses for enforcing the provisions of the Migratory Bird Treaty Act of July 3, 1918, as amended by the Act of June 20, 1936 (16 U. S. C. 703-711), to carry into effect the treaty with Great Britain for the protection of birds migrating between the United States and Canada (39 Stat., pt. 2, 1702), and the convention between the United States and the United Mexican States for the protection of migratory birds and game mammals; for cooperation with local authorities in the protection of migratory birds, and for necessary investigations connected therewith; for all necessary expenses for enforcing the Act of June 8, 1940 (54 Stat. 250), entitled "An Act for the protection of the bald eagle"; for the enforcement of sections 241, 242, 243, and 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 all necessary investigations in connection therewith, \$366,500, of which not to exceed \$10,000 may be expended in the discretion of the Secretary of the Interior for the purpose of securing information concerning violations of the laws for the enforcement of which this appropriation is made available.

40 Stat. 755; 49 Stat. 1555.

50 Stat. 1311.

16 U. S. C. §§ 668-668d.

35 Stat. 1137; 49 Stat. 380.

31 Stat. 187.

Securing information of law violations.

Enforcement of Alaska game law: For the enforcement of the provisions of the Alaska game law, approved January 13, 1925, as amended by the Act of February 14, 1931, and by the Act of June 25, 1938 (48 U. S. C. 192-211), including the purchase of aircraft and the erection and equipment of a hangar in Alaska for the Alaska Game Commission, \$158,000.

43 Stat. 739; 46 Stat. 1111; 52 Stat. 1169.

Maintenance of mammal and bird reservations: For the maintenance of the Montana National Bison Range, the Upper Mississippi River Wildlife Refuge, the Bear River Migratory Bird Refuge, the Wichita Mountains Wildlife Refuge, and other reservations, and for the maintenance of game introduced into suitable localities on public lands, under supervision of the Fish and Wildlife Service, including construction of fencing, wardens' quarters, shelters for animals, landings, roads, trails, bridges, ditches, telephone lines, rock-work, bulkheads, and other improvements necessary for the econom-

Taking of eggs, etc., on bird-breeding grounds.
35 Stat. 1104.

Prohibited acts on acquired areas.
45 Stat. 1224.

Wichita Mountains Wildlife Refuge.

ical administration and protection of the reservations; for the enforcement of section 84 of the Act approved March 4, 1909 (18 U. S. C. 145), entitled "An Act to codify, revise, and amend the penal laws of the United States", and Acts amendatory thereto, and section 10 of the Migratory Bird Conservation Act of February 18, 1929 (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, \$833,550.

Migratory bird conservation refuges: For carrying into effect the provisions of the Act entitled "An Act to more effectively meet the obligations of the United States under the migratory-bird treaty with Great Britain (39 Stat., pt. 2, 1702) by lessening the dangers threatening migratory game birds from drainage and other causes, by the acquisition of areas of land and of water to furnish in perpetuity reservations for the adequate protection of such birds; and authorizing appropriations for the establishment of such areas, their maintenance and improvement, and for other purposes", approved February 18, 1929, as amended by title III of the Act approved June 15, 1935 (16 U. S. C. 715-715r), \$78,450.

45 Stat. 1222; 49 Stat. 381.

Klamath Lake Reservation.

Restoration of Lower Klamath Migratory Waterfowl Refuge: For the restoration and development of Klamath Lake Reservation (commonly known as the Lower Klamath Migratory Waterfowl Refuge) as a feeding, nesting, and breeding ground for migratory birds, including the construction of water-control works thereon and for necessary expenses incident thereto, \$65,000; together with the unexpended balance of the appropriation of \$70,000 for this purpose in the Interior Department Appropriation Act, 1941.

Reappropriation.

54 Stat. 453.

In all, salaries and expenses, \$5,531,500.

MIGRATORY BIRD CONSERVATION FUND

Administrative expenses.

For carrying into effect the provisions of section 4 of the Act entitled "An Act to supplement and support the Migratory Bird Conservation Act by providing funds for the acquisition of areas for use as migratory-bird sanctuaries, refuges, and breeding grounds, for developing and administering such areas, for the protection of certain migratory birds, for the enforcement of the Migratory Bird Treaty Act and regulations thereunder, and for other purposes", approved March 16, 1934, as amended by an Act entitled "An Act to amend the Migratory Bird Hunting Stamp Act of March 16, 1934, and certain other Acts relating to game and other wildlife, administered by the Department of Agriculture, and for other purposes", approved June 15, 1935 (16 U. S. C. 718-718h), an amount equal to the sum received during the fiscal year 1942 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, 1941, of the total of the proceeds received from the sale of stamps prior to July 1, 1941: *Provided*, That hereafter all such migratory bird hunting stamps not sold at the end of the fiscal year for which issued shall be turned over to the philatelic agency and therein placed on sale until disposed of or until the Congress otherwise provides: *Provided further*, That such stamps shall be usable as migratory bird hunting stamps only during the fiscal year for which issued.

48 Stat. 451; 49 Stat. 378.

Receipts from stamp sales.

Provisos.
Stamps not sold at end of year.

Use restricted.

FEDERAL AID IN WILDLIFE RESTORATION

For carrying out the provisions of the Act entitled "An Act to provide that the United States shall aid the States in wildlife restoration projects, and for other purposes", approved September

2, 1937 (16 U. S. C. 669-669j), \$2,750,000: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury under the provisions of said Act.

Total, Fish and Wildlife Service, \$8,281,500, and in addition thereto funds made available under the Migratory Bird Conservation Fund, of which amounts not to exceed \$933,180 may be expended for personal services in the District of Columbia, and not to exceed \$77,100 shall be available for the purchase of motor-propelled passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia: *Provided*, That 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; books, periodicals, and newspapers (not to exceed \$100), rubber boots, oilskins, first-aid outfits, and rations for officers and crews of vessels; for the expenditure from appropriations available for the purchase of lands of not to exceed \$1 for each option to purchase any particular tract or tracts of land; and for the employment, by contract or otherwise, of men with equipment, boats, work animals, animal-drawn and motor-propelled vehicles: *Provided further*, That not to exceed 5 per centum of the foregoing amounts for the miscellaneous expenses of the work of the Fish and Wildlife Service herein provided for shall be available interchangeably for expenditure on the objects included within the general expenses of said Service, but no more than 5 per centum shall be added to any one item or appropriation: *Provided further*, That the Fish and Wildlife Service may exchange motor-propelled and horse-drawn vehicles, tractors, road equipment, boats, aircraft, typewriters, computing or duplicating machines, or parts, accessories, tires, or equipment thereof, in part payment for vehicles, tractors, road equipment, boats, aircraft, typewriters, computing or duplicating machines, or parts, accessories, tires, or equipment thereof: *Provided further*, That cooperative work conducted by the Fish and Wildlife Service shall be subject to the provisions of the Act of July 24, 1919 (5 U. S. C. 563-564): *Provided further*, That commutation of rations (not to exceed \$1 per man per day) may be paid to officers and crews of vessels of the Fish and Wildlife Service under regulations prescribed by the Secretary of the Interior, and money accruing from commutation of rations on board vessels may be paid on proper vouchers to the persons having charge of the mess of such vessels; and the Act of March 5, 1928 (5 U. S. C. 75a), shall not be construed to require deductions from the salaries of officers and crews of vessels of the Fish and Wildlife Service for quarters and rations furnished on vessels of said Service.

50 Stat. 917.
Proviso.

Total, Fish and Wildlife Service.

Personal services.
Vehicles for field.

Provisos.
Use of funds.

Interchange of amounts.

Exchange of vehicles, etc.

Cooperative work.

41 Stat. 270.
Commutation of rations.

45 Stat. 193.

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 \$7,520; janitor service for the Governor's office and the executive mansion, not to exceed \$3,180; traveling expenses of the Governor while absent from the Capital on official business and of the secretary of the Territory while traveling on official business under direction of the Governor; repair and preservation of Governor's house and furniture; care of grounds and purchase of necessary equipment; stationery, lights, water, and fuel; in all, \$16,620, to be expended under the direction of the Governor.

Post, p. 833.

Public schools.

Proviso.

48 Stat. 1227.
31 U. S. C. § 725c.

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.

Provisos.

Payments to Sanitarium Company, Portland, Oreg.

Return of inmates not residents of Alaska.

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, \$209,080: *Provided*, That authority is granted to the Secretary of the Interior to pay from this appropriation to the Sanitarium Company, of Portland, Oregon, or to other contracting institution or institutions, not to exceed \$648 per capita per annum for the care and maintenance of Alaskan insane patients during the fiscal year 1942: *Provided further*, That so much of this sum as may be required shall be available for all necessary expenses in ascertaining the residence of inmates and in returning those who are not legal residents of Alaska to their legal residence or to their friends, and the Secretary of the Interior shall, as soon as practicable, return to their places of residence or to their friends all inmates not residents of Alaska at the time they became insane, and the commitment papers for any person hereafter adjudged insane shall include a statement by the committing authority as to the legal residence of such person.

Construction of roads, bridges, etc.
Post, p. 833.

47 Stat. 446.

Wharf at Juneau.

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), \$684,500, including not to exceed \$26,000 for repair and maintenance of Government wharf at Juneau, Alaska, to be immediately available.

Proviso.

48 Stat. 1227.
31 U. S. C. § 725c.
Payment of expenses from receipts.

For the construction, repair, and maintenance of roads, tramways, bridges, and trails, Territory of Alaska, \$150,000, to be available until expended: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Operation, etc., of boats.

The Alaska Railroad: All amounts received by the Alaska Railroad during the fiscal year 1942 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, exchange, 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 \$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

Mount McKinley National Park.

16 U. S. C. § 353a.

Damage claims.

39 Stat. 750.

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 1942, 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: *Provided further*, That not to exceed \$30,000 of said fund shall be immediately available, in accordance with the provisions of the Act of March 29, 1940 (54 Stat. 80), for the purchase of the personal property, structures and buildings of the Mount McKinley Tourist and Transportation Company, for the construction of additional camps or lodges and appurtenances thereto, and for the purchase or reconditioning of equipment thereof.

Provisos.
Personal services;
salary limitation.

Printing and binding.
Mount McKinley
Tourist and Transportation
Co., purchase of property.
16 U. S. C. § 353a.

TERRITORY OF HAWAII

Salaries of the Governor and of the secretary, \$15,800.

For contingent expenses, to be expended by the Governor for stationery, postage, and incidentals, and for traveling expenses of the Governor while absent from the capital on official business, \$2,000; private secretary to the Governor, \$3,100; temporary clerk hire, \$750; in all, \$5,850.

Contingent expenses.

GOVERNMENT OF THE VIRGIN ISLANDS

Post, p. 554.

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, including not to exceed \$5,000 for purchase, including exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, and not to exceed \$4,000 for personal services, household equipment and furnishings, fuel, ice, and electricity necessary in the operation of Government House at Saint Thomas and Government House at Saint Croix, \$150,075.

Salaries.
39 Stat. 1132; 49
Stat. 1513.
Miscellaneous expenses.
Post, p. 833.

For salaries and expenses of the agricultural experiment station and the vocational school in the Virgin Islands, including technical personnel, clerks, and other persons; scientific investigations of plants and plant industries, and diseases of animals; demonstrations in practical farming; official traveling expenses; fixtures, apparatus, and supplies; clearing and fencing of land; and other necessary expenses, including not to exceed \$2,000 for purchase, including exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, \$45,650.

Agricultural experiment station and vocational school.

For defraying the deficits in the treasuries of the municipal governments because of the excess of current expenses over current revenues for the fiscal year 1942, municipality of Saint Thomas and Saint John, \$15,000, and municipality of Saint Croix, \$105,000; in all, \$120,000, to be paid to the said treasuries in monthly installments.

Deficits of municipal governments.

PUERTO RICAN HURRICANE RELIEF

To enable the Division of Territories and Island Possessions to continue collection and administration of moneys due the United States on account of loans made under the joint resolutions approved December 21, 1928 (45 Stat. 1067), and January 22, 1930 (46 Stat. 57), and to make compositions and adjustments in any loan here-

Administrative expenses.

Loan adjustments.

tofore 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 1942.

EQUATORIAL AND SOUTH SEA ISLANDS

Administrative ex-
penses.

1 F. R. 405; 3 F. R.
525.

41 U. S. C. § 5.

Survey, etc., of Ant-
arctic regions.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
41 U. S. C. § 5.

54 Stat. 643.

Hire of work ani-
mals, etc.

Pick-up trucks, etc.

Citizenship require-
ments.

Transfer of house-
hold effects.

54 Stat. 1105.
5 U. S. C. § 73c-1.

Attendance at meet-
ings, etc.

For administrative expenses of the Division of Territories and Island Possessions, in carrying out the provisions of Executive Orders Numbered 7368 and 7828, approved May 13, 1936, and March 3, 1938, respectively, relating to certain islands of the United States situate in the Pacific Ocean, including personal services outside the District of Columbia (such employment to be by contract, if deemed necessary, without regard to the provisions of section 3709 of the Revised Statutes), rent, traveling expenses, purchase of necessary books, documents, newspapers and periodicals, stationery, hire of automobiles, purchase of equipment, supplies and provisions, and all other necessary expenses, \$26,700.

For expenses of the Division of Territories and Island Possessions in the investigation and survey of natural resources of the land and sea areas of the Antarctic regions, including personal services in the District of Columbia and elsewhere without regard to the civil-service laws or the Classification Act of 1923, as amended, or by contract, if deemed necessary, without regard to the provisions of section 3709 of the Revised Statutes, rent, traveling expenses, purchase of necessary books, documents, newspapers and periodicals, stationery, hire of automobiles, purchase of equipment, supplies and provisions, and all other necessary expenses, \$19,610, together with the unexpended balance of the 1941 appropriations.

SEC. 2. Appropriations herein made for field work shall be available for the hire, with or without personal services, of work animals and animal-drawn and motor-propelled vehicles and equipment.

SEC. 3. 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 and without the cost of purchase, maintenance, operation, and repair being included in the limitation in the various appropriation items for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles.

SEC. 4. 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 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 is a citizen of the United States, or a person in the service of the United States 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.

SEC. 5. Appropriations under the Department of the Interior available for travel, shall be available for expenses of the transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder.

SEC. 6. 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, \$1,000; Grazing Service, \$1,000; Petroleum Conservation Division, \$1,000; General Land Office, \$1,000; Bureau of Indian Affairs, \$7,000; Bureau of Reclamation, \$6,000; Geological Survey, \$3,000; Bureau of Mines, \$5,000; National Park Service, \$5,000; Fish and Wildlife Service, \$5,750; and Soil and Moisture Conservation Operations (all bureaus), \$4,000.

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.

SEC. 8. This Act may be cited as the "Interior Department Appropriation Act, 1942".

Approved, June 28, 1941.

Persons advocating overthrow of U. S. Government.

Provisos.
Affidavit.

Penalty.

Short title.

[CHAPTER 260]

AN ACT

To provide for the acquisition and equipment of public works made necessary by the defense program.

June 28, 1941
[H. R. 4545]
[Public Law 137]

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 expedite the provision of housing in connection with national defense, and for other purposes", approved October 14, 1940, as amended, is amended by inserting before section 1 the following title heading:

National defense,
public works.

54 Stat. 1125.
42 U. S. C., ch. 9
note.
Ante, p. 147.

"TITLE I

"DEFENSE HOUSING"

SEC. 2. Section 1 (b) and section 3 of such Act are amended by striking out "this Act" wherever occurring therein and inserting in lieu thereof "this title".

54 Stat. 1126.
42 U. S. C. ch. 9
note.

SEC. 3. Such Act is amended by inserting after section 3 the following:

"TITLE II

"DEFENSE PUBLIC WORKS

"SEC. 201. It is hereby declared to be the policy of this title to provide means by which public works may be acquired, maintained, and operated in the areas described in section 202. As used in this title, the term 'public work' means any facility necessary for carrying on community life substantially expanded by the national-defense program, but the activities authorized under this title shall be devoted primarily to schools, waterworks, sewers, sewage, garbage and refuse disposal facilities, public sanitary facilities, works for the treatment

Policy with respect
to defense public
works.
"Public work" de-
fined.

and purification of water, hospitals and other places for the care of the sick, recreational facilities, and streets and access roads.

Areas where certain acute shortages exist.

"SEC. 202. Whenever the President finds that in any area or locality an acute shortage of public works or equipment for public works necessary to the health, safety, or welfare of persons engaged in national-defense activities exists or impends which would impede national-defense activities, and that such public works or equipment cannot otherwise be provided when needed, or could not be provided without the imposition of an increased excessive tax burden or an unusual or excessive increase in the debt limit of the taxing or borrowing authority in which such shortage exists, the Federal Works Administrator is authorized, with the approval of the President, in order to relieve such shortage—

Authority conferred.

Acquisition of lands, etc.

Waiver of statutory requirements.

10 U. S. C. § 1339;
41 U. S. C. § 5.

40 U. S. C. § 40a.

40 U. S. C. § 34.

40 U. S. C. §§ 257-258 e, 361-386.

Planning and construction.

Waiver of statutory requirements.

10 U. S. C. § 1339;
41 U. S. C. § 5.

40 U. S. C. § 40a.

"(a) To acquire, prior to the approval of title by the Attorney General if necessary (without regard to sections 1136, as amended, and 3709 of the Revised Statutes), improved or unimproved lands or interests in lands by purchase, donation, exchange, lease (without regard to section 322 of the Act of June 30, 1932 (47 Stat. 412), as amended, the Act of March 3, 1877 (19 Stat. 370), or any time limit on the availability of funds for the payment of rent), or condemnation (including proceedings under the Acts of August 1, 1888 (25 Stat. 357), March 1, 1929 (45 Stat. 1415), and February 26, 1931 (46 Stat. 1421)), for such public works.

"(b) By contract or otherwise (without regard to sections 1136, as amended, and 3709 of the Revised Statutes, section 322 of the Act of June 30, 1932 (47 Stat. 412), or any Federal, State, or municipal laws, ordinances, rules, or regulations relating to plans and specifications or forms of contract, the approval thereof or the submission of estimates therefor), prior to the approval of title by the Attorney General if necessary, to plan, design, construct, remodel, extend, repair, or lease public works, and to demolish structures, buildings, and improvements, on lands or interests in lands acquired under the provisions of subsection (a) hereof or on other lands of the United States which may be available (transfers of which for this purpose by the Federal agency having jurisdiction thereof are hereby authorized notwithstanding any other provisions of law), provide proper approaches thereto, utilities, and transportation facilities, and procure necessary materials, supplies, articles, equipment, and machinery, and do all things in connection therewith to carry out the purposes of this title.

Loans or grants for public works, etc.

"(c) To make loans or grants, or both, to public and private agencies for public works and equipment therefor, and to make contributions to public or private agencies for the maintenance and operation of public works, upon such terms and in such amounts as the Administrator may consider to be in the public interest. As used in this paragraph, the term 'private agency' means any private agency no part of the net earnings of which inures to the benefit of any private shareholder or individual.

"Private agency" defined.

"SEC. 203. (a) In carrying out this title—

Cost-plus, etc., contracts.

"(1) no contract on a cost plus a percentage of cost basis shall be made, but contracts may be made on a cost plus a fixed fee basis: *Provided*, That the fixed fee does not exceed 6 per centum of the estimated cost;

Proriso.

"(2) wherever practicable, utilization shall be made of existing private and public facilities or such facilities shall be extended, enlarged, or equipped in lieu of constructing new facilities;

Utilization of existing facilities.

"(3) public works shall be maintained and operated by officers and employees of the United States only if and to the extent that local public and private agencies are, in the opinion of the

Maintenance of public works by Federal personnel, restriction.

Administrator, unable or unwilling to maintain or operate such public works adequately with their own personnel and under loans or grants authorized by this title;

“(4) public works shall be provided on the basis of need and in determining need no discrimination shall be made on account of race, creed, or color.

Determination of need, etc.

“(b) No department or agency of the United States shall exercise any supervision or control over any school with respect to which any funds have been or may be expended pursuant to this title, nor shall any term or condition of any agreement under this title relating to, or any lease, grant, loan, or contribution made under this title to or on behalf of, any such school, prescribe or affect its administration, personnel, curriculum, instruction, methods of instruction, or materials for instruction.

Supervision over schools.

“(c) No department or agency of the United States shall exercise any supervision or control over any hospital or other place for the care of the sick (which is not owned and operated by the United States) with respect to which any funds have been or may be expended under this title, nor shall any term or condition of any agreement under this title relating to, or any lease, grant, loan, or contribution made under this title to, or on behalf of, any such hospital or place, prescribe or affect its administration, personnel, or operation.

Hospitals.

“SEC. 204. The sum of \$150,000,000, to remain available until expended, is hereby authorized to be appropriated to carry out the purposes of this title and for administrative expenses in connection therewith, including personal services and rent in the District of Columbia and elsewhere, printing and binding, and purchase, repair, operation, and maintenance of motor-propelled passenger-carrying vehicles.

Appropriation authorized.
Post, p. 546.

“TITLE III

“GENERAL PROVISIONS”

SEC. 4. (a) Section 4 of such Act is amended to read as follows:

54 Stat. 1127.
42 U. S. C., ch. 9 note.

“SEC. 301. When the President shall have declared that the emergency declared by him on September 8, 1939, has ceased to exist (a) the authority contained in sections 1 and 202 hereof shall terminate except with respect to contracts on projects previously entered into or undertaken and court proceedings then pending, and (b) property acquired or constructed under this Act (including schools and hospitals) shall be disposed of as promptly as may be advantageous under the circumstances and in the public interest.”

Termination of authority.

Disposition of property.

(b) Sections 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14 of such Act are renumbered, respectively, as follows: “302”, “303”, “304”, “305”, “306”, “307”, “308”, “309”, “310”, and “311”, and as used in such sections the term “State” includes any Territory or possession of the United States.

Renumbering of sections.
54 Stat. 1127, 1128.
42 U. S. C., ch. 9 note.
“State.”

SEC. 5. The departments, agencies, or instrumentalities administering property acquired or constructed under section 201 of the Second Supplemental National Defense Appropriation Act, 1941, shall have the same powers and duties with respect to such property and with respect to the management, maintenance, operation, and administration thereof as are granted to the Federal Works Administrator with respect to property acquired or constructed under title I of such Act of October 14, 1940, and with respect to the management, maintenance, operation, and administration of such property so acquired or constructed under such title.

Powers, duties, etc., with respect to property.
54 Stat. 872, 883.

54 Stat. 1125.
42 U. S. C., ch. 9 note.

Approved, June 28, 1941.

[CHAPTER 261]

AN ACT

To amend the National Housing Act, and for other purposes.

June 28, 1941
[H. R. 4693]

[Public Law 138]

National Housing Act, amendments.
53 Stat. 804.
12 U. S. C. § 1703(a).

53 Stat. 804.
12 U. S. C. § 1703 (a).

53 Stat. 804.
12 U. S. C. § 1703 (b).
Financing existing structures.

New structures.

Maturity limitations.

Proriso. Refinancing, etc., obligations.

49 Stat. 1188.
12 U. S. C. § 1703 (c).

Authority to dispose of acquired real property.

Collection of claims against mortgagors.

Proriso. Minor purchases, etc.
41 U. S. C. § 5.

Execution of instruments.

Delegation of power.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of subsection (a) of section 2 of the National Housing Act, as amended, is hereby amended by striking out "July 1, 1941" and inserting in lieu thereof "July 1, 1943".

SEC. 2. The last sentence of subsection (a) of section 2 of such Act, as amended, is hereby amended by (1) inserting "and other sources" after the word "premiums," and (2) striking out "\$100,000,000" and inserting in lieu thereof "\$165,000,000".

SEC. 3. Subsection (b) of section 2 of such Act, as amended, is hereby amended by (1) striking out "exceeds \$2,500" and inserting in lieu thereof "made for the purpose of financing the alteration, repair, or improvement of existing structures exceeds \$2,500 (or in the case of the alteration, repair, or improvement of an existing dwelling designed or to be designed for more than one family, exceeds \$5,000), or for the purpose of financing the construction of new structures exceeds \$3,000;"; (2) striking out the word "unless" in clause (2) of such subsection and inserting in lieu thereof the following: "where the loan, advance of credit, or purchase does not exceed \$2,500, or has a maturity in excess of five years and thirty-two days, where the loan, advance of credit, or purchase exceeds \$2,500 but does not exceed \$5,000; except that such maturity limitations shall not apply if"; and (3) striking out the period at the end thereof and inserting ": *Provided*, That any obligation with respect to which insurance is granted under this section on or after July 1, 1939, may be refinanced and extended in accordance with such terms and conditions as the Administrator may prescribe, but in no event for an additional amount or term in excess of the maximum provided for in this subsection."

SEC. 4. Subsection (c) of section 2 of such Act, as amended, is hereby amended by (1) inserting after the letter "(c)" the figure "(1)", (2) inserting before the word "property" the word "personal", and (3) adding at the end thereof the following new paragraph:

"(2) The Administrator is authorized and empowered (a) to deal with, complete, rent, renovate, modernize, insure, or sell for cash or credit, in his discretion, and upon such terms and conditions and for such consideration as the Administrator shall determine to be reasonable, any real property conveyed to or otherwise acquired by him in connection with the payment of insurance heretofore or hereafter granted under this title and (b) to pursue to final collection, by way of compromise or otherwise, all claims against mortgagors assigned by mortgagees to the Administrator in connection with such real property by way of deficiency or otherwise: *Provided*, That section 3709 of the Revised Statutes shall not be construed to apply to any contract of hazard insurance or to any purchase or contract for services or supplies on account of such property if the amount thereof does not exceed \$1,000. The power to convey and to execute in the name of the Administrator deeds of conveyance, deeds of release, assignments and satisfactions of mortgages, and any other written instrument relating to real property or any interest therein heretofore or hereafter acquired by the Administrator pursuant to the provisions of this title may be exercised by the Administrator or by any Assistant Administrator appointed by him without the execution of any express delegation of power or power of attorney: *Provided*, That nothing in this paragraph shall be construed to prevent the Adminis-

trator from delegating such power by order or by power of attorney, in his discretion, to any officer or agent he may appoint."

SEC. 5. The last sentence of subsection (f) of section 2 of such Act, as amended, is hereby amended by inserting after the word "charges" the following: "and all moneys collected by the Administrator as fees of any kind in connection with the granting of insurance as provided in this section, and all moneys derived from the sale, collection, disposition, or compromise of any evidence of debt, contract, claim, property, or security assigned to or held by the Administrator as provided in subsection (c) of this section with respect to insurance granted on and after July 1, 1939".

SEC. 6. Effective on July 1, 1941, the first sentence of section 1 of the National Housing Act, as amended, is hereby amended by striking out "\$10,000" and inserting in lieu thereof "\$12,000".

SEC. 7. Title I of such Act, as amended, is hereby amended by adding at the end thereof the following new section:

"SEC. 7. Nothing in this title shall be construed to exempt any real property acquired and held by the Administrator in connection with the payment of insurance heretofore or hereafter granted under this title from taxation by any State or political subdivision thereof, to the same extent, according to its value, as other real property is taxed."

SEC. 8. Subsection (a) of section 203 of such Act, as amended, is hereby amended by (1) striking out "\$3,000,000,000" and inserting in lieu thereof "\$4,000,000,000"; (2) striking out "\$4,000,000,000" and inserting in lieu thereof "\$5,000,000,000"; (3) striking out of the second proviso "the effective date of this amendment and outstanding at any one time, shall not exceed 25 per centum of the total amount of the principal obligations of mortgages with respect to which insurance may be granted under this title after such effective date" and inserting in lieu thereof "June 3, 1939, and outstanding at any one time shall not exceed 35 per centum of the total amount of the principal obligations of mortgages with respect to which insurance may be granted under this title after such date"; and (4) striking out of the third proviso "July 1, 1941" and inserting in lieu thereof "July 1, 1944".

SEC. 9. The last sentence of subsection (a) of section 204 of such Act, as amended, is hereby amended by striking out "July 1, 1941" and inserting in lieu thereof "July 1, 1944".

SEC. 10. The first sentence of subsection (d) of section 512 of such Act, as amended, is hereby amended to read as follows: "No individual, association, partnership, or corporation shall hereafter, while the Federal Housing Administration exists, use the combination of letters 'FHA', the words 'Federal Housing' or 'National Housing', or any combination or variation of such letters or words alone or with other letters or words as the name under which he or it shall do business, for the purpose of trade, or by way of advertisement to induce the sale of any article or product whatsoever, which use shall have the effect of leading the public to believe that any such individual, association, partnership, or corporation, or any article or product so offered for sale, has any connection with, approval of, or authorization from, the Federal Housing Administration, the Government of the United States, or any instrumentality thereof where such connection, approval, or authorization does not, in fact, exist."

Approved, June 28, 1941.

53 Stat. 805.
12 U. S. C. § 1703 (f).

Deposit of collections;
use.

Ante, p. 364.

48 Stat. 1246.
12 U. S. C. § 1702.
Administrator's salary.

49 Stat. 1233.

State taxation of
real property.

53 Stat. 805.
12 U. S. C. § 1709.
Insurance of mortgages.

Mortgages on existing
construction.

Restriction after
July 1, 1944.

53 Stat. 806.
12 U. S. C. § 1710.
Foreclosures.

Penalties.
52 Stat. 28.
12 U. S. C. § 1731 (d).
Misuse of certain
letters or words.

False advertisements.

[CHAPTER 262]

AN ACT

Making appropriations for the Military Establishment for the fiscal year ending June 30, 1942, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Military Establishment for the fiscal year ending June 30, 1942, and for other purposes, namely:

MILITARY ACTIVITIES

CONTINGENCIES OF THE ARMY

For all emergencies and extraordinary expenses, including the employment of translators, and exclusive of all other personal services in the War Department or any of its subordinate bureaus or offices in the District of Columbia, or in the Army at large, but impossible to be anticipated or classified, and for examination of estimates of appropriations and of military activities in the field, to be expended on the approval or authority of the Secretary of War, and for such purposes as he may deem proper, and his determination thereon shall be final and conclusive upon the accounting officers of the Government, \$200,000, of which \$50,000 shall be available immediately for the actual and necessary expenses, as may be determined and approved by the Secretary of War, of officers, warrant officers and enlisted men of the Army on special duty in foreign countries.

EXPEDITING PRODUCTION

Expediting production of equipment and supplies for national defense: To enable the Secretary of War, with the approval of the President, and 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 1942, 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 and are approved by the President, \$1,271,896,000, of which amount not to exceed \$771,896,000 shall be for payments under contracts authorized under this head in Appropriation Acts for the fiscal year 1941: *Provided*, That the appropriations and contract authorizations provided under this head in the Appropriation Acts for the fiscal year 1941, and the appropriation provided by this Act, are hereby consolidated and shall constitute one fund and one contract authorization, respectively, and remain available until June 30, 1942: *Provided further*, That an account shall be kept of all expenditures made or authorized under the several appropriations herein consolidated and reports thereon shall be submitted to Congress on or before July 1, 1942: *Provided further*, That no obligations shall be incurred for or on account of objects appropriated for under this head to the Military Establishment except in pursuance of specific appropriations.

June 30, 1941

[H. R. 4965]

[Public Law 139]

Military Appropriation Act, 1942.
Post, pp. 669, 810.

Post, pp. 565, 669, 810.

Post, p. 810.

Officers, etc., on special duty in foreign countries.

Post, p. 810.

Equipment, etc., for national defense.

41 U. S. C. § 5; 10 U. S. C. § 1339.

Payments under contracts.

Proviso.
Consolidation of funds and authorizations.

Ante, p. 124.

Accounting; report to Congress.

Restriction on incurring obligations.
Post, p. 597.

GENERAL STAFF CORPS

Post, p. 810.

CONTINGENT FUND, CHIEF OF STAFF

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, \$25,000,000, 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.

Emergent military uses.

Advances.

MILITARY INTELLIGENCE ACTIVITIES

Post, p. 811.

For miscellaneous expenses requisite for and incident to the military intelligence activities of the Army and maintenance of the military attachés at the United States Embassies and Legations abroad, including the purchase of lawbooks, maps, professional books of reference, and subscriptions to newspapers and periodicals; for the hire of interpreters, special agents, and guides, and for such other purposes as the Secretary of War may deem proper, including not to exceed \$5,000 for the actual and necessary expenses of officers of the Army on duty abroad for the purpose of observing operations of armies of foreign states at war, to be paid upon certificates of the Secretary of War that the expenditures were necessary for obtaining military information. \$640,000, to be expended under the direction of the Secretary of War: *Provided*, That 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 the military attachés are required to operate.

Miscellaneous expenses.

Observing operation of foreign armies.
Post, p. 811.*Proviso*.
Waiver of certain provisions.

FIELD EXERCISES

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, \$28,587,000: *Provided*, That the appropriation under this head for the fiscal year 1941 is extended and made available until June 30, 1942.

Participation by National Guard, etc.

Rental of land, etc.

31 U. S. C. § 529.

Private property damage claims.

Proviso.
Reappropriation.
54 Stat. 353.

ARMY WAR COLLEGE

For expenses of the Army War College, being for the purchase of the necessary special stationery; textbooks, books of reference, scientific and professional papers; newspapers, and periodicals; maps; police utensils; employment of temporary, technical, or special services, and expenses of special lectures; purchase, repair, and cleaning of uniforms for guards; pay of employees; and for all other absolutely necessary expenses, \$73,760.

ADJUTANT GENERAL'S DEPARTMENT

COMMAND AND GENERAL STAFF SCHOOL, FORT LEAVENWORTH, KANSAS

For the purchase of textbooks, books of reference, scientific and professional papers, instruments, and material for instruction; employment of temporary, technical, special, and clerical services; and for other necessary expenses of instruction, at the Command and General Staff School, Fort Leavenworth, Kansas, \$74,000.

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, \$2,344,000.

FINANCE DEPARTMENT

PAY OF THE ARMY

For pay 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, and not more than nine hundred thousand selective trainees under the provisions of the Selective Training and Service Act of 1940, and including pay of commissioned officers, \$207,783,661; pay of warrant officers, \$1,655,976; aviation increase to commissioned and warrant officers, \$14,188,834, none of which shall 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; additional pay to officers for length of service, \$20,902,751; pay of enlisted men of the line and staff, not including the Philippine Scouts, \$746,593,994; Regular Army Reserve, \$280,000; aviation increase to enlisted men, \$10,161,990; pay of enlisted men of the Philippine Scouts, \$1,027,647; additional pay for length of service to enlisted men, \$25,639,186; pay of commissioned officers on the retired list, \$13,327,453; pay of retired warrant officers and retired members of the Army Nurse Corps, \$1,560,425; increased pay to retired military personnel, and enlisted men of the Regular Army Reserve, on active duty, \$856,620; pay of

Post, p. 811.

Equipment and conduct of clubs, libraries, etc.

Reserve and National Guard officers.

41 Stat. 776; 48 Stat. 155.

10 U. S. C. § 369; 32 U. S. C. § 20.

Selective trainees.

54 Stat. 885.

50 U. S. C., app. §§ 301-318.

Aerial flights by nonflying officers.

Enlisted men.

Regular Army Reserve.
Philippine Scouts.

retired enlisted men, \$14,045,745; pay of civilian employees at military headquarters, not to exceed \$1,337,684; pay and allowances of contract surgeons, \$86,784; pay of nurses, \$5,750,820; rental allowances, including allowances for quarters for enlisted men on duty where public quarters are not available, \$104,363,780; subsistence allowances, \$38,227,611; interest on soldiers' deposits, \$104,500; payment of exchange by officers serving in foreign countries and when specially authorized by the Secretary of War, by officers disbursing funds pertaining to the War Department, when serving in Alaska, and all foreign money received shall be charged to and paid out by disbursing officers of the Army at the legal valuation fixed by the Secretary of the Treasury, \$100; in all, \$1,207,895,561, of which amount \$1,000,000 shall be available immediately; and the money herein appropriated for "Pay of the Army" shall be accounted for as one fund: *Provided*, That during the fiscal year ending June 30, 1942, 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 the appropriations contained in this Act shall not be subject to any limitations as to the strength of any branch of the Army, as to the enlisted strength of the Army, as to the number of flying cadets in the Army Air Corps, as to the number of assistant superintendents of the Army Nurse Corps, and as to the number and grade of Reserve officers who may be ordered to extended active duty with the Air Corps: *Provided further*, That exclusive of officers of the Army Air Corps, including those assigned thereto for training, the number of officers of the Army who may be required to participate regularly and frequently in aerial flights during the fiscal year 1942 shall not exceed 5 per centum of the total authorized commissioned strength of the Army, notwithstanding the provisions of section 20, Act of June 10, 1922, as amended (10 U. S. C. 292): *Provided further*, That the thirteenth paragraph of section 127a of the National Defense Act, as amended (10 U. S. C. 535), is further amended by striking out the words "one-half of 1 per centum" and inserting in lieu thereof the words "2 per centum": *Provided further*, That no part of this or any other appropriation contained in this Act shall be available for the pay of any person, civil or military, not a citizen of the United States, unless in the employ of the Government or in a pay status on July 1, 1937, under appropriations for the War Department, nor for the pay of any such person beyond the period of enlistment or termination of employment, but nothing herein shall be construed as applying to instructors of foreign languages at the Military Academy, to selective trainees, or to Filipinos in the Army Transport Service, or to persons employed outside of the continental limits of the United States except enlisted men of the Regular Army, other than Philippine Scouts, upon expiration of enlistment, and this provision shall be subject to the provisions of the Act entitled "An Act for the protection of certain enlisted men of the Army", approved August 19, 1937, as amended by the Act approved August 16, 1940: *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 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.

Contract surgeons;
nurses.
Rent, subsistence,
etc.

Provisos.
No allowance to
officer owning mount.
35 Stat. 108.

Appropriations not
subject to designated
limitations.

Aerial flights, limi-
tation.

44 Stat. 782.

Details to educa-
tional institutions, etc.

44 Stat. 705.
Ante, p. 159.

Citizenship require-
ment.

Not applicable to
designated persons.

50 Stat. 606; 54 Stat.
788.

10 U. S. C. § 626a;
8 U. S. C. § 724 note.

Use of receipts of
public moneys from
sales, etc.

Retired officer selling supplies to Army, pay restriction.

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.

Proviso.

Post, p. 811.

TRAVEL OF THE ARMY

Travel allowances, etc.

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 and contract surgeons; transportation of troops; transportation, or reimbursement therefor, of nurses, 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 military personnel, including dependents (as now authorized by law for personnel of the Regular Army) of personnel of the National Guard while in the service of the United States and of the Officers' Reserve Corps and the Enlisted Reserve Corps ordered to active duty for periods in excess of sixty-one days, and dependents of retired officers, warrant officers and enlisted men of the first three grades, and dependents of enlisted men of the first three grades of the Regular Army Reserve ordered to active duty and upon relief therefrom; 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; 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 nurses, civilian employees, and civilian witnesses before courts martial, \$101,262,000, of which amount not to exceed \$4,000,000 shall be available for fiscal year 1941 obligations, and such total amount may be increased, subject to the approval of the Director of the Bureau of the Budget, by transfers from other appropriations for the Military Establishment of such amounts as may be required in addition to those herein provided for travel in connection with development, procurement, production, maintenance, or construction activities; and, with such exception, no other appropriation in this Act shall be available for any expense for or incident to travel of personnel of the Regular Army or civilian employees under the War Department, except the appropriation "Contingencies of the Army" and the appropriations for Military Posts, the National

Dependents.

Nurses, civilian employees, etc.

Amount available for 1941 obligations.
54 Stat. 356.
Transfers from other appropriations.

Restriction.

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" and "Air Corps, Army": *Provided*, 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.

Providos.
Attendance at meetings.
39 Stat. 199.
32 U. S. C. § 22.

Personnel traveling under orders, expenses.

Army personnel outside U. S.
Removal of dependents and effects.

During the fiscal year 1942 the dependents and household effects of such personnel of the Military Establishment on duty at stations outside the continental limits of the United States, and 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 selected by the Secretary of War, 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.

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, \$175,000.

APPREHENSION OF DESERTERS, AND SO FORTH

For the apprehension, securing, and delivering of soldiers absent without leave and of deserters, including escaped military prisoners, and the expenses incident to their pursuit; and no greater sum than \$25 for each deserter or escaped military prisoner shall, in the discretion of the Secretary of War, be paid to any civil officer or citizen for such services and expenses; for a donation of \$10 to each prisoner discharged otherwise than honorably upon his release from confinement under court-martial sentence involving dishonorable discharge, \$520,000.

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), \$6,325,157.

Compensation and living quarters.

46 Stat. 818.

Post, p. 811.

CLAIMS FOR DAMAGES TO AND LOSS OF PRIVATE PROPERTY

Proviso.

For payment of claims, including claims of military and civilian personnel in and under the War Department, not exceeding \$500 each in amount, for damages to or loss of private property incident to the training, practice, operation, or maintenance of the Army that have accrued, or may hereafter accrue, from time to time, \$10,000: *Provided*, That settlement of such claims shall be made by the General Accounting Office, upon the approval and recommendation of the Secretary of War, where the amount of damages has been ascertained by the War Department, and payment thereof will be accepted by the owners of the property in full satisfaction of such damages.

CLAIMS OF OFFICERS, ENLISTED MEN, AND NURSES OF THE ARMY FOR DESTRUCTION OF PRIVATE PROPERTY

41 Stat. 1436.

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), \$5,000.

QUARTERMASTER CORPS

Post, pp. 566, 669, 811.

Purchase of supplies.
Post, p. 811.

Army Transport Service.

Sales to officers, etc.

Designated payments.

Prizes.

Proviso.
Butter substitutes, restriction.

Use of articles of U. S. production, etc.

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, the total amount of such prizes at the various schools not to exceed \$900 per annum; and for other necessary expenses incident to the purchase, testing, care, preservation, issue, sale, and accounting for subsistence supplies for the Army; in all, \$263,689,382: *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 suf-

ficient 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.

Regular supplies of the Army: Regular supplies of the Quartermaster Corps, including their care and protection; field ranges, field stoves for cooking food, coffee roasters, field bakery equipment, and appliances for cooking and serving food at posts (except fixed installations in buildings), in the field and when traveling, and repair and maintenance of such equipment; authorized issues of candles and matches; authorized issues of soap, toilet paper, and towels; for the necessary furniture, textbooks, paper, and equipment for troop schools; for the purchase and issue of instruments, office furniture, stationery, and other authorized articles for the use of officers' schools at the several military posts; for purchase of commercial newspapers, periodicals, market reports, technical books, and so forth; for equipment and furniture for kitchens and mess halls, each and all for the enlisted men, including recruits; for forage, salt, and vinegar for the horses, mules, oxen, and other draft and riding animals of the Quartermaster Corps at the several posts and stations and with the armies in the field, for the horses of the several regiments of Cavalry and batteries of Artillery and such companies of Infantry and Scouts as may be mounted, and for remounts and for the authorized number of officers' horses, including bedding for the animals; for seeds and implements required for the raising of forage at remount depots and on military reservations in the Hawaiian, Philippine, and Panama Canal Departments, and for labor and expenses incident thereto, including, when specifically authorized by the Secretary of War, the cost of irrigation; for the purchase of implements and hire of labor for harvesting hay on military reservations; for straw for soldiers' bedding, stationery, typewriters and exchange of same, including blankbooks and blank forms for the Army, certificates for discharged soldiers, and for printing department orders and reports, \$19,238,000.

Clothing and equipage: For cloth, woolsens, 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

Regular supplies of
the Army.
Post, pp. 669, 811.

Clothing and equipage.
Post, pp. 669, 811.

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, \$286,309,000: *Provided*, That laundry charges, other than for service now rendered without charge, shall be so adjusted that earnings in conjunction with the value placed upon service rendered without charge shall aggregate an amount not less than \$50,000 below the cost of maintaining and operating laundries and dry-cleaning plants.

Proviso.
Laundry charges.

Incidental expenses of the Army.
Post, p. 811.

46 Stat. 818.

Recruiting.

Tests, research, etc.

Army transportation.
Post, pp. 670, 811.

Privately owned automobiles.

Purchase, lease, etc., of vessels.

Vehicles.

Payments under contracts.

54 Stat. 872.

Provisos.
Passenger automobiles, unit cost.

Transportation costs, supplies, etc.

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; not to exceed \$53,600 for activities of chaplains (excluding ritual garments and personal services); for the operation of coffee-roasting plants; 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, \$67,811,439.

Army transportation: For transportation of Army supplies; of authorized baggage of military and civilian personnel, 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 Regular Army personnel upon change of station; for the purchase or construction, alteration, operation, and repair, and for the lease from the Maritime Commission or others, of boats and other vessels; for wharfage, tolls, and ferriage; for drayage and cartage; for the purchase, manufacture (including both material and labor), maintenance, hire, and repair of pack saddles and harness; for the purchase, hire, operation, maintenance, and repair of wagons, carts, drays, other vehicles, and horse-drawn and motor-propelled passenger-carrying vehicles required for the transportation of troops and supplies and for official military and garrison purposes; for hire of draft and pack animals; in all, \$231,201,383, of which not to exceed \$15,041,454 shall be for the payment of obligations incurred under the contract authorization in the appropriation Acts for the fiscal year 1941: *Provided*, That the unit cost of light and medium passenger-carrying automobiles shall not exceed \$750 for light automobiles and \$1,200 for medium automobiles, including the value of any vehicle exchanged: *Provided further*, That during the fiscal year 1942 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.

Post, p. 670.

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 \$87,515 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), \$234,215.

Encouragement of breeding of riding horses.

MILITARY POSTS

For construction and installation of buildings, flying fields, and appurtenances thereto, including interior facilities, fixed equipment, necessary services, roads, connections to water, sewer, gas, and electric mains, purchase and installation of telephone and radio equipment, and similar improvements, and procurement of transportation incident thereto, including the purchase, operation, maintenance, and repair of passenger-carrying vehicles, and including the acquisition of land, rights pertaining thereto, leasehold and other interests therein, and temporary use thereof, without regard to sections 1136 and 3648, Revised Statutes, as amended (10 U. S. C. 1339; 31 U. S. C. 529), 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 of the Revised Statutes, as amended; general overhead expenses of transportation, engineering, supplies, inspection and supervision, and such services as may be necessary in the office of the Quartermaster General; \$332,140,556, to remain available until expended and of which not to exceed \$134,382,500 shall be for payments under contracts for the purposes authorized under this head in the appropriation Acts for the fiscal years 1939, 1940, and 1941: *Provided*, That the Secretary of War may, with respect to contracts for public works for the Military Establishment, whether or not for construction at military posts, entered into upon a cost-plus-a-fixed-fee basis out of funds appropriated for the fiscal year 1942 or authorized to be entered into prior to July 1, 1942, waive the requirements as to performance and payment bonds of the Act approved August 24, 1935 (49 Stat. 793; 40 U. S. C. 270a): *Provided further*, That the fixed fee to be paid the contractor as a result of any contract for public works entered into on or after September 9, 1940, for the construction and installation of buildings, utilities, and appurtenances at military posts shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of War.

Post, pp. 566, 670, 811.

Construction, etc.

Acquisition of land.

50 U. S. C. § 175.

Payments under contracts.

52 Stat. 651; 53 Stat. 602; 54 Stat. 360.

Provisos.
Waiver of bond requirements.

Limitation on fee.

Post, p. 812.

Construction, etc., of buildings.

BARRACKS AND QUARTERS AND OTHER BUILDINGS AND UTILITIES

For all expenses incident to the construction, installation, operation, and maintenance of buildings, utilities, appurtenances, and accessories necessary for the shelter, protection, and accommodation of the Army and its personnel and property, where not specifically provided for in other appropriations, including personal services, purchase and repair of furniture for quarters for officers, warrant officers, and noncommissioned officers, and officers' messes and wall lockers and refrigerators for Government-owned buildings as may be approved by the Secretary of War, care and improvement of grounds, flooring and framing for tents, rental of buildings, provided space is not available in Government-owned buildings, and grounds for military purposes, lodgings for recruits and applicants for enlistment, water supply, sewer and fire-alarm systems, fire apparatus, roads,

Rentals.

walks, wharves, drainage, dredging channels, purchase of water, disposal of sewage, shooting galleries, ranges for small-arms target practice, field, mobile, and railway artillery practice, including flour for paste for marking targets, such ranges and galleries to be open as far as practicable to the National Guard and organized rifle clubs under regulations to be prescribed by the Secretary of War; warehouse and fuel handling equipment; stoves required for use of the Army for heating offices, hospitals, barracks, quarters, recruiting stations, and United States disciplinary barracks, also ranges and stoves for cooking food at posts, for post bakery and bake-oven equipment and apparatus and appliances for cooking and serving food when constituting fixed installations in buildings, including maintenance and repair of such heating and cooking appliances; for furnishing heat and light for the authorized allowance of quarters for officers, enlisted men, and warrant officers, including retired enlisted men when ordered to active duty, contract surgeons when stationed at and occupying public quarters at military posts, officers of the National Guard attending service and garrison schools, and for recruits, guards, hospitals, storehouses, offices, the buildings erected at private cost, in the operation of the Act approved May 31, 1902 (10 U. S. C. 1346), and buildings for a similar purpose on military reservations authorized by War Department regulations; for sale of fuel to officers; fuel and engine supplies required in the operation of modern batteries at established posts, \$168,475,083: *Provided*, That the amounts to be assessed and collected by the Secretary of War for expenditure for maintenance purposes at Fort Monroe, Virginia, under the provisions of the Act of August 1, 1894 (28 Stat. 212), shall be \$13,520 for wharf and \$5,053 for roads and sewerage system: *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.

Target practice, etc.

Heat, light, etc.

Buildings erected at private cost.
32 Stat. 282.

Provisos.
Fort Monroe, Va., wharf, etc.

Military attachés, rental of offices, etc.

Construction, limitation on cost.

Stabling, rental rate.

CONSTRUCTION AND REPAIR OF HOSPITALS

For construction and repair of hospitals at military posts already established and occupied, including all expenditures for construction and repairs required at the Army and Navy Hospital at Hot Springs, Arkansas, and for the construction and repair of general hospitals and expenses incident thereto, and for additions needed to meet the requirements of increased garrisons, and for temporary hospitals in standing camps and cantonments; for the alteration of permanent buildings at posts for use as hospitals, construction and repair of temporary hospital buildings at permanent posts, construction and repair of temporary general hospitals, rental or purchase of grounds, and rental and alteration of buildings for use for hospital purposes in the District of Columbia and elsewhere, including necessary temporary quarters for hospital personnel, outbuildings, heating and laundry apparatus, plumbing, water and sewers, and electric work, cooking apparatus, and roads and walks for the same, \$10,038,641.

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

Temporary hospitals.

Gages, dies, jigs, etc., funds available.

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.

39 Stat. 213, 215.
50 U. S. C. §§ 80, 78.
Purchase, etc., of
letters patent.

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 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; 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, \$320,641,970, of which \$207,937,190 shall be immediately available, \$500,000 shall remain available until expended, and not to exceed \$66,181,194 shall be for payments under contracts for the procurement of equipment and facilities under authorizations under this head contained in Appropriation Acts for the fiscal year 1941.

Post, pp. 670, 812.

Telegraph, etc., systems.

Vehicles.

Telephone apparatus, etc.

Rental of lines, etc.

Electrical installations.

Civilian employees.

Aircraft warning service systems.

Payments under contracts.

54 Stat. 363.

AIR CORPS

AIR CORPS, ARMY

Post, pp. 670, 812.

Instruction, etc., expenses.

Aircraft operation, etc.

Photographic supplies.

Helium gas. *Ante*, p. 344.

Civilian employees.

Development of new types of aircraft.

Purchase, construction, etc.

Marking of military airways.

Consulting engineers.

Printing plants.

Settlement of claims.

For creating, maintaining, and operating at established flying schools and balloon schools courses of instruction for officers, students, and enlisted men, including cost of equipment and supplies necessary for instruction, purchase of tools, equipment, materials, machines, textbooks, books of reference, scientific and professional papers, instruments, and materials for theoretical and practical instruction; for maintenance, repair, storage, and operation of airships, war balloons, and other aerial machines, including instruments, materials, gas plants, hangars, and repair shops, and appliances of every sort and description necessary for the operation, construction, or equipment of all types of aircraft, and all necessary spare parts and equipment connected therewith and the establishment of landing and take-off runways; for purchase of supplies for securing, developing, printing, and reproducing photographs in connection with aerial photography; improvement, equipment, maintenance, and operation of plants for testing and experimental work, and procuring and introducing water, electric light and power, gas, and sewerage, including maintenance, operation, and repair of such utilities at such plants, for the procurement of helium gas; for travel of officers and enlisted men of the Air Corps by air 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 airplanes, autogiros, and balloons, accessories thereto, and aviation engines, including plans, drawings, and specifications thereof; for the purchase, manufacture, and construction of airplanes and balloons, including instruments and appliances of every sort and description necessary for the operation, construction (airplanes and balloons), or equipment of all types of aircraft, and all necessary spare parts and equipment connected therewith; or 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 \$50 a day for not exceeding fifty days each and necessary traveling expenses; purchase of special apparatus and appliances, repairs, and replacements of same used in connection with special scientific medical research in the Air Corps; for maintenance and operation of such Air Corps printing plants outside of the District of Columbia as may be authorized in accordance with law; for publications, station libraries, special furniture, supplies and equipment for offices, shops, and laboratories; for special services, including the salvaging of wrecked aircraft; for settlement of claims (not exceeding \$250 each) for damage to persons and private property resulting from the operation of aircraft at home and abroad when each claim is substantiated by a survey report of a board of officers appointed by the commanding officer of the nearest aviation post and approved by

the Chief of Air Corps and the Secretary of War, \$4,341,735,322, of which \$2,506,868,000 shall be immediately available, and not to exceed \$1,201,159,597 shall be available for payments under contracts for the procurement of Air Corps supplies and equipment, as authorized by appropriation Acts for the fiscal year 1941, and not to exceed \$792,381 shall be for the payment of obligations incurred under contracts executed prior to July 1, 1939: *Provided*, That in addition to the amounts herein appropriated the Chief of the Air Corps, when authorized by the Secretary of War, may enter into contracts between the date of the approval of this Act and July 1, 1942, for the procurement of Air Corps supplies and equipment to an amount not in excess of \$104,258,995: *Provided further*, That this appropriation may be expended without reference to the limitation contained in section 1 of the Act approved April 3, 1939 (Public, Numbered 18, Seventy-sixth Congress), as to the number of airplanes to be procured and maintained: *Provided further*, That the provisions of the Act to facilitate the procurement of aircraft for the national defense, approved March 5, 1940, as amended by section 401 of the Second Revenue Act of 1940, approved October 8, 1940, shall be effective during the fiscal year 1942.

Payments under contracts.

54 Stat. 365.
Contracts executed prior to July 1, 1939.

Provisos.
Additional contracts, limitation.

Waiver of limitation as to number of airplanes.
53 Stat. 555.
10 U. S. C. § 292b.

Facilitation of procurement of aircraft.
54 Stat. 45, 1003.
10 U. S. C. § 310 note;
34 U. S. C. § 496a.

MEDICAL DEPARTMENT

ARMY

MEDICAL AND HOSPITAL DEPARTMENT

Post, pp. 670, 812.

Supplies.

Care, etc., in private hospitals.

Proviso.
If on furlough, etc.

Epidemic and contagious diseases.

Insane Filipino soldiers.

35 Stat. 122.
Pay of nurses, cooks, and other civilians.

Civilian physicians.

For the manufacture and purchase of medical and hospital supplies, including disinfectants, for military posts, camps, hospitals, hospital ships and transports, for laundry work for enlisted men and Army nurses while patients in a hospital, and supplies required for mosquito destruction in and about military posts in the Canal Zone; for the purchase of veterinary supplies and hire of veterinary surgeons; for expenses of medical supply depots; for medical care and treatment of patients, including supernumeraries, not otherwise provided for, including care and subsistence in private hospitals of officers, enlisted men, and civilian employees of the Army, of applicants for enlistment, and of prisoners of war and other persons in military custody or confinement, when entitled thereto by law, regulation, or contract: *Provided*, That this shall not apply to officers and enlisted men who are treated in private hospitals or by civilian physicians while on furloughs or leaves of absence in excess of twenty-four hours; for the proper care and treatment of epidemic and contagious diseases in the Army or at military posts or stations, including measures to prevent the spread thereof, and the payment of reasonable damages not otherwise provided for for bedding and clothing injured or destroyed in such prevention; for the care of insane Filipino soldiers in conformity with the Act of Congress approved May 11, 1908 (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 who are graduates of or have successfully completed at least four years professional training in reputable schools of medicine or osteopathy at not to exceed \$720 per annum each; for the pay of civilian physicians employed to examine physically applicants for enlistment and enlisted men and to render other professional services from time to

time under proper authority; for the pay of other employees of the Medical Department; for the payment of express companies and local transfers employed directly by the Medical Department for the transportation of medical and hospital supplies, including bidders' samples and water for analysis; for supplies for use in teaching the art of cooking to the enlisted force of the Medical Department; for the supply of Army and Navy Hospital at Hot Springs, Arkansas; for advertising, laundry, and all other necessary miscellaneous expenses of the Medical Department, \$60,865,000, of which amount not to exceed \$6,526,819 shall be for payment of obligations incurred under contract authorizations under this head in Appropriation Acts for the fiscal year 1941.

Army and Navy Hospital, Hot Springs, Ark.

Payment of contract obligations.
54 Stat. 366.

HOSPITAL CARE, CANAL ZONE GARRISONS

For paying the Panama Canal such reasonable charges, exclusive of subsistence, as may be approved by the Secretary of War for caring in its hospitals for officers, enlisted men, military prisoners, and civilian employees of the Army admitted thereto upon the request of proper military authority, \$415,000: *Provided*, That the subsistence of the said patients, except commissioned officers, shall be paid to said hospitals out of the appropriation for subsistence of the Army at the rates provided therein for commutation of rations for enlisted patients in general hospitals.

Proviso.
Subsistence payments.

CORPS OF ENGINEERS

ENGINEER SERVICE, ARMY

Post, pp. 670, 812.

Equipment, instruments, etc.

Engineer School, maintenance, etc.

Maps, surveys, etc.

Heat, light, etc.

Payments under contracts.
54 Stat. 367.

Proviso.
Railroad operation, etc.

Military construction, defense installations.

Post, p. 812.

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 the Engineer School, 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 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; for heat, light, power, water, and communication service, not otherwise provided for; and for the compensation of employees required in these activities, \$42,434,000, of which amount not to exceed \$25,993,500 shall be for payments under contracts for the procurement of Engineer equipment under the authorization contained in appropriation Acts for the fiscal year 1941: *Provided*, That this appropriation shall be available for expenses of railroad operation, 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.

Military construction, defense installations: For construction, installation, maintenance, and repair of facilities required for military use at locations to be approved by the President, and for each and every object and expense connected therewith, in the discretion of the Secretary of War, including housing, storage, fortifications, airdromes,

piers, roads, railroads, and communication, water, sewerage, and electric systems, and other utilities connected therewith, and also including the acquisition of leasehold and other interests in land, and temporary use thereof, without regard to sections 1136 and 3734, Revised Statutes, as amended (10 U. S. C. 1339; 40 U. S. C. 267), 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 of the Revised Statutes, as amended; the purchase, hire, operation, maintenance, and repair of passenger-carrying vehicles; the employment of persons and the procurement of supplies and services, printing and binding, and communication service, at the seat of government and elsewhere, \$51,000,000, to remain available until June 30, 1943: *Provided*, That under this appropriation the Secretary of War is authorized to effect appointments of employees in the United States, or to effect the transfer of employees in the Federal service in the United States, for duty at any point outside the continental limits of the United States at which it may be found necessary to assign such civilian employees, and to pay the costs of transportation of such employees from place of engagement in the United States, or from present post of duty in the United States, in the case of those employees already in the service of the United States, to the post of duty outside the United States, and return upon completion of assignment or after such period of service as may be prescribed by the head of the Department; to provide for the shipment of household goods and personal effects of persons so appointed or transferred from place of engagement or from present post of duty in the United States to the post of duty outside the continental United States; and to provide for the transportation of the dependents of such appointees or employees, either by commercial or Government-operated vessels, as may be found expedient.

Leasehold, etc., interests.

50 U. S. C. § 175.

Supplies and services.

Proviso.
Employment outside United States.

Payment of transportation costs.

Shipment of household, etc., effects.

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 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 training and other incidental expenses of the ordnance service; for instruction purposes, other than tuition; for the purchase, completely equipped, of plant vehicles, including trucks, ambulances, and station wagons, and for maintenance, repair, and operation of motor-propelled and horse-drawn freight and passenger-carrying vehicles; for ammunition for military salutes at Government establishments and institutions to which the issues of arms for salutes are authorized; for services, 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 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 \$50 per day and for their necessary traveling expenses; in all, \$1,339,390,595, of which \$76,085,595 shall be

Post, pp. 670, 812.

Manufacture, issue, etc.

Contingent expenses.

Vehicles.

Ammunition for military salutes.

Libraries of Ordnance Department.

Consultants.

Payments under contracts.

53 Stat. 608; 54 Stat. 367.
Contract authorizations.

Provisos.
Time extension.
Ante, p. 127.

Armored Force divisions, etc., contracts.
Post, p. 670.

Reserve officers, active duty.

immediately available, and not to exceed \$1,103,925,950 shall be available for payments under contracts for the procurement or production of ordnance matériel, machinery, and supplies under authorizations under this head contained in Appropriation Acts for the fiscal years 1940 and 1941; also, in addition, the Chief of Ordnance, when authorized by the Secretary of War, may enter into contracts prior to July 1, 1942, for the procurement or production of ordnance matériel, machinery, and supplies to an amount not in excess of \$57,000,000, and his action in so doing shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof: *Provided*, That the period of the contract authorization of \$831,065,751 under this head in the Fifth Supplemental National Defense Appropriation Act, 1941, is extended to July 1, 1942: *Provided further*, That the Chief of Ordnance and the chiefs of any other branches concerned shall enter into contracts prior to July 1, 1942, for the procurement of such equipment, spare parts, and accessories as may be required for such additional Armored Force divisions and/or other units of such Armored Force as may be directed by the Chief of Staff: *Provided further*, That pay and allowances of Ordnance Reserve Officers and Specialist Reserve Officers assigned to the Ordnance Department to active duty to carry out the purposes of this appropriation, while so assigned, shall be charged to this appropriation.

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, \$33,000.

REPAIRS OF ARSENALS

For repairs and improvements of ordnance establishments, and to meet such unforeseen expenditures as accidents or other contingencies may require, \$2,776,500.

Post, pp. 670, 812.

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, gas masks, or other offensive or defensive materials or appliances required for gas-warfare purposes, investigations, research, design, experimentation, and operation, purchase of chemicals, special scientific and technical apparatus and instruments, including services connected therewith; for the payment of part-time or intermittent employment of such scientists and technicians as may be contracted for by the Secretary of War, in his discretion, at a rate of pay not exceeding \$20 per diem for any person so employed; for the purchase, maintenance, repair, and operation of freight- and passenger-carrying motor vehicles; construction, maintenance, and repair of plants, buildings, and equipment, and the machinery therefor; receiving, storing, and issuing of supplies, comprising police and office duties, rents, tolls, fuels, gasoline, lubricants, paints and oils, rope and cordage, light, water, advertising, stationery, typewriting and 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 dem-

onstrations, 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, \$54,902,905, of which not to exceed \$2,845,634 shall be available for payments under contracts authorized under this head in Appropriation Acts for the fiscal year 1941.

Payments under
contracts.
54 Stat. 368.

CHIEF OF INFANTRY

INFANTRY SCHOOL, FORT BENNING, GEORGIA

Post, p. 812.

For the procurement of books, publications, instruments, and materials, pay of employees, and other necessary expenses for instruction at the Infantry School, \$159,000.

CHIEF OF CAVALRY

INSTRUCTION IN 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, \$75,000.

ARMORED FORCE

INSTRUCTION IN ARMORED FORCE ACTIVITIES

For supplies, services, and other expenses essential in conducting instruction of the Army in armored-force activities, \$500,000.

CHIEF OF FIELD ARTILLERY

INSTRUCTION IN FIELD ARTILLERY ACTIVITIES

For the pay of employees; the purchase of books, pamphlets, periodicals, and newspapers; procurement of supplies, materials, and equipment for instruction purposes; and other expenses necessary in the operation of the Field Artillery School of the Army, and for the instruction of the Army in Field Artillery activities, \$104,500.

CHIEF OF COAST ARTILLERY

COAST ARTILLERY SCHOOL, FORT MONROE, VIRGINIA

For purchase of engines, generators, motors, machines, measuring and laboratory instruments, special apparatus, and materials; for purchase and binding of professional books; for newspapers and periodicals; for incidental expenses; for pay of employees; for office furniture and fixtures; for maintenance, operation, and repair of motor vehicles; and unforeseen expenses; in all, \$80,900.

SEACOAST DEFENSES

Post, p. 812.

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

Leaseholds, etc.

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, \$98,984,000, of which \$41,847,795 shall remain available until expended, and of which not to exceed \$28,628,047 shall be for payments under contracts for procurement of equipment for seacoast defenses authorized in appropriation Acts for the fiscal year 1941; and, in addition, when authorized by the Secretary of War, contracts may be entered into prior to July 1, 1942, for the purpose of this appropriation, to an amount not in excess of \$21,886,700.

UNITED STATES MILITARY ACADEMY

PAY OF MILITARY ACADEMY

31 U. S. C. § 529.

Payments under contracts.

54 Stat. 369.
Contract authorizations.

Cadets: For pay of cadets, \$1,375,920, of which amount \$10,000 shall be available immediately: *Provided*, That during the fiscal year ending June 30, 1942, 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.

Provisos.
Academy detail, pay restriction.

Retired officer as librarian.

10 U. S. C. § 933.

MAINTENANCE AND OPERATION, UNITED STATES MILITARY ACADEMY

Expenses.

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 at rate of 42.5 cents per day; 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, \$2,202,178, of which amount \$4,000 shall be available immediately: *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.

Board of Visitors.
Contingent fund.

Proviso.
Liquidation of indebtedness of certain cadets.

NATIONAL GUARD

ARMING, EQUIPPING, AND TRAINING THE NATIONAL GUARD

For procurement of forage, bedding, and so forth, for animals used by the National Guard, \$134,000.

Forage, etc.

For compensation of help for care of materials, animals, and equipment, \$2,756,400, of which \$162,211 shall be available exclusively for the compensation of employees engaged upon Federal property custodial and accounting work and such other work as they may be required to perform by the properly constituted State authorities: *Provided*, That the number of caretakers authorized to be employed for any one heavier-than-air squadron under the provisions of section 90 of the National Defense Act of June 3, 1916, as amended, may be increased from 13 to 21.

Care of materials, animals, etc.

Proviso.

39 Stat. 205.
32 U. S. C. § 42.

For expenses, camps of instruction and air fields, and storage facilities either on Government-owned or State-owned land, field and supplemental training, including construction and maintenance, and the hire (at a rate not to exceed \$1 per diem), repair, maintenance, and operation of motor-propelled passenger-carrying vehicles, \$3,112,000: *Provided*, That not to exceed \$25,500 of this appropriation shall be available for the settlement of claims (not exceeding \$500) for damages to or loss of private property incident to the operation of camps of instruction, either during the stay of National Guard units in such camps or while thereto or therefrom en route.

Instruction expenses, etc.

Proviso.
Settlement of claims.

For expenses, selected officers and enlisted men, military service schools, \$100.

For pay of property and disbursing officers for the United States, at a rate not less than \$2,400 per annum, \$91,880.

For general expenses, equipment, and instruction, National Guard, the hire (at a rate not to exceed \$1 per diem), repair, maintenance, and operation of motor-propelled passenger- and non-passenger-carrying vehicles, and the medical and hospital treatment of members of the National Guard who suffer personal injury or contract disease in line of duty, and other expenses in connection therewith, including pay and allowances, subsistence, transportation, and burial expenses, as authorized by the Act of June 15, 1936 (49 Stat. 1507), \$1,102,400.

Medical, etc., treatment.

10 U. S. C. §§ 455a-455d.

For travel of officers, warrant officers, and enlisted men of the Regular Army detailed to, or while on, duty with the National Guard, including transportation of dependents, transportation of mounts, and transportation, packing, crating, and unpacking of household goods and effects as authorized by law, \$448,150.

Travel of Army officers, etc.

For transportation of equipment and supplies, \$175,000.

For expenses of enlisted men of the Regular Army on duty with the National Guard, including payment of an allowance for quarters at the rate of \$35 per month to each man not furnished quarters in kind, \$282,150.

For pay of National Guard (armory drills), \$9,876,900.

Armory drills, pay.
Restriction on use of funds.

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, or, who, being an officer or enlisted man of the National Guard and 18 years of age or over at the time the organization to which he was attached was ordered into active military service in the Army of the United States in consequence of Public Resolution Numbered 96, Seventy-sixth Con-

54 Stat. 858.
50 U. S. C., app. §§ 401-405.

Exceptions.

gress, approved August 27, 1940, did not enter upon and satisfactorily complete such active military service, except (1) officers or enlisted men who were excused by competent authority for the reason that their civil employment was deemed to be of greater value to the National Defense than active military service, and (2) such officers and enlisted men who were unable satisfactorily to complete such active military service because of physical incapacity of a temporary nature growing out of such active military service: *Provided*, That nothing herein shall be construed as barring the continuance of adjutants general in a federally recognized status without pay under this Act: *Provided further*, That the restrictions contained in this paragraph on the use of appropriations made in this Act shall not apply to pay, allowances, or traveling, or other expenses for or incident to services entered into pursuant to orders issued by competent authority.

Provisos.
Status of adjutants general.

Nonapplication of designated restrictions.

ARMS, UNIFORMS, EQUIPMENT, AND SO FORTH, FOR FIELD SERVICE, NATIONAL GUARD

Procurement, issue, etc.

To procure by purchase or manufacture and issue from time to time to the National Guard, upon requisition of the Governors of the several States and Territories or the commanding general, National Guard of the District of Columbia, such military equipment and stores of all kinds and reserve supply thereof as are necessary to arm, uniform, and equip for field service the National Guard of the several States, Territories, and the District of Columbia, including animals, motortrucks, motorcycles, field ambulances, and station wagons and to repair such of the afore-mentioned articles of equipage and military stores as are or may become damaged when, under regulations prescribed by the Secretary of War, such repair may be determined to be an economical measure and as necessary for their proper preservation and use, \$7,352,200, and all of the sums appropriated in this Act on account of the National Guard shall be accounted for as one fund, and of the total of all sums appropriated in this Act on account of the National Guard, \$500,000 shall be available immediately: *Provided*, That specifications for motor vehicles, which shall be so drawn as to admit of competition, shall to the extent otherwise practicable conform with the requirements of the National Guard: *Provided further*, That the value of issues made to any State, Territory, or the District of Columbia to replace property surveyed in accordance with section 87, National Defense Act of June 3, 1916, as amended, shall not be charged to the apportionments required by section 67 of that Act, but no such replacement issue shall be made in excess of receipts theretofore collected and covered into the Treasury as miscellaneous receipts pursuant to said section 87, as amended, and section 4 (a) and (b) (22) of the Permanent Appropriation Repeal Act of June 26, 1934: *Provided further*, That the Secretary of War is hereby authorized to issue from surplus stores and material on hand and purchased for the United States Army such articles of clothing and equipment and field artillery, engineer, and signal material and ammunition as may be needed by the National Guard organized under the provisions of the Act entitled "An Act for making further and more effectual provision for the national defense, and for other purposes", approved June 3, 1916 (32 U. S. C. 21), as amended. This issue shall be made without charge against National Guard appropriations except for actual expenses incident to such issue.

Motortrucks, etc.

Amount immediately available.
Provisos.
Specifications for motor vehicles.

Replacement of surveyed property.

39 Stat. 204.
32 U. S. C. § 47.
39 Stat. 199.
32 U. S. C. § 22.

48 Stat. 1227.
31 U. S. C. § 725c.

Issuance of Army clothing, equipment, etc.

39 Stat. 199.
Accounting.

Mounted units, etc., restriction.

No appropriation contained in this Act shall be available for any expense for or on account of a larger number of mounted units and wagon companies of the National Guard than were in existence on June 5, 1941.

ORGANIZED RESERVES

For conducting correspondence or extension courses for instruction of members of the Reserve Corps, including necessary supplies, procurement of maps and textbooks, and transportation and traveling expenses of employees; purchase of training manuals, including Government publications and blank forms, subscriptions to magazines and periodicals of a professional or technical nature; establishment, maintenance, and operation of 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; 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; in all, \$1,767,000; and no part of such amount shall be available for any expense incident to giving flight training to any officer of the Officers' Reserve Corps unless he shall be found physically and professionally qualified to perform aviation service as an aviation pilot, by such agency as the Secretary of War may designate.

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.

That the pay and allowances of such additional officers and nurses of the Medical Reserve Corps as are required to supplement the like officers and nurses of the Regular Army in the care of beneficiaries of the United States Veterans' Administration treated in Army hospitals may be paid from the funds allotted to the War Department by that Administration under existing law.

CITIZENS' MILITARY TRAINING

RESERVE OFFICERS' TRAINING CORPS

For the procurement, maintenance, and issue, under such regulations as may be prescribed by the Secretary of War, to institutions at which one or more units of the Reserve Officers' Training Corps are maintained, of such public animals, means of transportation, supplies, tentage, equipment, and uniforms as he may deem necessary, including cleaning and laundering of uniforms and clothing at camps; and to forage, at the expense of the United States, public animals so issued, and to pay commutation in lieu of uniforms at a rate to be fixed annually by the Secretary of War; for transporting said animals and other authorized supplies and equipment from place of issue to the several institutions and training camps and return of same to place of issue when necessary; for purchase of training manuals, including Government publications and blank forms; for the establishment and maintenance of camps for the further practical instruction of the members of the Reserve Officers' Training Corps, and for transporting members of such corps to and from such camps, and to subsist them while traveling to and from such camps and while remaining therein so far as appropriations will

Correspondence or extension courses.

Headquarters.

Per diem, travel, etc.

Flight training, restriction.

Restriction on use of funds for pensioners, etc.

Medical Reserve Corps.
Pay, etc., of certain officers and nurses.

Supplies, etc.

Training camps, etc.

Travel allowance. permit, or, in lieu of transporting them to and from such camps and subsisting them while en route, to pay them travel allowance at the rate of 5 cents per mile for the distance by the shortest usually traveled route from the places from which they are authorized to proceed to the camp and for the return travel thereto, and to pay the return travel pay in advance of the actual performance of the travel; for expenses incident to the use, including upkeep and depreciation costs, of supplies, equipment, and 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, \$5,800,000: *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.

Pay of students attending advanced camps.
Subsistence commutation, senior division.

39 Stat. 193; 41 Stat. 778.
Medical, etc., treatment.

10 U. S. C. §§ 455a-455d.

Vehicles.
Provided.
Uniforms, etc., from War Department surplus stocks.

Price.

Limitation on number of mounted, etc., units.

Air Corps, etc., students, expenses.

Restriction on use of other funds; exceptions.

MILITARY SUPPLIES AND EQUIPMENT FOR SCHOOLS AND COLLEGES

For the procurement and issue as provided in section 55c of the Act approved June 4, 1920 (10 U. S. C. 1180), and in section 1225, Revised Statutes, as amended, under such regulations as may be prescribed by the Secretary of War, to schools and colleges, other than those provided for in section 40 of the Act above referred to, of such arms, tentage, and equipment, and of ammunition, targets, and target materials, including the transporting of same, and the overhauling and repair of articles issued, as the Secretary of War shall deem necessary for proper military training in said schools and colleges, \$8,900.

Procurement and
issue.
41 Stat. 780.
34 U. S. C. § 1120.

41 Stat. 776.
10 U. S. C. § 381.

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, \$330,500.

Supplies, etc.

39 Stat. 211; 43 Stat.
510.
32 U. S. C. §§ 183,
186, 181.
National matches,
etc.

Mileage for Board
members.

Maintenance of
Board.

45 Stat. 786.
32 U. S. C. § 181c.

NATIONAL DEFENSE ACTIVITIES, WAR DEPARTMENT

For all necessary expenses to enable the War Department during the fiscal year 1942, to continue to perform the functions or activities for the performance of which, during the fiscal year 1941, the War Department received an allocation 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 allocation was expended during the fiscal year 1941, \$500,000.

Expenses.

54 Stat. 377.

WAR DEPARTMENT

SALARIES, WAR DEPARTMENT

For compensation for personal services in the District of Columbia, as follows:

Office of Secretary of War: Secretary of War, Under Secretary of War, Assistant Secretaries of War, and other personal services,

Provisos.
Persons in advisory capacity, transportation, etc.

Temporary employ-
ees.

41 U. S. C. § 5.

Use of field-service appropriations for personal services.

Designated offices.

Provisos.
Technical and clerical personnel.

Maximum expenditure, fiscal year 1942.

Report to Congress.

Proviso.
No increase in certain details.

Civilians to fill vacancies.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Ante, p. 368.

Employment of additional personnel.

\$579,600: *Provided*, That not to exceed \$150,000 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, in an advisory capacity to the Secretary of War, and for the temporary employment of persons (at not to exceed \$50 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.

Office of Chief of Staff, \$368,110.

Adjutant General's Office, \$2,077,996.

Office of the Inspector General, \$37,260.

Office of the Judge Advocate General, \$141,720.

Office of the Chief of Finance, \$677,978.

Office of the Quartermaster General, \$1,098,446.

Office of the Chief Signal Officer, \$346,507.

Office of the Chief of Air Corps, \$518,000.

Office of the Surgeon General, \$463,290.

Office of Chief of Engineers, \$216,896: *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 1942 shall not exceed \$632,820, and the Secretary of War shall each year, in the Budget, report to Congress the number of persons so employed, their duties, and the amount paid to each.

Office of Chief of Ordnance, \$883,320.

Office of Chief of Chemical Warfare Service, \$76,540.

Office of Chief of Infantry, \$21,080.

Office of Chief of Cavalry, \$15,200.

Office of Chief of Field Artillery, \$6,840.

Office of Chief of Coast Artillery, \$37,080.

Office of Chief of Chaplains, \$9,680.

National Guard Bureau, War Department, \$183,060.

In all, salaries, War Department, \$7,758,603: *Provided*, That the number of warrant officers and enlisted men on duty in the offices of the Chiefs of Ordnance, Engineers, Coast Artillery, Field Artillery, Cavalry, Infantry, and Chaplains on March 5, 1934, shall not be increased, and in lieu of warrant officers and enlisted men whose services in such offices shall have been terminated for any cause prior to July 1, 1942, their places may be filled by civilians, for the pay of whom, in accordance with the Classification Act of 1923, as amended, the appropriation "Pay of the Army" shall be available.

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 service, 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.

In expending appropriations or portions of appropriations contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretary of War, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law; or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

OFFICE OF THE SECRETARY

CONTINGENT EXPENSES, WAR DEPARTMENT

For stationery; purchase of professional and scientific books, law-books, including their exchange; books of reference, pamphlets, periodicals, newspapers (not to exceed \$2,100), maps; typewriting and adding machines, and other labor-saving devices, including their repair and exchange; furniture and repairs to same; carpets, linoleum, filing equipment, photo supplies, towels, ice, brooms, soap, sponges; purchase (including exchange) of motortrucks; maintenance, repair, and operation of motortrucks and one motor-propelled passenger-carrying vehicle, to be used only for official purposes; freight and express charges; streetcar fares; postage to Postal Union countries; and other absolutely necessary expenses, \$518,476, and it shall not be lawful to expend, unless otherwise specifically provided herein, for any bureau, office, or branch of the War Department or of the Army having or maintaining an office in the War Department proper, at Washington, District of Columbia, any sum out of appropriations contained in this Act (or accruing thereto) made for the Military Establishment for any of the purposes mentioned or authorized in this paragraph: *Provided*, That section 3709, Revised Statutes, shall not apply to any procurement under this appropriation which does not exceed \$100 in amount.

LIBRARY, SURGEON GENERAL'S OFFICE

For the purchase of the necessary books of reference, periodicals, and technical supplies and equipment, \$25,000.

ARMY MEDICAL MUSEUM

For the procurement, preparation, and preservation of specimens and the purchase of technical supplies and equipment, \$14,400.

Salary restriction.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Exception.

Proviso.
Restriction not applicable in designated cases.

42 Stat. 1490.
5 U. S. C. § 666.

Post, p. 565.

Restriction on expenditures.

Proviso.
Minor purchases,
41 U. S. C. § 5.

PRINTING AND BINDING, WAR DEPARTMENT

For printing and binding for the War Department, except such as may be otherwise provided for in accordance with existing law, \$901,598: *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.

Proviso.
Bulletins.

Time-measuring devices, etc.

Restriction on cash rewards, etc.; exception.

Transfer of funds.

Pay, etc., of Reserve officers ordered to active duty; funds available.

Government vehicles, restriction.

Post exchanges.

Provisos.
Certification on monthly reports.

Isolated posts.

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 for suggestions resulting in improvements or economy in the operation of any Government plant.

SEC. 3. Not to exceed 5 per centum of any of the appropriations for the Military Establishment for the fiscal year 1942 may be transferred with the approval of the Director of the Bureau of the Budget to any other of such appropriations, but no appropriation shall be increased more than 5 per centum thereby.

SEC. 4. The foregoing appropriations for "Regular Supplies of the Army", "Clothing and Equipage", "Army 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. No part of any money appropriated by this Act shall be used for maintaining, driving, or operating any Government-owned motor-propelled passenger-carrying vehicle assigned for the exclusive use of persons other than the Secretary of War and medical officers on out-patient medical service.

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 after May 1, 1941, 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 compliance with this section in time of war or national emergency if he should deem such course to be in the public interest.

Personal services, C. Z., citizenship requirement; exception.

Provisos.
Employment of Panamanian citizens. 48 U. S. C. §1307 note.

Limitation on number.

Employment after 15 years' service.

Selection of personnel.

Hours of employment.

Rates of pay.

Section applicable only to designated persons.

Authority of President to suspend compliance.

SEC. 8. Whenever, during the fiscal year ending June 30, 1942, 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, and at such rates of compensation (not to exceed \$50 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.

Employment of technical, etc., personnel.

41 U. S. C. § 5.

SEC. 9. The provisions of section 1 (a) and 1 (b) of the Act entitled "An Act to expedite the strengthening of the national defense", approved July 2, 1940, are hereby continued in effect and made applicable to moneys appropriated for the War Department for national defense purposes for the fiscal year ending June 30, 1942.

Construction, etc., of plants.

54 Stat. 712.
41 U. S. C., prec. § 1 note.

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 mem-

Persons advocating overthrow of U. S. Government.

Provisos.
Affidavit.

ber 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.

Commissions on land purchase contracts.

SEC. 11. 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.

Construction of quarters, limitations.

SEC. 12. 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:

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.

Availability of appropriations, etc.

SEC. 13. The appropriations and authority with respect to appropriations contained herein shall be available from and including July 1, 1941, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1941, 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. 14. This Act may be cited as the "Military Appropriation Act, 1942".

Approved, June 30, 1941, 6:20 p. m., E. S. T.

[CHAPTER 263]

AN ACT

To provide for the discharge or retirement of enlisted men of the Regular Army and of the Philippine Scouts in certain cases.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That an enlisted man of the Regular Army or of the Philippine Scouts who has had less than twenty years of service in the military forces of the United States and who has become permanently incapacitated for active service shall be discharged: *Provided*, That nothing herein contained shall be construed as affecting the right of an enlisted man discharged hereunder to receive such pension and other benefits as may now or hereafter be accorded by law to disabled former soldiers of the Regular Army or of the Philippine Scouts.

SEC. 2. An enlisted man of the Regular Army or of the Philippine Scouts who has served twenty years or more in the military forces of the United States and who has become permanently incapacitated for active service due to physical disability incurred in line of duty shall be placed on the retired list.

SEC. 3. When an enlisted man is placed on the retired list pursuant to the provisions of the next preceding section he shall receive 75 per centum of the average pay he was receiving for six months

June 30, 1941
[S. 239]
[Public Law 140]

Discharge of enlisted men of Regular Army and Philippine Scouts.

Proviso.
Right to pension, etc.

Retirement.

Pay and allowances.

prior to his retirement plus a money allowance of \$9.50 per month in lieu of rations and clothing and \$6.25 per month in lieu of quarters, fuel, and light: *Provided*, That the money allowances of enlisted men of the Philippine Scouts placed on the retired list under this Act shall be the same as those heretofore or from time to time hereafter prescribed by the Secretary of War under existing law for enlisted men of that organization retired after thirty years of service.

Proviso.
Money allowances,
Philippine Scouts.

SEC. 4. Where an enlisted man placed on the retired list under this Act or under any provision of law would be eligible to receive pension or compensation under the laws administered by the Veterans' Administration, if he were not receiving retired pay, he may waive receipt of retired pay and allowances for the purpose of receiving such pension or compensation; and thereafter such retired enlisted man may waive receipt of such pension or compensation for the purpose of receiving retired pay and allowances. To prevent concurrent payments, when waiver of receipt of retired pay and allowances for the purpose of receiving pension or compensation is filed in the War Department that Department shall notify the Veterans' Administration of the receipt of such waiver and the effective date of the stoppage of retired pay and allowances. Similar report to the War Department shall be rendered by the Veterans' Administration, when waiver of receipt of pension or compensation is filed in the Veterans' Administration for the purpose of receiving retired pay and allowances.

Election of retired
pay or pension.

Administrative pro-
cedure.

SEC. 5. All periods of service which are now counted under provisions of existing law in computing the time necessary to enable an enlisted man to retire upon completion of thirty years of service shall be credited in the computation of the twenty years of service necessary to confer eligibility for retirement hereunder.

Computation of
service.

SEC. 6. The administration of this Act shall be under such regulations as the Secretary of War shall prescribe.

Regulations.

Approved, June 30, 1941.

[CHAPTER 264]

AN ACT

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

June 30, 1941
[S. 1471]
[Public Law 141]

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, 1941" and by inserting in lieu thereof the words "until June 30, 1943".

Federal Reserve
notes.
Use of direct obliga-
tions as collateral
security.
53 Stat. 991.
12 U. S. C. § 412.

Approved, June 30, 1941.

[CHAPTER 265]

AN ACT

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

June 30, 1941
[H. R. 4646]
[Public Law 142]

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

Gold Reserve Act
of 1934, amendments.
48 Stat. 342.
31 U. S. C. § 822a.

"(c) All the powers conferred by this section shall expire June 30, 1943, unless the President shall sooner declare the existing emergency ended and the operation of the stabilization fund terminated."

Duration of emer-
gency powers.

48 Stat. 52, 342; 53 Stat. 998.
31 U. S. C. § 821.
Weight of gold dollar, etc.
Specified powers of President defined.

Duration.

SEC. 2. The second sentence added to paragraph (b) (2) of section 43, title III, of the Act approved May 12, 1933, by section 12 of said Gold Reserve Act of 1934, as amended, is further amended to read as follows: "The powers of the President specified in this paragraph shall be deemed to be separate, distinct, and continuing powers, and may be exercised by him, from time to time, severally or together, whenever and as the expressed objects of this section in his judgment may require; except that such powers shall expire June 30, 1943, unless the President shall sooner declare the existing emergency ended."

Approved, June 30, 1941.

[CHAPTER 266]

JOINT RESOLUTION

Making appropriations for work relief and relief for the fiscal year ending June 30, 1942.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That this joint resolution may be cited as the "Emergency Relief Appropriation Act, fiscal year 1942".

FEDERAL WORKS AGENCY

WORK PROJECTS ADMINISTRATION

SECTION 1. (a) In order to continue to provide work for employable needy persons on useful public projects in the United States and its Territories and possessions, there is hereby appropriated to the Work Projects Administration, of the Federal Works Agency, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1942, \$875,000,000, together with all balances of appropriations under section 1 (a) of the Emergency Relief Appropriation Act, fiscal year 1941, and under Public Law 9, Seventy-seventh Congress, which remain unobligated on June 30, 1941, including such unobligated balances of funds transferred to other Federal agencies for nonconstruction projects under the provisions of section 10 (a) of such Act for the fiscal year 1941, as supplemented by such Public Law 9, or set aside for specific purposes in accordance with other law: *Provided*, That notwithstanding any other provision of law, funds heretofore irrevocably set aside for the completion of Federal construction projects under authority of the Emergency Relief Appropriation Acts of 1938 and 1939 and the Emergency Relief Appropriation Act, fiscal year 1941, as amended, and supplemented, shall remain available until June 30, 1942, for such completion, and any such funds which remain unobligated by reason of the completion or abandonment of any such Federal construction project shall be returned to this appropriation: *Provided further*, That no part of any appropriation contained in this Act shall be used to pay the compensation of David Lasser.

(b) The funds provided in this section shall be available for (1) administration; (2) the prosecution of projects approved by the President under the provisions of the Emergency Relief Appropriation Acts of 1938, and 1939, and the Emergency Relief Appropriation Act, fiscal year 1941, as amended, and supplemented by Public Law 9, Seventy-seventh Congress; and (3) the prosecution of the following types of public projects, Federal and non-Federal, subject to the approval of the President, namely: Highways, roads, and streets; public buildings; parks, and other recreational facilities,

Continuation of work relief.

Reappropriations.
54 Stat. 611; *ante*, p. 15.
15 U. S. C. ch. 16 note.

54 Stat. 618.

Provisos.
Completion of designated projects.

52 Stat. 809; 53 Stat. 927; 54 Stat. 611; *ante*, p. 15.

David Lasser, compensation.

Administration; prosecution of projects.

52 Stat. 809; 53 Stat. 927; 54 Stat. 611; *ante*, p. 15.
15 U. S. C. ch. 16 (note).

including buildings therein; public utilities; electric transmission and distribution lines or systems to serve persons in rural areas, including projects sponsored by and for the benefit of nonprofit and cooperative associations; sewer systems, water supply, and purification systems; airports and other transportation facilities; facilities for the training of personnel in the operations and maintenance of air navigation and landing area facilities; flood control; drainage; irrigation, including projects sponsored by nonprofit irrigation companies or nonprofit irrigation associations organized and operating for community benefit; water conservation; soil conservation, including projects sponsored by soil conservation districts and other bodies duly organized under State law for soil erosion control and soil conservation, preference being given to projects which will contribute to the rehabilitation of individuals and an increase in the national income; forestation, reforestation, and other improvements of forest areas, including the establishment of fire lanes; fish, game, and other wildlife conservation; eradication of insect, plant, and fungus pests; the production of lime and marl for fertilizing soil for distribution to farmers under such conditions as may be determined by the sponsors of such projects under the provisions of State law; educational, professional, clerical, cultural, recreational, production, and service projects, including training for manual occupations in industries engaged in production for national-defense purposes, for nursing and for domestic service; aid to self-help and cooperative associations for the benefit of needy persons; and miscellaneous projects: *Provided*, That all persons employed on work projects shall, so far as practicable, be employed on projects nearest their respective homes.

Training for defense purposes.

Proviso.
Employment on nearest project.

Limitation on use of funds for other than labor costs.

(c) The funds appropriated in this section, exclusive of those used for administrative expenses, shall be so administered that expenditure authorizations for other than labor costs for all the work projects financed from such funds in any State, Territory, possession, or the District of Columbia shall not exceed an average for the fiscal year ending June 30, 1942, of \$6 per month per worker, except that the Commissioner of Work Projects (hereinafter referred to as the "Commissioner") may authorize an increase in the average in cases where the increased cost of materials would have the effect of raising such average above \$6 but in no event shall the increase in such average exceed the amount necessary to meet such increase in material costs and in no event shall such average exceed \$7: *Provided*, That the funds appropriated in this section shall not be used for the purchase of any construction equipment or machinery in any case in which such equipment or machinery can be rented at prices determined by the Commissioner to be reasonable, and his determinations, made in conformity with rules and regulations prescribed by him, shall be final and conclusive: *Provided further*, That not to exceed \$45,000,000 of funds herein appropriated to the Work Projects Administration may be used by the Commissioner to supplement the amounts so authorized for other than labor costs in any State, Territory, possession, or the District of Columbia in connection with the prosecution of projects which have been certified by the Secretary of War, and the Secretary of the Navy, respectively, as being important for military or naval purposes.

Increases allowed.

Provisos.
Construction equipment purchases, etc.

Use of funds for projects of military or naval importance.

(d) In administering the funds appropriated in this section, not to exceed three-fourths of the total cost of all non-Federal projects approved after January 1, 1940, to be undertaken within any State, Territory, possession, or the District of Columbia, with respect to which any such funds are used, shall be borne by the United States, and not less than one-fourth of such total cost shall be borne by the

Non-Federal projects.
Allocation of cost.

Proviso.
Projects excepted.

State and its political subdivisions, or by the Territory, possession, or the District of Columbia, as the case may be: *Provided*, That the provisions of this subsection shall not apply to projects (1) which have been certified by the Secretary of War and the Secretary of the Navy, respectively, as being important for military or naval purposes, or (2) which authorize necessary temporary measures to avert danger to life, property, or health in the event of disaster or grave emergency caused by flood, storm, fire, earthquake, drought, or similar cause. The facts constituting compliance with the requirements of this subsection shall be determined by the Commissioner, and his determinations, made in conformity with rules and regulations prescribed by him, shall be final and conclusive.

Medical, etc., facilities.

(e) The funds appropriated in section 1 (a) hereof shall be available to provide, under regulations to be prescribed by the Commissioner, for medical and hospital facilities for work camp project employees and burial expenses of deceased work camp project employees, including the transportation of remains to place of burial: *Provided*, That deductions shall be made from the earnings of all project employees quartered in such camps in an amount sufficient to offset the estimated cost to the United States for furnishing the foregoing.

Proviso.
Costs borne by project employees.

Fraud, etc., on part of sponsor.

(f) When it is found that as a result of bad faith, fraud, or misrepresentation on the part of the sponsor, any land, building, structure, facility, or other project, or any part thereof, upon which funds appropriated in this joint resolution have been expended, is used, transferred, or disposed of without retention and control for public use, the sponsor of the project and the person or organization to which the land, building, structure, facility, or project has been sold, leased, or given, shall be liable, jointly and severally, upon demand of the Commissioner or his duly authorized representative, to pay over to the United States an amount equal to the amount of Federal funds expended on such land, building, structure, facility, or project.

Liability.

Administrative expenses, maximum.

(g) The amount which may be obligated for administrative expenses of the Work Projects Administration in the District of Columbia and in the field shall not exceed in the aggregate the sum of \$35,466,000 during the fiscal year 1942, of which sum the amounts so to be obligated for the following respective purposes shall not exceed these sums: Salaries, \$29,016,000; communication service, \$500,000; travel, \$2,800,000; and printing and binding, \$300,000.

Statements of personnel, etc., to Congress.

(h) The Federal Works Administrator shall transmit to Congress, on the first day of each regular session thereof, a statement showing for each State the names, addresses, positions, and compensation of all employees of the Work Projects Administration whose compensation is at the rate of \$1,200 per annum or more. For the purposes of this subsection, the term "State" shall include the Territories, possessions, and the District of Columbia.

Extension to June 30, 1942.

(i) The Work Projects Administration is hereby extended to June 30, 1942, to carry out the purposes of this joint resolution and the Commissioner, with the approval of the Federal Works Administrator, is authorized to prescribe such rules and regulations as may be necessary to carry out its functions in connection therewith.

ADMINISTRATIVE AGENCIES

Administrative expenses of designated agencies.

SEC. 2. (a) In order to provide for administrative expenses incidental to carrying out the purposes of this joint resolution, there is hereby appropriated to the following agencies, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending

June 30, 1942: (1) General Accounting Office, \$1,400,000; and (2) Treasury Department: (a) Procurement Division, \$2,400,000; (b) Division of Disbursement, \$1,100,000; (c) Office of the Treasurer, \$350,000; (d) Secret Service Division, \$130,000; (e) Bureau of Accounts, \$2,025,000; for administrative accounting; total, Treasury Department, \$6,005,000.

(b) The appropriations in this section shall not be used to pay the compensation of persons employed entirely upon the regular work (as distinguished from emergency work under appropriations in this section) of any department or agency, nor to pay the compensation of employees engaged partially upon such regular work unless, in the determination of the head of such department or agency (which determination shall be conclusive), offsetting employment upon such emergency work of such department or agency is performed by employees paid from the regular funds thereof.

Persons employed upon regular work.

UNITED STATES EMPLOYEES' COMPENSATION COMMISSION

SEC. 3. (a) In order to carry out the provisions of section 18 of this Act, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1942, \$3,500,000, which sum shall be added to the appropriation "Employees' Compensation Fund, Emergency Relief" contained in subsection (b) of this section.

Funds available.
Post, p. 404.

(b) Employees' compensation fund, emergency relief: The unexpended balance of the special funds set up on the books of the Treasury pursuant to the provisions of the Emergency Relief Appropriation Acts of 1935, 1936, 1937, 1938, 1939, and fiscal year 1941, and paragraph 18 of the "National Youth Administration Appropriation Act, 1941", shall be available for expenditure during the fiscal year ending June 30, 1942, and such balance combined with the appropriation in subsection (a) of this section shall be one fund available for the payment of compensation accruing under section 18 of this Act and under the other Acts enumerated in this subsection, including payments to Federal agencies for medical and hospital services and including advancement of costs for the enforcement of recoveries as provided in sections 26 and 27 of the Act of September 7, 1916, as made applicable to relief employments: *Provided*, That \$700,000 of such combined appropriation shall be available during the fiscal year 1942 for administrative expenses and not to exceed \$75,000 thereof may be added to the appropriation in the "Employees' Compensation Commission Appropriation Act, 1942" for salaries and expenses of such Commission and be available for the purposes thereof: *Provided further*, That this appropriation shall not be limited in its use to the United States, its Territories and possessions, for payment of compensation benefits.

Reappropriations.

15 U. S. C., ch. 16
(note).
54 Stat. 611, 593.

Post, p. 404.

39 Stat. 747.
5 U. S. C. §§ 776,
777.
Provisos.
Administrative ex-
penses.

Post, p. 494.

Use of funds.

GENERAL AND SPECIAL PROVISIONS

SEC. 4. Funds appropriated in this joint resolution to the various Federal agencies shall be so apportioned and distributed over the period ending June 30, 1942, and shall be so administered during such period as to constitute the total amount that will be furnished to such agencies during such period for the purposes herein set forth.

Apportionment and distribution of funds.

SEC. 5. The funds made available by this joint resolution shall be used only for work relief for employable persons in need except as otherwise specifically provided herein.

Restriction.

SEC. 6. (a) The Commissioner, with the approval of the Federal Works Administrator, is authorized to allocate not to exceed \$8,500,000 of the appropriation contained in section 1 (a) to other

Allocation of funds to other Federal agencies.

Federal agencies for the operation, under such rules and regulations as the Commissioner may prescribe, of projects of the type specified in subsection (b) of section 1 which are within the scope of the functions usually carried out by such agencies, including administrative expenses of such agencies incident to such operation: *Provided*, That \$3,500,000 of such amount shall be allocated to the Department of Agriculture for the continuation during the calendar year 1941 of existing projects now under the jurisdiction of such Department: *Provided further*, That not to exceed 4 per centum of the total amount so allocated to any such agency shall be used for such administrative expenses: *Provided further*, That no project shall be prosecuted under any allocation under this subsection upon which the percentage of nonrelief persons employed exceeds 10 per centum of the total number of persons employed: *Provided further*, That not to exceed \$576,000 of the appropriation contained in section 1 (a) hereof may be allocated, with the approval of the Director of the Bureau of the Budget, for administrative expenses of Federal agencies incident to the planning and review of Work Projects Administration projects.

(b) No Federal construction project, except flood control and water conservation projects authorized under other law, shall be undertaken or prosecuted under the appropriations in this joint resolution unless and until there shall have been allocated and irrevocably set aside Federal funds sufficient for its completion.

(c) No non-Federal project shall be undertaken or prosecuted under appropriations under this joint resolution unless and until the sponsor has made a written agreement to finance such part of the entire cost thereof as the Work Projects Administration determines under the circumstances is an adequate contribution taking into consideration the financial ability of the sponsor. The Commissioner shall prescribe rules and regulations relating to the valuation of contributions in kind by sponsors of projects through furnishing the use of their own facilities and equipment and the services of their own employees, which shall represent an actual cash value, and such rules and regulations shall also allow credit only to the extent that the furnishing of such contributions represents a financial burden which is undertaken by the sponsors on account of Work Projects Administration projects, or other sponsored projects.

SEC. 7. None of the funds made available by this joint resolution shall be expended on the construction of any building (1) the total estimated cost of which, in the case of a Federal building, exceeds \$100,000 from Federal funds, or (2) the portion of the total estimated cost of which payable from Federal funds, in the case of a non-Federal building, exceeds \$100,000, unless the building is one (a) for which the project has been approved by the President on or prior to May 15, 1940, or for which an issue of bonds has been approved at an election held on or prior to such date, or for which a State legislature has made an appropriation on or prior to such date, or (b) for the completion of which funds have been allocated and irrevocably set aside under prior relief appropriation Acts: *Provided*, That the provisions of this section shall not apply to any projects which have been certified by the Secretary of War and the Secretary of the Navy, respectively, as being important for military or naval purposes.

SEC. 8. (a) The Work Projects Administration is authorized to receive from sponsors of non-Federal projects contributions in services, materials, or money, such money to be deposited with the Treasurer of the United States. Such contributions shall be expended or utilized as agreed upon between the sponsor and the Work Projects Administration.

Proviso.
Allocation to Department of Agriculture.

Administrative expenses.

Employment of non-relief persons restricted.

Planning and review of WPA projects.

Allocation of funds before undertaking project.

Non-Federal projects, requirement.

Rules and regulations.

Construction of buildings.
Restriction on use of funds.

Proviso.
Projects of military or naval importance.

Contributions from sponsors of non-Federal projects.

(b) All receipts and collections by reason of operations in consequence of appropriations made in this joint resolution, except cash contributions of sponsors of projects and amounts credited to revolving funds authorized by this joint resolution, shall be covered into the Treasury as miscellaneous receipts.

Disposition of receipts and collections.

(c) Except as authorized in this joint resolution, no allocation of funds shall be made to any other Federal agency from the appropriation in this joint resolution for any Federal agency. No such allocation shall be made for the exercise of the functions of the Radio Division or the United States Film Service transferred to the Office of Education of the Federal Security Agency.

Restriction on allocation of funds.

SEC. 9. (a) The Commissioner, subject to the approval of the Federal Works Administrator, shall fix a monthly earning schedule for persons engaged upon work projects financed in whole or in part from funds appropriated by section 1 which shall not substantially affect the current national average labor cost per person of the Work Projects Administration. Such monthly earning schedule shall not be varied for workers of the same type in different geographical areas to any greater extent than may be justified by differences in the cost of living. The Commissioner shall require that the hours of work for all persons engaged upon work projects financed in whole or in part by funds appropriated by section 1 shall (1) be one hundred and thirty hours per month except that the Commissioner, in his discretion, may require a lesser number of hours of work per month in the case of relief workers with no dependents and the earnings of such workers shall be correspondingly reduced, and, (2) not exceed eight hours in any day, and (3) not exceed forty hours in any week.

Monthly earning schedule.

Differentials, restriction.

Hours of work.

(b) The Commissioner may authorize exemptions from the above limitations of monthly earnings and hours of work on projects certified as hereinbefore provided as being important for military or naval purposes; to protect work already done on a project; to permit making up lost time; in the case of an emergency involving the public welfare; and in the case of supervisory personnel employed on work projects.

Exemptions.

SEC. 10. (a) Section 15 (a) of the Emergency Relief Appropriation Act, fiscal year 1941, is hereby continued in effect for the month of July 1941. Effective on August 1, 1941, in employing or retaining in employment on Work Projects Administration work projects, preference shall be given to veterans of the World War and the Spanish-American War and veterans of any campaign or expedition in which the United States has been engaged (as determined on the basis of the laws administered by the Veterans' Administration, except that discharged draft enrollees other than those with service-connected disability shall not be considered as veterans for the purposes of this subsection), and unmarried widows of any such veterans, and the wives of any such veterans who are unemployable, who have been certified as in need of employment by the Work Projects Administration or by any agency designated by it to so certify: *Provided*, That if the total monthly income from all sources of any such veteran or of the unmarried widow of any such veteran, or if the total combined monthly income from all sources of any such unemployable veteran and his wife, as determined by the Commissioner (whose determination shall be final and conclusive), is less than the monthly earnings the veteran, unmarried widow, or wife would receive if employed as a project worker of the Work Projects Administration, then such veteran, unmarried widow, or wife, as the case may be, shall be certified as in need of such employment, and when assigned to such employment he or she shall be employed for such period as will permit the total monthly income of such veteran or unmarried widow, or the total combined monthly income of such

Preference in employment. 54 Stat. 620.

War veterans, etc.

Unmarried widows.

Provided. Determination of need.

unemployable veteran and his wife, to be approximately equal to the amount which would be obtainable by full-time employment on any such project. Thereafter preference in such employment shall be given on the basis of relative needs, as far as practicable, to other American citizens, Indians, and other persons owing allegiance to the United States who are in need.

Removals.

(b) There shall be removed from employment on Work Projects Administration projects all relief workers, excepting blind persons, veterans, unmarried widows of such veterans and wives of such veterans as are unemployable, who have been continuously employed on such projects for more than eighteen months, and any relief worker so removed shall be ineligible to be restored to employment on such projects until after (1) the expiration of twenty days after the date of his removal, and (2) recertification of his eligibility for restoration to employment on such projects: *Provided*, That such workers shall be removed only in the numbers necessary to provide employment for employable persons with the same or similar job qualifications who have been certified for a period of three months or more as in need of Work Projects Administration project employment and who have not in such period been given employment on work projects.

Proviso.

Qualifications for employment.

(c) In considering employment of persons upon work projects prosecuted under the appropriations contained in this joint resolution, the Work Projects Administration shall determine whether such persons are able to perform the work on work projects to which they can be assigned and no person shall be employed or retained for employment on any such project whose work habits are such or work record shows that he is incapable of performing satisfactorily the work to which he may be assigned on the project.

Removal or nonemployment of uncertified relief workers.

(d) There shall be removed from employment on Work Projects Administration projects all relief workers whose needs for employment have not been certified by, and except as provided in section 10 (a) or in section 11 (b), no relief worker shall be employed on such projects until after his need for employment has been certified by (a) a local public certifying agency or (b) the Work Projects Administration where no such agency exists or where the Work Projects Administration certifies by reason of its refusal to accept certification by local public agencies.

Blind persons.

(e) No blind person receiving aid under the Social Security Act, as amended, shall be prohibited from temporarily relinquishing such aid to accept employment on a Work Projects Administration project.

Restriction on employment of aliens, Communists, etc.

(f) No alien, no Communist, and no member of any Nazi Bund Organization shall be given employment or continued in employment on any work project prosecuted under the appropriations contained in this joint resolution and no part of the money appropriated in this joint resolution shall be available to pay any person who has not made or who does not make affidavit as to United States citizenship and to the effect that he is not a Communist and not a member of any Nazi Bund Organization, such affidavit to be considered prima facie evidence of such citizenship, and that he is not a Communist, and not a member of any Nazi Bund Organization.

Periodic investigation of relief rolls; eliminations.

(g) The Commissioner shall cause a periodic investigation to be made of the rolls of certified employees on work projects, and shall eliminate from the rolls those not in actual need, such investigation to be made so that each case is investigated at least once in every twelve months.

Refusal of private, etc., employment offer.

SEC. 11. (a) No person in need who refuses a bona fide offer of private or other public employment under reasonable working conditions which pays the prevailing wage for such work in the com-

munity where he resides and who is capable of performing such work shall be employed or retained in employment on work projects under the funds appropriated in this joint resolution for the period such private or other public employment would be available.

(b) Any person who takes such employment shall at the expiration thereof be entitled to immediate reemployment with the Work Projects Administration if he is still in need and if he has lost such employment through no fault of his own, and if he has first drawn all the benefits of unemployment compensation that shall have accrued to him during his term in private employment and which are available to him.

SEC. 12. (a) No person shall be employed or retained in employment in any administrative position, or in any supervisory position on any project, under the appropriations in this joint resolution unless such person has previously subscribed or before engaging in such employment subscribes to the following oath:

"I, A B, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office (or employment) on which I am about to enter (or which I now occupy). So help me God."

(b) 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.

(c) The Commissioner and the head of any other agency receiving an appropriation hereunder is authorized to designate employees, administrative and supervisory, as he may deem necessary to administer such oaths as are required by this joint resolution and such other oaths as may be required or necessary in the operation of the Work Projects Administration or other agency, which oaths shall be administered without charge or fee; such oaths shall have the same force and effect as oaths administered by notaries, justices of the peace, and other Federal and non-Federal officers qualified to administer oaths.

SEC. 13. In carrying out the purpose of the appropriations in this joint resolution, the Secretary of the Treasury with the approval of the Director of the Bureau of the Budget, is authorized to prescribe rules and regulations for the establishment of special funds in the nature of revolving funds for use, until June 30, 1942, in the purchase, repair, distribution, or rental of materials, supplies, equipment, and tools.

SEC. 14. The provision of section 3709 of the Revised Statutes (41 U. S. C. 5) shall not apply to any purchase made or service pro-

Restoration of employment status with W.P.A.

Oath of office.

Persons advocating overthrow of U. S. Government.

Provisos.
Affidavit.

Penalty.

Designation of employees to administer oaths.

Special funds for purchase of supplies, etc.

Minor purchases.

cured in connection with the appropriations in this joint resolution when the aggregate amount involved is less than \$300.

Administrative expenses.

SEC. 15. The appropriations in this joint resolution for administrative expenses and such portions of other appropriations in this joint resolution as are available for administrative expenses may be obligated in the amounts which the agency, with the approval of the Director of the Bureau of the Budget, shall have certified to the Secretary of the Treasury as necessary for personal services, in the District of Columbia and elsewhere, and for contract stenographic reporting services, supplies, and equipment; purchase and exchange of lawbooks, books of reference, directories, and periodicals, and newspapers; travel expenses, including expenses of attendance at meetings of officials and employees of the agency on official business and including transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839, Seventy-sixth Congress), and regulations promulgated thereunder; rental at the seat of government and elsewhere; purchase, operation, and maintenance of motor-propelled passenger-carrying vehicles; printing and binding and such other expenses as may be necessary for the accomplishment of the objectives of this joint resolution.

Transfer of household effects.
42 Stat. 1105.
5 U. S. C. §73c-1.

Prohibition on use of funds to pay certain appointees.

SEC. 16. (a) The appropriations contained in section 1 of this joint resolution and any administrative allocations thereof shall not be available to pay the compensation of any person appointed in accordance with the civil-service laws; except that this limitation shall not apply in the case of any person who is employed by any agency of the Government (other than the Work Projects Administration) on the date of enactment of this joint resolution.

Acceptance of uncompensated services.

(b) In carrying out the purposes of this joint resolution the agencies receiving appropriations under section 1 hereof or allocations under such appropriations are authorized to accept and utilize such voluntary and uncompensated services, appoint, without regard to civil-service laws, such officers and employees, and utilize, with the consent of the head of the Federal agency by which they are employed, such Federal officers and employees, and with the consent of the State such State and local officers and employees at such compensation as shall be determined by the head of the agency involved, as may be necessary, and prescribe their authorities, duties, responsibilities, and tenure, and, without regard to the Classification Act of 1923, as amended, to fix the compensation of any officers and employees so appointed.

Utilization of Federal, State, and local employees.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Appointments to Federal administrative, etc., positions in States.

(c) Appointments to Federal positions of an administrative or advisory capacity under the appropriations in this joint resolution in any State shall be made from among the bona fide citizens of that State so far as not inconsistent with efficient administration.

Separations and furloughs.

SEC. 17. In making separations from the Federal service, or furloughs without pay to last as long as three months, of persons employed within the District of Columbia, under the provisions of this joint resolution, the appointing power shall give preference, as nearly as good administration will warrant, in retention to appointees from States that have not received their share of appointments according to population: *Provided, however,* That soldiers, sailors, and marines, the widows of such, or the wives of injured soldiers, sailors, and marines, who themselves are not qualified, but whose wives are qualified to hold a position in the Government service, shall be given preference in retention, in their several grades and classes, where their ratings are good or better.

Proviso.
Preferential status of soldiers, etc.

Disability or death compensation, etc.
5 U. S. C. § 796.
Employees excepted.

SEC. 18. 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 (except administrative employees qualifying as civil employees of the United States) receiving com-

pensation from the appropriations in this joint resolution for services rendered as employees of the United States: *Provided*, That this section shall not apply in 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.

SEC. 19. None of the funds made available by this joint resolution shall be used (a) for the operation of any theater project, (b) for the operation of any project sponsored solely by the Work Projects Administration, or (c) for radio broadcasting in an amount exceeding \$50,000 or for the acquisition, rental, or distribution of motion-picture films.

SEC. 20. The Commissioner is authorized to consider, ascertain, adjust, determine, and pay from the appropriation in section 1 hereof 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.

SEC. 21. The Commissioner is authorized to call to the attention of the city, county, and State governments the unemployment situation of that city, county, or State, and to seek the cooperation of the State or any subdivision thereof in meeting the unemployment problem.

SEC. 22. Any person who knowingly and with intent to defraud the United States makes any false statement in connection with any application for any work project, employment, or relief aid under the appropriations in this joint resolution, or diverts, or attempts to divert or assists in diverting, for the benefit of any person or persons not entitled thereto, any portion of such appropriations, or any services or real or personal property acquired thereunder, or who knowingly, by means of any fraud, force, threat, intimidation, or boycott, or discrimination on account of race, religion, political affiliations (except as may be authorized or required by law), or membership or nonmembership in a labor organization, deprives any person of any of the benefits to which he may be entitled under any such appropriations, or attempts so to do, or assists in so doing, or who disposes of, or assists in disposing of, except for the account of the United States, any property upon which there exists a lien securing a loan made under the provisions of this joint resolution or the Emergency Relief Appropriation Acts of 1935, 1936, 1937, 1938, and 1939, and the Emergency Relief Appropriation Act, fiscal year 1941, as amended, and supplemented, shall be deemed guilty of a felony and fined not more than \$2,000 or imprisoned not more than two years, or both. The provisions of this section shall be in addition to, and not in substitution for, any other provisions of existing law, or of this joint resolution.

SEC. 23. (a) It shall be unlawful for any person knowingly to solicit, or knowingly be in any manner concerned in soliciting, any assessment, subscription, or contribution for the campaign expenses of any individual or political party from any person receiving compensation or employment provided for by this joint resolution.

(b) Any person who knowingly violates any provision of this section 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. The provisions of this section shall be in addition to, and

Proviso.
Nonapplication of section in designated cases.

Restriction on use of funds.

Settlement of private damage claims.

State cooperation to be sought.

False statements with intent to defraud, etc.

Race, etc., discrimination.

54 Stat. 624.
15 U. S. C. ch. 16
(note).

Solicitation of campaign contributions.

Penalty.

not in substitution for, any other provisions of existing law, or of this joint resolution.

Promise of benefit as reward for political activity.

SEC. 24. (a) It shall be unlawful for any person, directly or indirectly, to promise any employment, position, work, compensation, or other benefit, provided for or made possible by this joint resolution, or any other Act of the Congress, to any person as consideration, favor, or reward for any political activity or for the support of or opposition to any candidate in any election or any political party.

Depriving persons of employment on account of race, etc.

(b) Except as may be authorized or required by law, it shall be unlawful for any person to deprive, attempt to deprive, or threaten to deprive, by any means, any person of any employment, position, work, compensation, or other benefit, provided for or made possible by this joint resolution, on account of race, creed, color, or any political activity, support of, or opposition to any candidate or any political party in any election.

Penalty.

(c) Any person who knowingly violates any provision of this section 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. The provisions of this section shall be in addition to, and not in substitution for, any other provisions of law, or of this joint resolution.

Use of official authority to interfere with an election.

SEC. 25. (a) It shall be unlawful for any person employed in any administrative or supervisory capacity by any agency of the Federal Government, whose compensation or any part thereof is paid from funds authorized or appropriated by this joint resolution, to use his official authority or influence for the purpose of interfering with an election or affecting the results thereof. While such persons shall retain the right to vote as they please and to express privately their opinions on all political subjects, they shall take no active part, directly or indirectly, in political management or in political campaigns or in political conventions.

Penalty.

(b) Any person violating the provisions of this section shall be immediately removed from the position or office held by him, and thereafter no part of the funds appropriated by this joint resolution shall be used to pay the compensation of such person. The provisions of this section shall be in addition to, and not in substitution for, any other provisions of existing law, or of this joint resolution.

Candidate for State, etc., office.

SEC. 26. No part of any appropriation in this joint resolution shall be used to pay the salary or expenses of any person in a supervisory or administrative position who is a candidate for any State, district, county, or municipal office (such office requiring full time of such person and to which office a salary or per diem attaches), in any primary, general, or special election, or who is serving as a campaign manager or assistant thereto for any such candidate.

Campaign manager.

Reports of operations to Congress.
54 Stat. 624.
15 U. S. C. ch. 16
(note).

SEC. 27. Reports of the operations under the appropriations in this joint resolution and the appropriations in the Emergency Relief Appropriation Act, fiscal year 1941, as amended, and supplemented, including a statement of the expenditures made and obligations incurred by classes of projects and amounts, shall be submitted to Congress by the President on or before the 31st of January in each of the next two regular sessions of Congress.

Competition with existing industries, restriction.

SEC. 28. No funds appropriated in this joint resolution, whether administered by the Federal Government or by the States or local governmental agencies from funds contributed in whole or in part by the Federal Government, shall be used by any Federal, State, or other agency to purchase, establish, relocate, or expand mills, factories, stores, or plants which would manufacture, handle, process, or produce for sale articles, commodities, or products (other than those derived from the first processing of sweetpotatoes and naval stores products) in competition with existing industries.

SEC. 29. None of the funds appropriated by this joint resolution shall be used for the manufacture, purchase, or construction of any naval vessel, any armament, munitions, or implement of war, for military or naval forces, and no funds herein appropriated or authorized shall be diverted or allocated to any other department or bureau for such purpose.

Restriction on use of funds for naval or military purposes.

SEC. 30. No part of the funds made available in this joint resolution shall be loaned or granted, except pursuant to an obligation incurred prior to the date of the enactment of this joint resolution, to any State, or any of its political subdivisions or agencies, for the purpose of carrying out or assisting in carrying out any program or project of constructing, rebuilding, repairing, or replanning its penal or reformatory institutions, unless the President shall find that the projects to be financed with such loan or grant will not cause or promote competition of the products of convict labor with the products of free labor.

Restriction on construction, etc., of penal institutions.

Exception.

SEC. 31. In expending appropriations or portions of appropriations, contained in this joint resolution, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, the average of the salaries of the total number of persons under any grade in any appropriation unit herein shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated, the salary of such position shall not exceed the average of the compensation rates for the grade: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, or (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, or (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Salary restriction.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Proviso.
Restriction not applicable in designated cases.

42 Stat. 1490.
5 U. S. C. § 666.

SEC. 32. Any Administrator or other officer named to have general supervision at the seat of government over the program and work contemplated under the appropriations contained in this joint resolution and receiving a salary of \$5,000 or more per annum from such appropriations, and any State or regional administrator receiving a salary of \$5,000 or more per annum from such appropriations (except persons now serving as such under other law) shall be appointed by the President, by and with the advice and consent of the Senate: *Provided*, That the provisions of section 1761 of the Revised Statutes shall not apply to any such appointee and the salary of any person so appointed shall not be increased for a period of six months after confirmation.

Appointment of designated administrators.

Proviso.
Recess appointees.
5 U. S. C. § 56.

State Administrators.

SEC. 33. The Work Projects Administration shall continue to maintain in each State an Office of State Administrator for such State.

SEC. 34. There is hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year 1942, the sum of \$25,000,000, to be used by the Secretary of Agriculture for the purpose of effectuating the provisions of section 32 of the Act entitled "An Act to amend the Agricultural Adjustment Act, and for other

Disposal of surplus commodities.
Post, p. 437.

49 Stat. 774.
7 U. S. C. § 612c.

purposes", approved August 24, 1935, as amended, such sum to be in addition to any funds appropriated by such section 32 and to be subject to all the provisions of law relating to the expenditure of such funds.

Approved, July 1, 1941.

[CHAPTER 267]

AN ACT

Making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1942, 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, 1942, namely:

OFFICE OF THE SECRETARY

SALARIES

For the Secretary of Agriculture, Under Secretary of Agriculture, Assistant Secretary, and for other personal services in the District of Columbia, and elsewhere, \$609,424: *Provided*, That in expending appropriations or portions of appropriations contained in this Act for the payment of personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretary, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act as amended and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided further*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade, in the same or different bureau, office, or other appropriation unit, (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated: *Provided further*, That the Secretary of Agriculture is authorized to contract for stenographic reporting services, and the appropriations made in this Act shall be available for such purposes: *Provided further*, That the Secretary of Agriculture is authorized to expend from appropriations available for the purchase of lands not to exceed \$1 for each option to purchase any particular tract or tracts of land: *Provided further*, That not to exceed \$25,000 of the appropriations available for salaries and expenses of officers and employees of the Department of Agriculture permanently stationed in foreign countries may be used for payment of allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (5

July 1, 1941
[H. R. 3735]
[Public Law 144]

Department of Agriculture Appropriation Act, 1942.

Post, pp. 550, 749.

Post, p. 831.

Provisos.
Salary restriction.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Restriction not applicable in designated cases.

42 Stat. 1490.
5 U. S. C. § 666.

Stenographic reporting services.

Options to purchase lands.

Allowances for living quarters abroad.

46 Stat. 818.

U. S. C. 118a) : *Provided further*, That with the approval of the Secretary of Agriculture employees of the Department of Agriculture stationed abroad may enter into leases for official quarters, for periods not exceeding one year, and may pay rent, telephone, subscriptions to publications, and other charges incident to the conduct of their offices and the discharge of their duties, in advance, in any foreign country where custom or practice requires payment in advance: *Provided further*, That no part of the funds appropriated by this Act shall be used for the payment of any officer or employee of the Department of Agriculture who, as such officer or employee, or on behalf of the Department or any division, commission, or bureau thereof, issues, or causes to be issued, any prediction, oral or written, or forecast with respect to future prices of cotton or the trend of same: *Provided further*, That no part of the funds appropriated by this Act shall be used for laboratory investigations to determine the possibly harmful effects on human beings of spray insecticides on fruits and vegetables.

Payments for rent, etc., in advance.

Employees predicting, etc., future prices of cotton.

Laboratory investigations.

MISCELLANEOUS EXPENSES, DEPARTMENT OF AGRICULTURE

For stationery, supplies, materials, and equipment, freight, express, and drayage charges, advertising, communication service, postage, washing towels, repairs, and alterations; for the maintenance, repair, and operation of one motorcycle and not to exceed three motor-propelled passenger-carrying vehicles (including one for the Secretary of Agriculture, one for general utility needs of the entire Department, and one for the Forest Service) and purchase of one motor-propelled passenger-carrying vehicle at not to exceed \$1,800, including the exchange value of one such vehicle, for official purposes only; for official travel expenses, including examination of estimates for appropriations in the field for any bureau, office, or service of the Department; and for other miscellaneous supplies and expenses not otherwise provided for and necessary for the practical and efficient work of the Department, which are authorized by such officer as the Secretary may designate, \$99,341: *Provided*, That this appropriation shall be available for the payment of salaries of employees engaged in the maintenance, repair, and operation of motor-transport vehicles, and that this appropriation shall be reimbursed from the appropriation made for any bureau or office for which such service is performed, in accordance with the provisions of the Act of May 11, 1922 (5 U. S. C. 543): *Provided further*, That the Secretary of Agriculture, during the fiscal year for which this appropriation is made, may maintain stocks of stationery, supplies, equipment, and miscellaneous materials sufficient to meet, in whole or in part, requirements of the bureaus and offices of the Department in the city of Washington and elsewhere, but not to exceed in the aggregate \$200,000 in value at the close of the fiscal year, and the appropriations of such bureaus, offices, and agencies available for the purchase of stationery, supplies, equipment, and miscellaneous materials shall be available to reimburse the appropriation for miscellaneous expenses current at the time supplies are allotted, assigned, or issued, or when payment is received; for transfer for the purchase of inventory; and for transfer pursuant to the provisions of section 601 of the Act approved June 30, 1932 (31 U. S. C. 686): *Provided further*, That the appropriations made hereunder shall be available for the payment of salaries and expenses for purchasing, storing, handling, packing, or shipping supplies and blank forms, and there shall be charged proportionately as a part of the cost of supplies issued an amount to cover such salaries and expenses, and in the case of blank forms and supplies not purchased from this appropriation an amount to cover such salaries and expenses shall be

Provisos. Maintenance, etc., of vehicles; reimbursement.

42 Stat. 508.

Maintenance of stationery, etc., stocks.

Reimbursement.

47 Stat. 417.

Purchasing, etc., supplies.

charged proportionately to the proper appropriation: *Provided further*, That the facilities of the central storehouse of the Department shall to the fullest extent practicable be used to make unnecessary the maintenance of separate bureau storehouse activities in the Department: *Provided further*, That a separate schedules of expenditures, transfers of funds, or other transactions hereunder shall be included in the annual Budget: *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.

Total, Office of the Secretary, \$708,765.

Post, pp. 750, 831.

OFFICE OF THE SOLICITOR

Legal services.

For all legal services for the Department of Agriculture, in the District of Columbia and elsewhere, including clerical and other necessary expenses incident thereto, \$209,535, together with not to exceed such amounts from other appropriations or authorizations as are provided in the schedules in the Budget for the fiscal year 1942 for such services and other expenses, which several amounts shall be transferred to and made a part of this appropriation: *Provided*, That there may be expended for personal services in the District of Columbia not to exceed the total amount set up in the Budget schedules for such fiscal year for such purpose under the several appropriations herein involved: *Provided further*, That the Secretary of Agriculture, in his discretion, may transfer to this appropriation, from the funds available for the operations of the Rural Electrification Administration and the Farm Credit Administration, such sums as he may determine are properly allocable to the cost of providing legal services for these agencies, in the District of Columbia and elsewhere, including clerical and other necessary expenses incident thereto: *Provided further*, That no part of the funds provided in this appropriation shall be used to pay any salary for legal services in excess of that authorized by law for the Solicitor of the Department of Agriculture.

Provisos.
Personal services.

Transfer of funds.

Post, pp. 441, 443.

Salary limitation.

OFFICE OF INFORMATION

Post, p. 831.

SALARIES AND EXPENSES

For necessary expenses in connection with the publication, indexing, illustration, and distribution of bulletins, documents, and reports, including labor-saving machinery and supplies, envelopes, stationery and materials, office furniture and fixtures, photographic equipment and materials, artists' tools and supplies, telephone and telegraph service, freight and express charges; purchase and maintenance of bicycles; purchase of manuscripts; travel expenses; electrotypes, illustrations, and other expenses not otherwise provided for, \$344,883, of which not to exceed \$327,062 may be used for personal services in the District of Columbia.

PRINTING AND BINDING

For all printing and binding for the Department of Agriculture, including all of its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, \$1,550,111, including the purchase of reprints of scientific and technical articles published in periodicals and journals; the Annual Report of the Secretary of Agriculture, as required by the Acts of January 12,

Annual Report of
Secretary.

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, and also including printing and binding in cloth, with illustrations, twenty thousand copies of the Special Report on the Diseases of the Horse, the same to be revised and brought to date, of which fifteen thousand shall be for the use of the House of Representatives, and five thousand for the use of the Senate, \$20,000, and including printing and binding in cloth, with illustrations, thirty-five thousand copies of the Special Report on the Diseases of Cattle, the same to be revised and brought to date, of which twenty-six thousand two hundred shall be for the use of the House of Representatives, and eight thousand eight hundred for the use of the Senate, \$30,000, 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 of Agriculture 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 \$600,000.

Total, Office of Information, \$1,894,994.

LIBRARY, DEPARTMENT OF AGRICULTURE

Salaries and expenses: For purchase and exchange of books of reference, lawbooks, technical and scientific books, periodicals, and for expenses incurred in completing imperfect series; not to exceed \$1,200 for newspapers; for dues, when authorized by the Secretary of Agriculture, 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, \$102,000, of which amount not to exceed \$73,810 may be expended for personal services in the District of Columbia.

OFFICE OF EXPERIMENT STATIONS

PAYMENTS TO STATES, HAWAII, ALASKA, AND PUERTO RICO FOR AGRICULTURAL EXPERIMENT STATIONS

Hatch Act: To carry into effect the provisions of an Act approved March 2, 1887 (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. 301-308), and of the Acts

28 Stat. 601.
38 Stat. 1110; 49
Stat. 1550.
34 Stat. 825.
Farmers' bulletins.

"Diseases of the
Horse."

"Diseases of Cattle."

40 Stat. 1270.
Provisos.
Transfer of funds;
marketing quotas, etc.
Post, p. 435.

52 Stat. 31.
7 U. S. C. ch. 35.
49 Stat. 774.
Post, p. 437.

52 Stat. 45.
7 U. S. C. § 1303.
Post, p. 436.

Maximum amount.

Post, p. 831.

Support of stations.
24 Stat. 440.

12 Stat. 503.

supplementary thereto", the sums apportioned to the several States, to be paid quarterly in advance, \$720,000.

34 Stat. 63.

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.

43 Stat. 970.

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.

45 Stat. 571.

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), \$67,500.

45 Stat. 1256.

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 the Capper-Ketcham Act to the Territory of Alaska, and for other purposes", approved June 20, 1936 (7 U. S. C. 369a), \$10,000; in all, for Alaska, \$25,000.

49 Stat. 1554.

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 (7 U. S. C. 386d-386f), \$50,000.

46 Stat. 1520.

Research, etc.

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 of this amount \$63,708 shall be allotted to States and Territories for which allotments under the Bankhead-Jones Act, title I, for the fiscal year 1942 are less than the allotment of the respective State or Territory in the fiscal year 1941, each such State or Territory to receive a total allotment under the Bankhead-Jones Act, title I, in 1942 at least equal to the allotment for the respective State or Territory in 1941.

49 Stat. 436.

Proviso.
State, etc., allotments.

In all, payments to States, Hawaii, Alaska, and Puerto Rico for agricultural experiment stations, \$6,933,708.

Total.

Post, p. 831.

SALARIES AND EXPENSES

Administration of grants to States and coordination of research: To enable the Secretary of Agriculture to enforce the provisions of the Acts approved March 2, 1887, March 16, 1906, February 24, 1925, May 16, 1928, February 23, 1929, March 4, 1931, and June 20, 1936, and Acts amendatory or supplementary thereto (7 U. S. C. 361-386f), relative to their administration and for the administration of an agricultural experiment station in Puerto Rico, including the employment of persons and means in the city of Washington and elsewhere, \$161,735; and the Secretary of Agriculture shall prescribe the form of the annual financial statement required under the above Acts, ascertain whether the expenditures are in accordance with their provisions, coordinate the research work of the Department of Agriculture and

24 Stat. 440; 34 Stat. 63; 43 Stat. 970; 45 Stat. 571, 1256; 46 Stat. 1520; 49 Stat. 1553.

Form of annual financial statement, etc.

coordinate the research work of the Department with that of the State agricultural colleges and experiment stations in the lines authorized in said Acts, and make report thereon to Congress.

Insular experiment stations.
Proviso.
Transfer of equipment.

Insular experiment stations: To enable the Secretary of Agriculture 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, \$83,000: *Provided*, That the Secretary of Agriculture may, at his discretion, transfer such property and equipment, including the library, of the Hawaii Experiment Station, formerly maintained by the Department of Agriculture, as he may deem necessary and advisable to the experiment station of the University of Hawaii, which has been conducted jointly and in collaboration with the former Federal station under the Act of May 16, 1928 (7 U. S. C. 386-386b); and the Secretary of Agriculture 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, \$244,735.

Total, Office of Experiment Stations, \$7,170,943, of which amount not to exceed \$151,900 may be expended for personal services in the District of Columbia.

45 Stat. 571.
 Sale of products.

Personal services.

SPECIAL RESEARCH FUND, DEPARTMENT OF AGRICULTURE

Post, p. 831.

For enabling the Secretary of Agriculture to carry into effect the provisions of an Act entitled "An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges", approved June 29, 1935 (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 of Agriculture as the Secretary of Agriculture may designate or establish, and to which he may make allotments from this fund, including the employment of persons and means in the District of Columbia and elsewhere, and the purchase, maintenance, repair, and operation of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia, \$1,200,000, of which amount \$700,000 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.

Administrative expenses.

49 Stat. 436.

Research laboratories.

EXTENSION SERVICE

PAYMENTS TO STATES, HAWAII, ALASKA, AND PUERTO RICO

Capper-Ketcham extension work: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to provide for the further development of agricultural extension work between the agricultural colleges in the several States receiving the benefits of the Act entitled 'An Act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and mechanic arts', approved July 2, 1862 (7 U. S. C. 301-308), and all Acts supplementary

Cooperation with State colleges.

12 Stat. 503.

thereto, and the United States Department of Agriculture", approved May 22, 1928 (7 U. S. C. 343a, 343b), \$1,480,000.

45 Stat. 711.
Cooperative extension work.

Extension work, Act of April 24, 1939: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to provide for the further development of cooperative agricultural extension work", approved April 24, 1939 (7 U. S. C. 343 c-1), as amended, \$555,000.

53 Stat. 589.

Extension work, section 21, Bankhead-Jones Act: To enable the Secretary of Agriculture to carry into effect the provisions of section 21, title II, of the Act entitled "An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges", approved June 29, 1935 (7 U. S. C. 343c), \$12,000,000.

49 Stat. 438.

Alaska: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to extend the benefits of the Hatch Act and the Smith-Lever Act to the Territory of Alaska", approved February 23, 1929 (7 U. S. C. 386c), \$13,918; and the provisions of section 3 of the Act entitled "An Act to extend the benefits of the Adams Act, the Purnell Act, and the Capper-Ketcham Act to the Territory of Alaska, and for other purposes", approved June 20, 1936 (7 U. S. C. 343e), \$10,000; in all, for Alaska, \$23,918.

45 Stat. 1256.

49 Stat. 1554.

Puerto Rico: To enable the Secretary of Agriculture 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), \$100,000.

50 Stat. 881.

In all, payments to States, Hawaii, Alaska, and Puerto Rico for agricultural extension work, \$14,158,918.

Post, p. 831.

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 of Agriculture 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, \$550,000.

38 Stat. 372.

Exhibits, motion pictures, etc.

Extension information: For the employment of persons and means in the District of Columbia and elsewhere for the development, preparation, distribution, and display by the Extension Service of exhibits, motion pictures, sound recordings, and other educational and informational media and for the dissemination of information, designed to increase the effectiveness of the cooperative extension work of the Department and the land-grant colleges in agriculture and home economics; and to cooperate with other bureaus and offices of the Department of Agriculture and with Federal, State, county, municipal, and other agencies, including State, interstate, international, and other fairs held within the United States, in such development, preparation, distribution, and display of such educational and informational material, \$240,000.

Cooperation with other bureaus, etc.

In all, salaries and expenses, \$790,000, of which amount not to exceed \$667,756 may be expended for personal services in the District of Columbia.

Total, Extension Service, \$14,948,918.

BUREAU OF AGRICULTURAL ECONOMICS

Investigations, experiments, etc.
Post, pp. 749, 750, 831.

Salaries and expenses: For acquiring and diffusing useful information among the people of the United States, for conducting investiga-

tions, experiments, and demonstrations, and for aiding in formulating programs for authorized activities of the Department of Agriculture, 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, including the employment of persons and means in the District of Columbia and elsewhere, either independently or in cooperation with public agencies or organizations, \$857,105, together with \$1,762,895 transferred from other appropriations as herein provided, of which amount not to exceed \$1,615,812 may be expended for personal services in the District of Columbia: *Provided*, That the Secretary may transfer to this appropriation from the funds available for authorized activities of the Department of Agriculture, such sums as may be necessary for aiding in formulating programs for such authorized activities, including expenditures for employment of persons and means in the District of Columbia and elsewhere.

Proviso.
Transfer of funds.

OFFICE OF FOREIGN AGRICULTURAL RELATIONS

Salaries and expenses: For carrying out the functions of the Secretary of Agriculture under the Act of June 5, 1930 (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; to enable the Secretary of Agriculture to cooperate with American republics, as provided for by the Act approved August 9, 1939 (22 U. S. C. 249), and 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, \$221,716.

Post, p. 831.

46 Stat. 497.

Cooperation with
American republics.

53 Stat. 1290.
22 U. S. C. §§ 501, 502.

Grand total, Office of the Secretary of Agriculture, \$27,313,976.

BUREAU OF ANIMAL INDUSTRY

SALARIES AND EXPENSES

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 of Agriculture, upon application of any exporter, importer, packer, owner, agent of, or dealer, in livestock, hides, skins, meat, or other animal products, may, in his discretion, make inspections and examinations at places other than the headquarters of inspectors for the convenience of said applicants and charge the applicants for the expenses of travel and subsistence incurred for such inspections and examinations, the funds derived from such charges to be deposited in the Treasury of the United States to the credit of the appropriation from which the expenses are paid; 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

Post, p. 832.

23 Stat. 31.
7 U. S. C. § 391.
Inspections at other
than headquarters.

Preparation, etc., of
reports.

Purchase and destruction of diseased animals.

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:

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, \$170,020.

Demonstrations in Texas.

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 absolutely necessary to carry on the experiments, \$824,380, including \$12,500 for livestock experiments and demonstrations at Big Spring or elsewhere in Texas, to be available only when the State of Texas, or other cooperating agency in Texas, shall have appropriated an equal amount or, in the opinion of the Secretary of Agriculture, shall have furnished its equivalent in value in cooperation for the same purpose during the fiscal year for which appropriations are herein made: *Provided*, That of the sum thus appropriated \$243,957 may be used for experiments in poultry feeding and breeding, of which amount \$45,000 may be used in cooperation with State authorities in the administration of regulations for the improvement of poultry, poultry products, and hatcheries.

Proviso.
Poultry feeding and breeding, etc.

Post, p. 749.
Beltsville, Md., station.

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, \$707,000: *Provided*, That of said sum \$323,182 may be used for researches concerning the cause, modes of spread, and methods of treatment and prevention of the disease of contagious abortion of animals.

Proviso.
Contagious abortion of animals.

Reappropriation.
54 Stat. 540.
Provisos.
Indemnities for destroyed animals.

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, \$5,598,140, together with \$750,000 of the unobligated balance of the appropriation made under this head for the fiscal year 1941: *Provided*, That in carrying out the purpose of this appropriation, if in the opinion of the Secretary of Agriculture it shall be necessary to condemn and destroy tuberculous or paratuberculous cattle, 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 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

State, etc., cooperation.

Limitation on amount of compensation.

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, \$300,000: *Provided*, That, except upon the written order of the Secretary of Agriculture, no part of this appropriation shall be used for the purchase of animals or in the purchase of materials for or in the construction of dipping vats upon land not owned solely by the United States, except at fairs or expositions where the Department of Agriculture makes exhibits or demonstrations; nor shall any part of this appropriation be used in the purchase of materials or mixtures for use in dipping vats except in experimental or demonstration work carried on by the officials or agents of the Bureau of Animal Industry: *Provided further*, That not to exceed \$5,000 of the amount herein made available may be used to purchase and supply beef to the Seminole Indians of the Big Cypress Swamp area, Hendry County, Florida, during the time that deer infested with cattle ticks are being removed from said area and until such area is restocked with deer.

Provisos.
Purchases of animals, materials, etc.

Purchase of beef for Seminole Indians, Fla.

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, \$112,728.

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, \$611,500.

Post, p. 749.

Meat inspection: For expenses in carrying out the provisions of the Meat Inspection Act of June 30, 1906, as amended by the Act of March 4, 1907, as extended to equine meat by the Act of July 24, 1919 (21 U. S. C. 71-96), as authorized by section 2 (a) of the Act of June 26, 1934 (31 U. S. C. 725a), and as further amended by the Act of June 29, 1938 (21 U. S. C. 91), including the purchase of printed tags, labels, stamps, and certificates without regard to existing laws applicable to public printing, \$5,429,820.

Post, p. 749.

34 Stat. 674, 1200;
41 Stat. 241; 48 Stat.
1225; 52 Stat. 1235.

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, \$218,712.

37 Stat. 832.

Marketing agreements with respect to hog cholera virus and serum: The sum of \$30,000 of the appropriation made by section 12 (a) of the Agricultural Adjustment Act, approved May 12, 1933, is hereby made available during the fiscal year 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.

43 Stat. 38.
7 U. S. C. § 612.

49 Stat. 731.

In all, salaries and expenses, Bureau of Animal Industry, \$13,972,300.

ERADICATION OF FOOT-AND-MOUTH AND OTHER CONTAGIOUS DISEASES OF ANIMALS

In case of an emergency arising out of the existence of foot-and-mouth disease, rinderpest, contagious pleuropneumonia, or other contagious or infectious disease of animals, which, in the opinion of the Secretary of Agriculture, threatens the livestock industry of the country, he may expend in the city of Washington or elsewhere any unexpended balances of appropriations heretofore made for this purpose in the arrest and eradication of any such disease, including the payment of claims growing out of past and future purchases and destruction, in cooperation with the States, of animals affected by or exposed to, or of materials contaminated by or exposed to, any such disease, wherever found and irrespective of ownership, under like or substantially similar circumstances, when such owner has complied with all lawful quarantine regulations: *Provided*, That the payment for animals hereafter purchased may be made on appraisement based on the meat, dairy, or breeding value, but in case of appraisement based on breeding value no appraisement of any animal shall exceed three times its meat or dairy value, and, except in case of an extraordinary emergency, to be determined by the Secretary of Agriculture, the payment by the United States Government for any animals shall not exceed one-half of any such appraisements: *Provided further*, That the sum of \$5,000 of the unexpended balance of the appropriation of \$3,500,000 contained in the Second Deficiency Appropriation Act, fiscal year 1924, approved December 5, 1924, for the eradication of the foot-and-mouth disease and other contagious or infectious diseases of animals, is hereby made available during the fiscal year for which appropriations are herein made to enable the Secretary of Agriculture to control and eradicate the European fowl pest and similar diseases in poultry.

Total, Bureau of Animal Industry, \$13,972,300, of which amount not to exceed \$653,615 may be expended for departmental personal services in the District of Columbia, and not to exceed \$109,675 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

BUREAU OF DAIRY INDUSTRY

SALARIES AND EXPENSES

For carrying out the provisions of the Act approved May 29, 1924 (7 U. S. C. 401-404), establishing a Bureau of Dairying, for salaries in the city of Washington and elsewhere, and for all other necessary expenses, as follows:

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of the Chief of Bureau and other personal services in the District of Columbia, \$75,400.

Dairy investigations: For conducting investigations, experiments, and demonstrations in dairy industry, cooperative investigations of the dairy industry in the various States, and inspection of renovated-butter factories, including repairs to buildings, not to exceed \$5,000 for the construction of buildings, \$655,905.

Total, salaries and expenses, Bureau of Dairy Industry, \$731,305, of which amount not to exceed \$349,160 may be expended for personal services in the District of Columbia.

Payment of claims.

Provisos.
Basis of appraisements.

Eradication of European fowl pest, etc.

43 Stat. 682.

Total; personal services.

Post, p. 832.

43 Stat. 243.

Total; personal services.

BUREAU OF PLANT INDUSTRY

SALARIES AND EXPENSES

Post, p. 832.

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 Washington and elsewhere required for the investigations, experiments, and demonstrations herein authorized, as follows:

Investigation of fruits, etc.

Farm buildings.

Proviso.
Cost limitation.

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, \$209,942.

Arlington Farm: For continuing the maintenance of a general experiment farm and agricultural station on the Arlington estate, in the State of Virginia and in the vicinity of Beltsville, Maryland, in accordance with the provisions of the Act of Congress approved April 18, 1900 (31 Stat. 135, 136), as amended by the Act of October 9, 1940 (Public, Numbered 812), \$49,414.

Arlington Farm.

54 Stat. 1030, 1046.

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, \$576,600, of which \$40,000 shall be available for investigations concerning the control and eradication of whitetop, bindweed, and other noxious weeds.

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, \$443,535, of which sum not less than \$14,700 shall be used for experimenting in Sea Island cotton, including its hybridization with other varieties.

Post, p. 749.

Drug and related plants: For the investigation, testing, and improvement of plants yielding drugs, spices, poisons, oils, and related products and byproducts, \$48,500.

Dry-land agriculture: For the investigation and improvement of methods of crop production under subhumid, semiarid, or dry-land conditions, \$229,228: *Provided*, That no part of this appropriation shall be used for the establishment of any new field station.

Proviso.

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, \$304,000.

Forest pathology: For the investigation of diseases of forest and ornamental trees and shrubs, including a study of the nature and habits of the parasitic fungi causing the chestnut-tree bark disease, the white-pine blister rust, and other epidemic tree diseases, for the purpose of discovering new methods of control and applying methods

of eradication or control already discovered, and including \$110,969 for investigations of diseases of forest trees and forest products, under section 3 of the Act approved May 22, 1928 (16 U. S. C. 581b), \$255,000.

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, \$1,441,362.

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, \$140,500.

National Arboretum.

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, \$54,587, 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.

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, \$350,947.

42 Stat. 1438.
5 U. S. C. §§ 661-674.
Post, p. 613.

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, \$355,021.

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, \$275,000.

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, \$367,275.

Tobacco investigations: For the investigation and improvement of tobacco and the methods of tobacco production and handling, \$140,544.

Total, salaries and expenses, Bureau of Plant Industry, \$5,241,455, of which amount not to exceed \$1,219,451 may be expended for departmental personal services in the District of Columbia and not to exceed \$21,895 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Total; personal services.

Vehicles.

FOREST SERVICE

Post, pp. 550, 749.

SALARIES AND EXPENSES

Post, p. 832.

For the employment of persons and means in the District of Columbia and elsewhere to enable the Secretary of Agriculture to experiment and to make and continue investigations and report on forestry, national forests, forest fires, and lumbering, but no part of this appropriation shall be used for any experiment or test made outside the jurisdiction of the United States; to advise the owners of woodlands as to the proper care of the same; to investigate and test American timber and timber trees and their uses, and methods for the preservative treatment of timber; to seek, through investigations and the planting of native and foreign species, suitable trees for the treeless regions; to erect necessary buildings: *Provided*, That the cost of any building purchased, erected, or as improved, exclusive of the cost of constructing a water-supply or sanitary system and of connecting the same with any such building, and exclusive of the cost of any tower upon which a lookout house may be erected, shall not exceed \$7,500, with the exception that any building erected, purchased, or acquired, the cost of which was \$7,500 or more, may be improved out of the appropriations made under this Act for the Forest Service by an amount not to exceed 2 per centum of the cost of such building as certified by the Secretary of Agriculture; to protect, administer, and improve the national forests, including tree planting and other measures to prevent erosion, drift, surface wash, soil waste, and the formation of floods, and to conserve water and including the payment of rewards under regulations of the Secretary of Agriculture for information leading to the arrest and conviction for violation of the laws and regulations relating to fires in or near national forests, or for the unlawful taking of, or injury to, Government property; to ascertain the natural conditions upon and utilize the national forests, to transport and care for fish and game supplied to stock the national forests or the waters therein; to 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

Experiments and investigations on forestry, etc.

Provided.
Limitation on cost of buildings.

Protection, etc., of national forests.

Care of fish and game.

Medical supplies.

Warehouse maintenance, etc.

Reimbursements.

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:

Rent of equipment to non-Federal agencies.

Administrative expenses.

36 Stat. 963.

National forest protection and management.

Aerial fire control.

Provision.
Direct purchases.

34 Stat. 233; 37 Stat. 287, 842.

36 Stat. 963; 43 Stat. 653.

50 Stat. 522.
7 U. S. C. ch. 33.

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, \$598,520.

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; 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 of Agriculture, direct purchases will be more economical than construction, improvements may be purchased; the construction, equipment, and maintenance of sanitary, fire preventative, 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; 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 of Agriculture from the Resettlement Administration to the Forest Service, and lands transferred to the Forest Service under authority of the Bankhead-Jones Farm Tenant Act, \$11,050,411, of which \$14,411 shall be transferred to and made a part of the appropriation, "Salaries and

expenses, Bureau of Agricultural Economics": *Provided*, That \$200 of this appropriation shall be available for the expenses of properly caring for the graves of fire fighters buried at Wallace, Idaho; Newport, Washington; and Saint Maries, Idaho: *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, \$20,000.

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 Forest Service purposes, and unappropriated public forest lands, \$100,000, which amount shall also be available for meeting obligations of the preceding fiscal year.

Private forestry cooperation: For cooperation with and advice to 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 resource, the productivity of forest lands, and the stabilization of employment and economic continuance of forest industries, \$99,558, of which \$1,558 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics".

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:

Forest management: Fire, silvicultural, and other forest investigations and experiments under section 2, as amended, at forest experiment stations or elsewhere, \$605,000.

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, \$270,935.

Forest products: Experiments, investigations, and tests of forest products under section 8, at the Forest Products Laboratory, or elsewhere, \$782,500.

Forest survey: A comprehensive forest survey under section 9, \$249,337, of which \$2,337 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics".

Forest economics: Investigations in forest economics under section 10, \$140,000.

Forest influences: For investigations and experiments at forest experiment stations or elsewhere for determining and demonstrating

Ante, p. 414.
Provisos.
Care of graves of fire fighters.

Sale of forest products.

35 Stat. 260; 37 Stat. 843.

Post, p. 550.

45 Stat. 699.

16 U. S. C. § 581a.

16 U. S. C. § 581f.

Post, p. 749.

16 U. S. C. § 581g.

16 U. S. C. § 581h.

16 U. S. C. § 581i.

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, \$135,000.

Total; additional from contributions.

In all, salaries and expenses, \$14,051,261; 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 \$870,651 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.
Provisos.

FOREST-FIRE COOPERATION

For cooperation with the various States or other appropriate agencies in forest-fire prevention and suppression and the protection of timbered and cut-over lands in accordance with the provisions of sections 1, 2, and 3 of the Act entitled "An Act to provide for the protection of forest lands, for the reforestation of denuded areas, for the extension of national forests, and for other purposes, in order to promote continuous production of timber on lands chiefly valuable therefor", approved June 7, 1924, as amended (16 U. S. C. 564-570), including also the study of the effect of tax laws and the investigation of timber insurance as provided in section 3 of said Act, \$2,425,000, of which not to exceed \$7,790 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics", and not to exceed \$65,540 shall be available for departmental personal services in the District of Columbia and not to exceed \$2,500 for the purchase of supplies and equipment required for the purposes of said Act in the District of Columbia.

43 Stat. 653.

Study of effect of tax laws, etc.

Transfer of funds.
Ante, p. 414.

ACQUISITION OF LANDS FOR NATIONAL FORESTS

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), including the transfer to the Office of the Solicitor of such funds for the employment by that office of persons and means in the District of Columbia and elsewhere as may be necessary in connection with the acquisition of such lands, \$1,797,348, of which \$9,348 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics": *Provided*, That not to exceed \$80,000 of the sum appropriated in this paragraph may be expended for departmental personal services in the District of Columbia.

36 Stat. 961.

Proviso.

Control of soil erosion and flood damage.

For the acquisition of land to facilitate the control of soil erosion and flood damage originating within the exterior boundaries of the following national forests, in accordance with the provisions of the following Acts authorizing annual appropriations of forest receipts for such purposes, and in not to exceed the following amounts from such receipts: Uinta and Wasatch National Forests, Utah, Act of August 26, 1935 (49 Stat. 866), \$40,000; Cache National Forest, Utah, Act of May 11, 1938 (52 Stat. 347), \$10,000; San Bernardino and Cleveland National Forests in Riverside County, California, Act of June 15, 1938 (52 Stat. 699), \$30,000; Nevada and Toiyabe National Forests, Nevada, Act of June 25, 1938 (52 Stat. 1205), \$10,000; Ozark

and Ouachita National Forests in Arkansas, Act of March 5, 1940 (54 Stat. 46), \$150,000; Angeles National Forest, California, Act of June 11, 1940 (54 Stat. 299), \$35,000; Cleveland National Forest in San Diego County, California, Act of June 11, 1940 (54 Stat. 297-298), \$6,000; Sequoia National Forest, California, Act of June 17, 1940 (54 Stat. 402), \$35,000; in all, \$316,000.

Total, Forest Service, \$18,589,609, of which amount not to exceed \$56,405 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia, and in addition thereto there is authorized for expenditure from funds provided for carrying out the provisions of the Federal Highway Act of November 9, 1921 (23 U. S. C. 21, 23), not to exceed \$10,232 for the purchase of motor-propelled passenger-carrying vehicles for use by the Forest Service in the construction and maintenance of national-forest roads.

Total.
Vehicles.

42 Stat. 217.

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), including not to exceed \$59,500 for departmental personal services in the District of Columbia, \$9,990,165, of which \$34,665 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics", which sum is a part of the balance of the amount authorized to be appropriated for the fiscal year 1941 by the Act approved June 8, 1938 (52 Stat. 635), 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: *Provided further*, That there shall be available from this appropriation not to exceed \$5,000 for the purchase of land and \$45,000 for the construction of a building at Missoula, Montana, for the storage and repair of Government equipment for use in the construction and maintenance of roads.

42 Stat. 218.

Ante, p. 414.
54 Stat. 549.

Proviso.
Storage of equip-
ment.

Building at Mis-
soula, Mont.

BUREAU OF AGRICULTURAL CHEMISTRY AND ENGINEERING

SALARIES AND EXPENSES

Post, p. 832.

For investigations, experiments, and demonstrations hereinafter authorized, independently or in cooperation with other branches of the Department of Agriculture, other departments or agencies of the Federal Government, States, State agricultural experiment stations, universities, and other State agencies and institutions, counties, municipalities, business, 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, \$105,200.

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 biologi-

Post, p. 749.
12 Stat. 387.

cal, 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, \$342,664.

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, \$314,469.

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), \$115,400.

Total, salaries and expenses, Bureau of Agricultural Chemistry and Engineering, \$877,733, of which amount not to exceed \$462,572 may be expended for personal services in the District of Columbia, and not to exceed \$2,400 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

SALARIES AND EXPENSES

For necessary expenses connected with investigations, experiments, and demonstrations for the promotion of economic entomology, for investigating and ascertaining the best means of destroying insects and related pests injurious to agriculture, for investigating and importing useful and beneficial insects and bacterial, fungal, and other diseases of insects and related pests, for investigating and ascertaining the best means of destroying insects affecting man and animals, to enable the Secretary of Agriculture to carry into effect the provisions of the Plant Quarantine Act of August 20, 1912, as amended (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, inde-

Cotton ginning.
46 Stat. 248.

49 Stat. 653.

Total, personal serv-
ices.

Vehicles.

Post, p. 832.

37 Stat. 315.

pendently 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 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:

Proviso.
Cost of buildings.

General administrative expenses: For general administrative purposes, including the salary of Chief of Bureau and other personal services, \$165,980.

Fruit insects: For insects affecting fruits, grapes, and nuts, \$424,600.

Japanese beetle control: For the control and prevention of spread of the Japanese beetle, \$425,000.

Sweetpotato weevil control: For the determination and application of such methods of control for sweetpotato weevils as, in the judgment of the Secretary of Agriculture, may be necessary, \$70,000: *Provided*, That in the discretion of the Secretary of Agriculture, 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.

Provisos.

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, \$167,960.

Citrus canker eradication: For determining and applying such methods of eradication or control of the disease of citrus trees known as "citrus canker" as in the judgment of the Secretary of Agriculture may be necessary, including cooperation with such authorities of the States concerned, organizations of growers, or individuals, as he may deem necessary to accomplish such purposes, \$13,485: *Provided*, That no part of the money herein appropriated shall be used to pay the cost or value of trees or other property injured or destroyed.

Proviso.

Gypsy and brown-tail moth control: For the control and prevention of spread of the gypsy and brown-tail moths, \$375,000.

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, \$350,000, to be immediately available: *Provided*, That, in the discretion of the Secretary of Agriculture, no expenditures from this appropriation shall be made for these purposes until a sum or sums at least equal to such expenditures shall have been appropriated, subscribed, or contributed by State, county, or local authorities, or by individuals, or organizations concerned: *Provided further*, That no part of this appropriation shall be used to pay the cost or value of trees or other property injured or destroyed.

Provisos.

Phony peach and peach mosaic eradication: For determining and applying such methods of eradication, control, and prevention of spread of the diseases of peach trees known as "phony peach" and "peach mosaic" as in the judgment of the Secretary of Agriculture may be necessary, including cooperation with such authorities of the States concerned, organizations of growers, or individuals, as he may deem necessary to accomplish such purposes, including the certification of products out of the infested areas to meet the requirements

Proviso.

of State quarantines, \$89,800: *Provided*, That no part of the money herein appropriated shall be used to pay the cost or value of trees or other property injured or destroyed.

45 Stat. 701.

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, \$212,500.

Truck crop and garden insects: For insects affecting truck crops, ornamental and garden plants, including tobacco, sugar beets, and greenhouse and bulbous crops, \$366,580.

Cereal and forage insects: For insects affecting cereal and forage crops, including sugarcane and rice, and including research on the European corn borer, \$379,500.

European corn borer control: For the control and prevention of spread of the European corn borer and for the certification of products out of the infested areas to meet the requirements of State quarantines on account of the European corn borer, \$10,000.

Provisos.

Barberry eradication: For the eradication of the common barberry and for applying such other methods of eradication, control, and prevention of spread of cereal rusts as in the judgment of the Secretary of Agriculture may be necessary to accomplish such purposes, \$182,500: *Provided*, That, in the discretion of the Secretary of Agriculture, no expenditures from this appropriation shall be made for these purposes until a sum or sums at least equal to such expenditures shall have been appropriated, subscribed, or contributed by States, counties, or local authorities, or by individuals or organizations for the accomplishment of such purposes: *Provided further*, That no part of the money herein appropriated shall be used to pay the cost or value of property injured or destroyed.

Cotton insects: For insects affecting cotton, \$144,544.

Cooperation with Mexico.

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, \$526,800.

Bee culture: For bee culture and apiary management, \$83,000.

Post, p. 750.

Insects affecting man and animals: For insects affecting man, household possessions, and animals, \$181,500.

Post, p. 750.

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, \$154,790.

Foreign parasites: For administrative expenses in connection with the introduction of natural enemies of injurious insects and related pests and for the exchange with other countries of useful and beneficial insects and other arthropods, \$38,000; and not to exceed \$1,100 of the funds appropriated to the Bureau of Entomology and Plant Quarantine for the fiscal year 1940 may be used to reimburse employees assigned to carry out investigations in Europe for expenses

53 Stat. 959.

incurred in bringing their families to the United States in compliance with official instructions directing them to return with their families to the United States.

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, \$72,518, 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, \$130,000.

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, \$44,059.

Foreign plant quarantines: For enforcement of foreign plant quarantines, at the port of entry and port of export, and to prevent the movement of cotton and cottonseed from Mexico into the United States, including the regulation of the entry into the United States of railway cars and other vehicles, and freight, express, baggage, or other materials from Mexico, and the inspection, cleaning, and disinfection thereof, including construction and repair of necessary buildings, plants, and equipment, for the fumigation, disinfection, or cleaning of products, railway cars, or other vehicles entering the United States from Mexico, \$690,000: *Provided*, That any moneys received in payment of charges fixed by the Secretary of Agriculture on account of such cleaning and disinfection shall be covered into the Treasury as miscellaneous receipts.

37 Stat. 315.

Post, p. 750.

Mexican cotton and cottonseed.

Provided.

Certification of exports: For the inspection, under such rules and regulations as the Secretary of Agriculture may prescribe, of domestic plants and plant products when offered for export and to certify to shippers and interested parties as to the freedom of such products from injurious plant diseases and insect pests according to the sanitary requirements of the foreign countries affected and to make such reasonable charges and to use such means as may be necessary to accomplish this object, \$31,862: *Provided*, That moneys received on account of such inspection and certification shall be covered into the Treasury as miscellaneous receipts.

Provided.

Total; personal services.

Total, salaries and expenses, Bureau of Entomology and Plant Quarantine, \$5,329,978, of which amount not to exceed \$789,681 may be expended for personal services in the District of Columbia, and not to exceed \$36,600 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

WHITE PINE BLISTER RUST CONTROL

Post, p. 832.

For all expenses necessary to enable the Secretary of Agriculture to carry out the purposes of the Act entitled "For forest protection against the white pine blister rust", approved April 26, 1940 (54 Stat. 168, 169), and in accordance with the provisions thereof, including the employment of persons and means in the District of Columbia and elsewhere, \$1,284,000; of which amount \$115,000 shall be available to the Department of the Interior (including not to exceed \$5,000 for the purchase of passenger-carrying automobiles) for control of white

16 U. S. C. § 594a.

Availability of funds to designated agencies.

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; \$685,668 of said amount to the Forest Service for the control of white pine blister rust on or endangering lands under its jurisdiction; and \$483,332 of said amount to the Bureau of Entomology and Plant quarantine (including not to exceed \$8,650 for the purchase of passenger-carrying automobiles) 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.

AGRICULTURAL MARKETING SERVICE

Post, p. 832.

SALARIES AND EXPENSES

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:

General administrative expenses: For necessary expenses for general administrative purposes, including personal services in the District of Columbia, \$166,108.

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), \$749,000: *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.

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, \$1,133,500, of which \$5,000 shall be available for the maintenance of a market news service at New Orleans, Louisiana.

Market inspection of farm products: For enabling the Secretary of Agriculture, independently and in cooperation with other branches of the Government, State agencies, purchasing and consuming organizations, boards of trade, chambers of commerce, or other associations of businessmen or trade organizations, and persons or corporations engaged in the production, transportation, marketing, and distribution of farm and food products, whether operating in one or more juris-

Peanut statistics.
49 Stat. 1898; 52
Stat. 348.

Provisos.
Cotton acreage.

Apple production.

New Orleans, La.

dictions, to investigate and certify to shippers and other interested parties the class, quality, and condition of cotton, tobacco, fruits, and vegetables, whether raw, dried, or canned, poultry, butter, hay, and other perishable farm products when offered for interstate shipment or when received at such important central markets as the Secretary of Agriculture may from time to time designate, or at points which may be conveniently reached therefrom, under such rules and regulations as he may prescribe, including payment of such fees as will be reasonable and as nearly as may be to cover the cost for the service rendered: *Provided*, That certificates issued by the authorized agents of the Department shall be received in all courts of the United States as prima facie evidence of the truth of the statements therein contained, \$459,000.

Proviso.

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, \$400,000: *Provided*, That samples, illustrations, practical forms, or sets of the grades recommended or promulgated by the Secretary of Agriculture 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.

Proviso.

Tobacco Inspection and Tobacco Stocks and Standards Acts: To enable the Secretary of Agriculture to carry into effect the provisions of an Act entitled "An Act to establish and promote the use of standards of classification for tobacco, to provide and maintain an official tobacco-inspection service, and for other purposes", approved August 23, 1935 (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, \$533,000.

Post, p. 550.

49 Stat. 731.

45 Stat. 1079.

Perishable Agricultural Commodities and Produce Agency Acts: To enable the Secretary of Agriculture to carry into effect the provisions of the Act entitled "An Act to suppress unfair and fraudulent practices in the marketing of perishable agricultural commodities in interstate and foreign commerce", as amended (7 U. S. C. 499a-499r), and the Act entitled "An Act to prevent the destruction or dumping, without good and sufficient cause therefor, of farm produce received in interstate commerce by commission merchants and others and to require them truly and correctly to account for all farm produce received by them", approved March 3, 1927 (7 U. S. C. 491-497), \$152,000.

46 Stat. 531.

44 Stat. 1355.

Standard Container Acts: To enable the Secretary of Agriculture to carry into effect the Act entitled "An Act to fix standards for Climax baskets for grapes and other fruits and vegetables, and to fix standards for baskets and other containers for small fruits, berries, and vegetables, and for other purposes", approved August 31, 1916 (15 U. S. C. 251-256), and the Act entitled "An Act to fix standards for hampers, round stave baskets, and splint baskets for fruits and vegetables, and for other purposes", approved May 21, 1928 (15 U. S. C. 257-257i), \$10,000.

39 Stat. 673.

45 Stat. 685.

Cotton Quality Statistics and Classing Acts: To enable the Secretary of Agriculture to carry into effect the Act entitled "An Act authorizing the Secretary of Agriculture to collect and publish statistics of the grade and staple length of cotton", approved March 3, 1927, as amended by the Act entitled "An Act authorizing the Secretary of Agriculture to provide for the classification of cotton, to furnish

44 Stat. 1372; 50 Stat. 62.

information on market supply, demand, location, condition, and market prices for cotton, and for other purposes", approved April 13, 1937 (7 U. S. C. 471-476), \$465,000.

39 Stat. 476; 40 Stat. 1351.
26 U. S. C. §§ 1920-1935.

42 Stat. 1517.
Universal standards of cotton classification.

United States Cotton Futures and United States Cotton Standards Acts: To enable the Secretary of Agriculture to perform the duties imposed upon him by the United States Cotton Futures Act, as amended March 4, 1919 (26 U. S. C. 1090-1106), and to carry into effect the provisions of the United States Cotton Standards Act, approved March 4, 1923 (7 U. S. C. 51-65), including such means as may be necessary for effectuating agreements heretofore or hereafter made with cotton associations, cotton exchanges, and other cotton organizations in foreign countries, for the adoption, use, and observance of universal standards of cotton classification, for the arbitration or settlement of disputes with respect thereto, and for the preparation, distribution, inspection, and protection of the practical forms or copies thereof under such agreements, \$490,000.

39 Stat. 482.
7 U. S. C. §§ 71-87.

United States Grain Standards Act: To enable the Secretary of Agriculture to carry into effect the provisions of the United States Grain Standards Act, \$748,941.

39 Stat. 486.
7 U. S. C. §§ 241-273.

United States Warehouse Act: To enable the Secretary of Agriculture to carry into effect the provisions of the United States Warehouse Act, \$450,000.

7 U. S. C. §§ 1551, 1561-1610.
Proviso.
International Seed Testing Congress.

Federal Seed Act: To enable the Secretary of Agriculture 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 (53 Stat. 1275-1290), \$80,000: *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.

42 Stat. 150; 49 Stat. 648.
Proviso.
Bonds from agencies and dealers.

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), \$381,879: *Provided*, That the Secretary of Agriculture may require reasonable bonds from every market agency and dealer, under such rules and regulations as he may prescribe, to secure the performance of their obligations, and whenever, after due notice and hearing, the Secretary finds any registrant is insolvent or has violated any provisions of said Act he may issue an order suspending such registrant for a reasonable specified period. Such order of suspension shall take effect within not less than five days, unless suspended or modified or set aside by the Secretary of Agriculture or a court of competent jurisdiction: *Provided further*, That the Secretary of Agriculture may, whenever necessary, authorize the charging and collection from owners of a reasonable fee for the inspection of brands appearing upon livestock subject to the provisions of the said Act for the purpose of determining the ownership of such livestock: *Provided further*, That such fee shall not be imposed except upon written request made to the Secretary of Agriculture by the Board of Livestock Commissioners, or duly organized livestock association of the States from which such livestock have originated or been shipped to market.

Inspection fee.

When imposed.

42 Stat. 1435.

Naval Stores Act: For enabling the Secretary of Agriculture to carry into effect the provisions of the Naval Stores Act of March 3, 1923 (7 U. S. C. 91-99), \$34,700.

Enforcement of the Insecticide Act: For enabling the Secretary of Agriculture to carry into effect the provisions of the Act of April 26, 1910 (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", \$168,180.

36 Stat. 331.

Total, salaries and expenses, Agricultural Marketing Service, \$6,421,308, of which amount not to exceed \$1,633,362 may be expended for personal services in the District of Columbia, and not to exceed \$44,400 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Total; personal serv-
ices.

Vehicles.

BUREAU OF HOME ECONOMICS

SALARIES AND EXPENSES

Post, p. 832.

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of Chief of Bureau and other personal services in the District of Columbia, \$31,735.

Post, p. 750.

Home economics investigations: For conducting either independently or in cooperation with other agencies, investigations of the relative utility and economy of agricultural products for food, clothing, and other uses 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, including the employment of persons and means in the District of Columbia and elsewhere, \$301,310.

Total, salaries and expenses, Bureau of Home Economics, \$333,045, of which amount not to exceed \$152,592 may be expended for personal services in the District of Columbia.

ENFORCEMENT OF THE COMMODITY EXCHANGE ACT

Post, p. 832.

To enable the Secretary of Agriculture 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 (Public, No. 818), \$626,000, of which amount not to exceed \$224,840 may be expended for personal services in the District of Columbia.

49 Stat. 1401.

54 Stat. 1059.

SOIL CONSERVATION SERVICE

SALARIES AND EXPENSES

To carry out the provisions of an Act entitled "An Act to provide for the protection of land resources against soil erosion, and for other purposes", approved April 27, 1935 (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

49 Stat. 163.

Proviso.
Cost of buildings.

Construction on land not owned by Government.
Warehouse maintenance, etc.

Reproduction of aerial photographs, etc.

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: *Provided further*, That reproductions of such aerial or other photographs, mosaics, and maps as shall be required in connection with the authorized work of the Soil Conservation Service may be furnished at the cost of reproduction to Federal, State, county, or municipal agencies requesting such reproductions, the money received from such sales to be deposited in the Treasury to the credit of this appropriation, as follows:

Proviso.

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, \$510,334: *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, \$1,500,000.

Transfer of funds.
Ante, p. 414.

Proviso.
Nursery stock, availability of funds.

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, \$23,516,775, of which \$58,425 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics": *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.

Proviso.

Emergency erosion control, Everglades region, Florida: For research and demonstration work in soil conservation control measures, including research and demonstration work in fire control and irrigation construction work to eliminate fire hazards, in the Everglades region of Florida, \$75,000: *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, salaries and expenses, Soil Conservation Service, \$25,602,109, of which not to exceed \$1,652,294 may be expended for personal services in the District of Columbia, and not to exceed \$200,000 shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Total; personal services.

CONSERVATION AND USE OF AGRICULTURAL LAND RESOURCES, DEPARTMENT OF AGRICULTURE

To enable the Secretary of Agriculture to carry into effect the provisions of sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, approved February 29, 1936, 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; and not to exceed \$1,200, including the exchange value of one such vehicle, for the replacement of one passenger-carrying automobile for official use of the Administrator in the District of Columbia, \$499,388,671, of which \$467,451 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics", to remain available until June 30, 1943, for compliances under said Act of February 29, 1936, as amended, pursuant to the provisions of the 1941 programs carried out during the period September 1, 1940, to December 31, 1941, inclusive: *Provided*, That no part of such amount shall be available for carrying out the provisions of section 202 (f) of the Agricultural Adjustment Act of 1938, and not to exceed \$3,500,000 shall be available under the provisions of section 202 (a) to 202 (e), inclusive, of said Act, including research on food products of farm commodities: *Provided further*, That no part of such amount shall be available after June 30, 1942, for salaries and other administrative expenses except for payment of obligations therefor incurred prior to July 1, 1942: *Provided further*, That such amount shall be available for salaries and other administrative expenses in connection with the formulation and administration of the 1942 programs or plans now or hereafter authorized under section 7 or 8, or both, of said Act of February 29, 1936, or under said provisions of the Agricultural Adjustment Act of 1938: *Provided further*, That the Secretary of Agriculture may, in his discretion, from time to time transfer to the General Accounting Office such sums as may be necessary to pay administrative expenses of the General Accounting Office in auditing payments under this item: *Provided further*, That such amount shall be available for the purchase of seeds, fertilizers, 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 of Agriculture in the 1941 and 1942 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 the funds provided by section 32 of the Act entitled "An Act to amend the Agricultural Adjustment

Soil conservation.

49 Stat. 1148.

52 Stat. 31.

Exhibits at fairs.

Transfer of funds.
Ante, p. 414.

Provisos.
Restriction on use of funds.
52 Stat. 37.
7 U. S. C. § 1292.

Use after June 30, 1942.

Availability for 1942 programs.

49 Stat. 1148, 1149;
52 Stat. 31.
16 U. S. C. §§ 590g-590h; 7 U. S. C. ch. 35.
Transfer of funds.

Purchase of seeds, etc.

Administrative expenses.
49 Stat. 774.

Act and for other purposes", approved August 24, 1935 (7 U. S. C. 612c), shall be available during the fiscal year 1942 for administrative expenses, in accordance with the provisions of section 392 of the Agricultural Adjustment Act of 1938, in carrying out the provisions of said section 32, and the provisions of the Agricultural Marketing Agreement Act of 1937 (7 U. S. C. 608c-608d), including the employment of persons and means in the District of Columbia and elsewhere, in accordance with the provisions of law applicable to the employment of persons and means by the Agricultural Adjustment Administration, except that within the total of limitations imposed by section 392 (b) of said Act for administrative expenses in the District of Columbia, regional offices, and in the several States, such limitations may, in connection with the activities of the Surplus Marketing Administration, be interchanged, in whole or in part, during the current fiscal year, between the District of Columbia, regional offices, and the several States: *Provided further*, That the funds appropriated under the head "Parity payments, Department of Agriculture", for the fiscal year 1941 shall remain available until June 30, 1943: *Provided further*, That notwithstanding any other provision of law, persons who in 1940 and 1941 carried out farming operations as tenants or share-croppers on cropland owned by the United States Government and who complied with the terms and conditions of the 1940 and 1941 agricultural conservation programs, 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.

PARITY PAYMENTS

To enable the Secretary of Agriculture to make parity payments to producers of wheat, cotton, corn (in the commercial corn-producing area), rice, and tobacco pursuant to the provisions of section 303 of the Agricultural Adjustment Act of 1938, \$212,000,000, of which \$97,375 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics", to remain available until June 30, 1944: *Provided*, That such payments with respect to any such commodity 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 is not in excess of the farm acreage allotment established for the commodity under the agricultural conservation 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. The Secretary may also provide by regulations for similar deductions for planting in excess of the acreage allotment for the commodity on other farms or for planting in excess of the acreage allotment or limit for any other commodity for which allotments or limits are established under the agricultural conservation program on the same or any other farm.

If the sum of the prevailing basic-loan rate or the average farm price, whichever is the higher, for the crop year 1941 and the applicable rate of the payments announced under the Soil Conservation and Domestic Allotment Act, for the purposes of the 1942 agricultural conservation program and the parity payments herein appropriated, exceed an amount sufficient to increase the farmers' returns to parity prices, parity payments shall be so adjusted as to provide a return to producers which is equal to but not greater than parity price.

52 Stat. 69.
7 U. S. C. § 1392.

50 Stat. 246.

Interchange of certain limitations.
52 Stat. 70.
7 U. S. C. § 1392 (b).

Parity payments.

54 Stat. 563.

Payments to tenants and sharecroppers.
Post, p. 850.

49 Stat. 1148.
16 U. S. C. §§ 590g-590q.

52 Stat. 45.
7 U. S. C. § 1303.
Transfer of funds.
Ante, p. 414.

Proviso.
Deductions for excess acreage.

Adjustment of payments.

49 Stat. 1148.
16 U. S. C. ch. 3B.

The proviso contained in the paragraph headed "Parity Payments" in the Department of Agriculture Appropriation Act, 1941, is amended to read as follows: "Provided, That such payments with respect to any such commodity 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 1941 is not in excess of the farm acreage allotment established for the commodity under the agricultural conservation 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.": *Provided*, That the item entitled "Parity Payments", contained in the Department of Agriculture Appropriation Act, 1941, is amended by inserting immediately following the figures \$212,000,000 and before the colon, a comma and the following: "together with the unobligated balances of the appropriation made under this head by the Department of Agriculture Appropriation Act, 1940, approved June 30, 1939 (53 Stat. 939)".

Department of Agriculture Appropriation Act, 1941, amendments.
54 Stat. 563.
Deductions for excess acreage.

Proviso.
Reappropriation.

COMMODITY CREDIT CORPORATION

Salaries and administrative expenses: Not to exceed \$1,500,000 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; law-books and books of reference; not to exceed \$250 for periodicals, maps, and newspapers; procurement of supplies, equipment, and services; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; rent in the District of Columbia and elsewhere; and all other necessary administrative expenses: *Provided*, That all necessary expenses (including 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 the Secretary of Agriculture may make allotments from this appropriation, subject to the approval of the Director of the Bureau of the Budget, to the offices and divisions of the office of the Secretary for the performance of departmental services for the Commodity Credit Corporation: *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.

Post, p. 498.

Post, p. 550.

Travel expenses.

44 Stat. 688.

Provisos.
Nonadministrative expenses.

Allotments.

Accounting.

42 Stat. 20.
31 U. S. C. ch. 1.

Ante, p. 407.

DISPOSAL OF SURPLUS 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, \$100,150,000, of which \$116,850 shall be transferred to and made a part of the

49 Stat. 774.
7 U. S. C. § 612c.

Transfer of funds.

Ante, p. 414.

Provisos.
Restriction.

Stamp plan.

appropriation, "Salaries and expenses, Bureau of Agricultural Economics". Such sum shall be immediately available and shall be in addition to, and not in substitution for, other appropriations made by such section or for the purpose of such section: *Provided*, That not in excess of 25 per centum of the funds herein made available may be devoted to any one agricultural commodity: *Provided further*, That said 25 per centum provision and the like provision in said section 32, as amended, shall not apply to amounts devoted to a stamp plan for the removal of surplus agricultural commodities from funds made available hereby and by said section 32, and, notwithstanding expenditures under such stamp plan, the 25 per centum provision shall continue to be calculated on the aggregate amount available hereunder and under said section 32.

SUGAR ACT OF 1937

50 Stat. 903.

Transfer of funds.

Ante, p. 414.

To enable the Secretary of Agriculture 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), and the employment of persons and means, in the District of Columbia and elsewhere, as authorized by said Act, \$47,962,910, of which \$38,950 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics", to remain available until June 30, 1943.

INTERNATIONAL PRODUCTION CONTROL COMMITTEES

Share of U. S. for membership expenses.

During the fiscal year 1942 the Secretary of Agriculture may expend not to exceed \$17,500 from the funds available to the Agricultural Adjustment Administration for the share of the United States as a member of the International Wheat Advisory Committee, the International Sugar Council, or like events or bodies concerned with the reduction of agricultural surpluses or with other objectives of the Agricultural Adjustment Administration, together with traveling and other necessary expenses relating thereto.

Post, p. 750.

FEDERAL CROP INSURANCE ACT

52 Stat. 72.
Ante, p. 255.
Transfer of funds.
Ante, p. 414.

52 Stat. 77.
7 U. S. C. § 1516.

52 Stat. 74.
7 U. S. C. § 1507 (d).

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), \$5,559,827, of which \$59,827 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics", to be allotted by the Secretary of Agriculture (a) to the Federal Crop Insurance Corporation, as authorized by section 516 (a) of such Act, and (b) to bureaus and offices of the Department of Agriculture or for transfer to other agencies of State and Federal Governments, as authorized by section 507 (d) of such Act; and such part as the Secretary allots under clause (b) hereof shall be available for the employment of persons and means in the District of Columbia and elsewhere, rent in the District of Columbia, purchase of lawbooks, books of reference, periodicals, and newspapers.

FARM TENANT ACT

FARM TENANCY

Administrative expenses.
50 Stat. 522.

To enable the Secretary of Agriculture 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:

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, including obligations chargeable against the appropriation for this purpose for the fiscal year 1941, \$2,488,912, of which \$38,950 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics", together with the unexpended balance of the appropriation under this head for the fiscal year 1941.

Transfer of funds.

Ante, p. 414.
Reappropriation.
54 Stat. 564.

Loans: For loans in accordance with title I of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937 (7 U. S. C. 1000-1006), \$50,000,000, 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 after such statistics become available, but prior to that time may be determined in accordance with such regulations as may be promulgated by the Secretary of Agriculture; and the Reconstruction Finance Corporation is hereby authorized and directed to lend such sum to the Secretary of Agriculture 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 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.

Restriction on use of funds.

Provisos.
Restriction.

Repayment.

Increase of RFC obligations.

LIQUIDATION AND MANAGEMENT OF RESETTLEMENT PROJECTS

To enable the Secretary of Agriculture 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, \$747,453, of which \$8,764 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics".

50 Stat. 530.
7 U. S. C. § 1017.

Transfer of funds.

Ante, p. 414.

LAND UTILIZATION AND RETIREMENT OF SUBMARGINAL LAND

To enable the Secretary of Agriculture 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, and including obligations chargeable against the appropriation for this purpose for the fiscal year 1941, \$2,752,412, of which \$574,173 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics", together with the unexpended balance of the appropriation under this head for the fiscal year 1941.

50 Stat. 525.

Transfer of funds.

Ante, p. 414.

54 Stat. 565.

Total, Farm Tenant Act, \$5,988,777.

LOANS, GRANTS, AND RURAL REHABILITATION

Assistance to needy farmers.

To enable the Secretary of Agriculture 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 law; (2) loans; (3) grants; (4) the prosecution of Federal rural rehabilitation projects under the supervision of the Farm Security Administration on July 1, 1941; (5) projects involving provision of water facilities; and (6) projects involving construction and operation of migratory labor camps, \$64,000,000, of which \$115,171 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics", together with the unobligated balance of the appropriation under section 2 (a) of the Emergency Relief Appropriation Act, fiscal year 1941, 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 (including the Administrator and not to exceed three Assistant Administrators of the Farm Security Administration) without regard to the Classification Act of 1923, as amended; purchase of lawbooks, books of reference, periodicals, and newspapers; purchase, operation, maintenance, and exchange at the seat of government and elsewhere, of motor-propelled passenger-carrying vehicles; and printing and binding.

Transfer of funds.

Ante, p. 414.
Reappropriation.
54 Stat. 614.

Compensation of experts.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Rural rehabilitation loans.

12 U. S. C. §§ 1020k, 1020n.

Performance of work required.

Injury or death benefits.
5 U. S. C. § 796.

Proviso.

Additional funds for rural rehabilitation loans.

Conditions.

Repayment.

Increase of RFC obligations.

Hereafter rural rehabilitation loans shall be subject to the conditions and penalties prescribed by sections 3 and 6 of the Act of January 29, 1937 (50 Stat. 5), except that the functions conferred upon the Governor of the Farm Credit Administration by said sections are hereby conferred, for the purposes hereof, upon the Secretary of Agriculture.

In making any grant payments under this Act, the Secretary of Agriculture 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 (48 Stat. 351), as amended, relating to disability or death compensation and benefits shall apply to those persons performing such work: *Provided*, 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.

For additional funds for the purpose of making rural rehabilitation loans to needy farmers, the Reconstruction Finance Corporation is authorized and directed, until June 30, 1942, to make advances to the Secretary of Agriculture upon his request in an aggregate amount of not to exceed \$120,000,000. 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 of Agriculture 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.

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 (16 U. S. C. 590r-590x), including the employment of persons and means in the District of Columbia and elsewhere; and the purchase, exchange, operation, and maintenance of passenger-carrying vehicles, \$500,000, of which not to exceed \$25,000 may be expended for personal services in the District of Columbia: *Provided*, That not to exceed \$50,000 of this appropriation shall be available for expenditure for any one project designed in whole or in part to benefit lands by the irrigation thereof, and all project facilities and appurtenances which depend for their utility in whole or in part upon each other or upon any common facility shall be deemed one project, and the authority contained in said Act shall not be deemed to authorize the construction of any project not in accord with this limitation.

Development, etc.

50 Stat. 869.

Proviso.
Limitation on expenditure for any one project.

COOPERATIVE FARM FORESTRY

To enable the Secretary of Agriculture to carry into effect the provisions of the Cooperative Farm Forestry Act, approved May 18, 1937 (16 U. S. C. 568b), (not to exceed \$600,000) and the provisions of sections 4 (not to exceed \$100,000) and 5 (not to exceed \$77,898) 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, including the employment of persons and means in the District of Columbia and elsewhere; not to exceed \$7,700 for the purchase of passenger-carrying vehicles; the purchase of reference books and technical journals; not to exceed \$30,000 for the construction or purchase of necessary buildings, and other improvements; in all, not to exceed \$700,000: *Provided*, That no part of this appropriation 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 of Agriculture 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.

50 Stat. 188.

43 Stat. 654.

Proviso.
State, etc., contribution.

Procurement of nursery stock.

Establishment of new nurseries, restriction.

RURAL ELECTRIFICATION ADMINISTRATION

To enable the Secretary of Agriculture 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:

Salaries and expenses: For administrative expenses and expenses of studies, investigations, publications, and reports including the sal-

49 Stat. 1363.

Post, p. 551.

ary 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, \$3,962,375, of which \$38,950 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics": *Provided*, That the Secretary of Agriculture may make allotments from this appropriation, subject to the approval of the Director of the Bureau of the Budget, to the offices and divisions of the Office of the Secretary for the performance of departmental services for the Rural Electrification Administration.

Transfer of funds.

Ante, p. 414.
Proviso.

Loans and purchase of property.
49 Stat. 1364, 1365.

Increase of RFC obligations.

Loans: For loans in accordance with sections 3, 4, and 5, and the purchase of property in accordance with section 7 of the Rural Electrification Act of May 20, 1936, as amended (7 U. S. C. 901-914), \$100,000,000, which sum shall be borrowed from the Reconstruction Finance Corporation in accordance with the provisions of section 3 (a) of said Act and shall be considered as made available thereunder; and the Reconstruction Finance Corporation is hereby authorized and directed to lend such sum in addition to the amounts heretofore authorized under said section 3 (a) and without regard to the limitation in respect of time contained in section 3 (e) of said Act; and 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.

Total, Rural Electrification Administration, \$3,962,375.

Post, pp. 760, 832.

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, \$86,620; 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.

INTERCHANGE OF APPROPRIATIONS

Limitation.

Not to exceed 5 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 5 per centum shall be added to any one item of appropriation except in cases of extraordinary emergency.

WORK FOR OTHER DEPARTMENTS

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 of Agriculture transfer to the Department of Agriculture for direct expenditure such sums as may be necessary for the performance of such work.

PASSENGER-CARRYING VEHICLES

Within the limitations specified under the several headings the lump-sum appropriations herein made for the Department of Agriculture shall be available for the purchase of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of the field work of the Department of Agriculture outside the District of Columbia: *Provided*, That such vehicles shall be used only for official service outside the District of Columbia, but this shall not prevent the continued use for official service of motortrucks in the District of Columbia: *Provided further*, That the limitation on expenditures for purchase of passenger-carrying vehicles in the field service shall be interchangeable between the various bureaus and offices of the Department, to such extent as the exigencies of the service may require: *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 Secretary of Agriculture may exchange motor-propelled and horse-drawn vehicles, tractors, road equipment, and boats, and parts, accessories, tires, or equipment thereof, in whole or in part payment for vehicles, tractors, road equipment, or boats, or parts, accessories, tires, or equipment of such vehicles, tractors, road equipment, or boats purchased by him: *Provided further*, That the funds available to the Agricultural Adjustment Administration may be used during the fiscal year for which appropriations are herein made for the maintenance, repair, and operation of one passenger-carrying vehicle for official purposes in the District of Columbia.

Proviso.
Limitation on use.

Interchangeability
of limitation on ex-
penditures.

Maintenance, etc.

Exchanges.

Use of A A A funds.

FARM CREDIT ADMINISTRATION

SALARIES AND EXPENSES

For salaries and expenses of the Farm Credit Administration in the District of Columbia and the field; travel expenses of officers and employees including not to exceed \$5,000 for travel incurred under proper authority attending meetings or conventions of members of organizations at which matters of importance to the work of the Farm Credit Administration are to be discussed or transacted; printing and binding; contingent and miscellaneous expenses, including lawbooks, books of reference, and not to exceed \$1,000 for periodicals, newspapers, and maps; contract stenographic reporting services, and expert services for the preparation of amortization tables; library membership fees or dues in organizations which issue publications to members only or to members at a lower price than to others, payment for which may be made in advance; purchase of manuscripts, data, and special reports by personal service without regard to the provisions of any other Act; purchase, exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles and motortrucks to be used only for official purposes in the District of Columbia and elsewhere; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; garage rental in the District of Columbia and elsewhere; payment of actual transportation expenses and not to exceed \$10 per diem in lieu of subsistence and other expenses of persons serving, while away from

Vehicles.

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, and other miscellaneous expenses; necessary administrative expenses in connection with the making of loans under the provisions of the Act of January 29, 1937 (50 Stat. 5), and the collection of moneys due the United States on account of 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, credit unions, and institutions operated, supervised, or regulated by the Farm Credit Administration: *Provided*, That 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: *Provided further*, That officers and employees who under proper authorization use privately owned automobiles in the performance of official travel within the corporate limits of their official stations for the purpose of examining, supervising, or servicing Federal credit unions located within said corporate limits, may be reimbursed for such travel at a rate not to exceed 3 cents per mile; in all, \$3,887,900, of which \$77,900 shall be transferred to and made a part of the appropriation, "Salaries and expenses, Bureau of Agricultural Economics", together with not to exceed \$3,660,000 from the funds made available to the Farm Credit Administration under the Acts of January 29, 1937 (50 Stat. 5), February 9, 1937 (50 Stat. 8, 11), February 4, 1938 (52 Stat. 26), June 30, 1939 (53 Stat. 939), and June 25, 1940 (54 Stat. 568-569).

Farmers' crop production and harvesting loans: For loans to farmers under the Act of January 29, 1937 (50 Stat. 5), as amended by the Acts of February 4, 1938 (52 Stat. 26), June 30, 1939 (53 Stat. 939), and June 25, 1940 (54 Stat. 569), the unobligated balance (exclusive of the amount of such balance made available for "Salaries and expenses, Farm Credit Administration, 1942") 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), and June 25, 1940 (54 Stat. 569), together with all collections of principal and interest on loans heretofore or hereafter made under said Act of January 29, 1937 (50 Stat. 5): *Provided*, That no employee of the United States on whose certificate or approval loans under said Act of January 29, 1937, as amended, or other Acts of the same general character, are or have been made, shall be held personally liable for any loss or deficiency occasioned by the fraud or misrepresentation of applicants or borrowers, if the Governor of the Farm Credit Administration shall determine that such employee has exercised reasonable care in the circumstances, and has complied with the regulations of the Farm Credit Administration in executing such certificate or giving such approval. Notwithstanding any such determination by the Governor of the Farm Credit Administration, this provision shall not be construed to prevent any criminal process against any person who was a party to or had guilty knowledge of such fraud or misrepresentation.

FEDERAL FARM MORTGAGE CORPORATION

Not to exceed \$8,350,000 of the funds of the Federal Farm Mortgage Corporation, established by the Act of January 31, 1934 (48 Stat. 344), shall be available during the fiscal year 1942 for adminis-

12 U. S. C. §§ 1020i-1020o.

Collection of loans under designated Acts.

Provisos.
Assessments.

Reimbursement for use of privately owned vehicles.

Transfer of funds.

Ante, p. 414.

Proviso.
Liability of U. S. employees for fraud of borrowers, etc.

Administrative expenses.
12 U. S. C. §§ 1020-1020h.

trative 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 (at not to exceed \$750 each), exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles, to be used only for official purposes; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; rent in the District of Columbia and elsewhere; payment of actual transportation expenses and not to exceed \$10 per diem in lieu of subsistence and other expenses of persons serving, while away from their homes, without other compensation from the United States, in an advisory capacity to the Corporation; employment on a contract or fee basis of persons, firms, and corporations for the performance of special services, including legal services; use of the services and facilities of Federal land banks, national farm loan associations, Federal Reserve banks, and agencies of the Government as authorized by said Act of January 31, 1934; and all other necessary administrative expenses: *Provided*, That all necessary expenses (including services performed on a force account, contract or fee basis, but not including other personal services) in connection with the operation, maintenance, improvement, or disposition of real or personal property of the Corporation shall be considered as nonadministrative expenses for the purposes hereof: *Provided further*, That except for the 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. 1016-1020 (h)).

SEC. 2. 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 any corporation the majority of the stock of which is owned by the Government of the United States, whose post of duty is in the continental United States unless such person is a citizen of the United States: *Provided*, That this section shall not apply to any person in the service of the United States 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: *Provided further*, That this section shall not apply to employment of translators on a temporary basis where competent citizen translators are not available and it shall not apply to the temporary employment of persons in the field service for periods of less than sixty days.

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 such administrative or supervisory employees of the Department of Agriculture as may be designated for the purpose by the Secretary of Agriculture are hereby authorized to administer the oaths to persons making affidavits required by this

Travel expenses.

44 Stat. 688.

Special services.

Provisos.
Nonadministrative expenses.

Payment of administrative expenses, etc.

Citizenship requirements.

Provisos.
Exceptions.

Persons advocating overthrow of U. S. Government.
Post, p. 550.

Provisos.
Affidavit.

Penalty.

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 for, any other provisions of existing law.

Short title.

This Act may be cited as the "Department of Agriculture Appropriation Act, 1942".

Approved, July 1, 1941.

[CHAPTER 268]

AN ACT

Making appropriations for the Legislative Branch of the Government for the fiscal year ending June 30, 1942, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Legislative Branch of the Government for the fiscal year ending June 30, 1942, namely:

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; 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; 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, three 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; special officer, \$2,460; assistants at the press door—one at \$2,140, one at \$1,900; messenger, \$1,260; laborers—one at \$1,740, one at \$1,620, five at \$1,380 each, one in Secretary's office, \$1,680, one, \$1,560, one, \$1,260; in all, \$146,640.

July 1, 1941
[H. R. 4756]
[Public Law 145]

Legislative Branch
Appropriation Act,
1942.

Post, pp. 541, 682,
747, 816.

Post, pp. 747, 816.

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; additional clerk, \$1,800; additional clerical assistance at rates of compensation to be fixed by the Chairman of said Committee, \$6,000, and Senate Resolution Numbered 49 agreed to February 3, 1941, is hereby repealed as of July 1, 1941. Education and Labor—clerk, \$3,900; assistant clerk, \$2,580; assistant clerk, \$2,220; additional clerk, \$1,800. Enrolled Bills—clerk, \$3,900; assistant clerk, \$2,400; assistant clerk, \$2,220; additional clerk, \$1,800. Expenditures in the Executive Departments—clerk, \$3,900; assistant clerk, \$2,580; assistant clerk, \$2,220; additional clerk, \$1,800. Finance—clerk, \$4,200 and \$1,000 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, \$2,880 and \$500 additional so long as the position is held by the present incumbent; 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. Interoceanic 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 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, and Senate Resolution Numbered 57, agreed to January 27, 1941, is hereby repealed as of July 1, 1941; 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, \$506,940.

Senate Manual.

CLERICAL ASSISTANTS TO SENATORS

Clerical assistance to Senators who are not chairmen of the committees specially provided for herein, as follows: Seventy clerks at \$3,900 each; seventy assistant clerks at \$2,400 each; and seventy assistant clerks at \$2,220 each; such clerks and assistant clerks shall be ex officio clerks and assistant clerks of any committee of which their Senator is chairman; seventy additional clerks at \$1,800 each, one for each Senator having no more than one clerk and two assistant clerks for himself or for the committee of which he is chairman; messenger, \$1,800; 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.

Senators 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 or Senate resolution: *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 Senators and committee chairmen, on or before the first 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.

In all, clerical assistance to Senators, \$1,111,800.

Rearrangement of salary schedules, etc.

Prorogus.
Aggregate.

Salary limitations.

Certificate to disbursing office.

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 \$3,000, one \$2,200, one \$2,100, one \$2,000, one \$1,800, one to the secretary for the majority, \$2,280, one to the secretary of the minority, \$2,280, one \$1,500; assistant doorkeeper, \$2,880; messengers—three (acting as assistant doorkeepers) at \$2,400 each; thirty (including four for minority) at \$1,740 each; four at \$1,620 each; one at card door, \$2,640, and \$240 additional so long as the position is held by the present incumbent; clerk on Journal work for Congressional Record to be selected by the Official Reporters, \$3,360; upholsterer and locksmith, \$2,600; cabinet-maker, \$2,040; three carpenters at \$2,040 each; janitor, \$2,400; five skilled laborers, \$1,680 each; laborer in charge of private passage, \$1,740; 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; attendant authorized by S. Res. 252, adopted May 13, 1938, \$1,500; telephone operators—chief \$2,460 and \$280 additional so long as the 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; laborers—three at \$1,380 each, thirty at \$1,260 each, three at \$480 each; special employees—seven at \$1,000 each; twenty-one pages for the Senate Chamber, at the rate of \$4 per day each, during the session, \$15,204; in all, \$271,444.

Post, p. 541.

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; assistant, \$2,160; clerk, \$1,740; folders—chief, \$2,040, fourteen at \$1,440 each; in all, \$28,560.

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, \$66,340.

Furniture: For services in cleaning, repairing, and varnishing furniture, \$2,000.

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 stenog-

raphers 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, \$30,000.

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 repairs, improvements, equipment, and supplies for Senate kitchens and restaurants, Capitol Building, and Senate Office Building, including personal and other services, to be expended from the contingent fund of the Senate, under the supervision of the Committee on Rules, United States Senate, \$35,000.

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.

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 postage
stamps.

Hereafter the Secretary of the Senate is authorized and directed to procure and furnish each fiscal year to each Senator and the President of the Senate, upon request by such person, United States air mail postage stamps in an amount not exceeding \$50 for the mailing of postal matter arising in connection with his or her official business; and to enable the Secretary of the Senate to carry into effect the provisions of this paragraph for the fiscal year 1942, there is appropriated the sum of \$4,850.

Stationery: For stationery for Senators and for the President of the Senate, including \$7,500 for stationery for committees and officers of the Senate, \$26,900: *Provided*, That commencing with the fiscal year 1942 the allowance for stationery for each Senator and for the President of the Senate shall be \$200 per annum.

Rent: For rent of warehouse for storage of public documents, \$2,000.

Proviso.

Post. pp. 541, 682,
747, 817,

HOUSE OF REPRESENTATIVES

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.

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 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, \$1,460; property custodian and superintendent of furniture and repair shop, who shall be a skilled cabinet-maker 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, \$174,940.

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 and \$300 additional so long as the position is held by the present incumbent; assistant clerk, \$3,600 and \$900 additional so long as the position is held by the present incumbent; 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, \$13,300; messenger, \$1,680; page, \$1,260; 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; 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 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; 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; assistant clerk, \$2,100; janitor, \$1,560. Mines and Mining—clerk, \$2,760; janitor, \$1,260. Naval Affairs—clerk, \$3,300; assistant clerk, \$2,100; janitor, \$1,560. Patents—clerk, \$2,760; janitor, \$1,260. Pensions—clerk, \$3,300; assistant clerk, \$2,160; janitor, \$1,260. Post Office and Post Roads—clerk, \$3,300; assistant clerk, \$2,100; janitor, \$1,560. Printing—clerk, \$2,760; janitor, \$1,560. Public Buildings and Grounds—clerk, \$3,300; assistant clerk, \$1,740; janitor, \$1,260. Public Lands—clerk, \$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; 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, \$335,000.

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 and \$300 additional while the position is held by the present incumbent; pair clerk and messenger, \$2,820; stenographer, \$2,500; skilled laborer, \$1,380; hire of automobile, \$600; in all, \$39,100.

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.

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 and \$180 each additional so long as the respective positions are held by the respective present incumbents; 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, \$34,028; superintendent of document room (Elmer A. Lewis), \$3,960 and \$1,040 additional so long as the position 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 motor-truck, \$500; in all, \$269,508.

Post, p. 541.

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; 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, \$11,240.

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, \$2,500.

OFFICIAL REPORTERS OF DEBATES

Salaries: Six official reporters of the proceedings and debates of the House at \$7,500 each; clerk, \$4,000; assistant clerk, \$2,000; six expert transcribers at \$2,000 each; in all, \$63,000.

COMMITTEE STENOGRAPHERS

Salaries: Four stenographers to committees, at \$7,000 each 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".

Proviso.

"During the session."

Whenever the words "during the session" occur in the foregoing paragraphs they shall be construed to mean the one hundred and eighty-one days from January 1 to June 30, 1942, both inclusive.

CLERK HIRE, MEMBERS, AND DELEGATES

For clerk hire necessarily employed by each Member and Delegate, and the Resident Commissioner from Puerto Rico, in the discharge of his official and representative duties, in accordance with the Act entitled "An Act to fix the compensation of officers and employees of the legislative branch of the Government", approved June 20, 1929, 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, \$68,000, of which sum \$23,000 shall be available immediately.

Proviso.

Packing boxes: For packing boxes, \$3,000: *Provided*, That no part of this appropriation shall be used to furnish a packing box to any Representative, Delegate, or Resident Commissioner for any session of Congress unless request therefor has been made not later than thirty days after the sine die adjournment of any such session.

Miscellaneous items: For miscellaneous items, exclusive of salaries unless specifically ordered by the House of Representatives, including the sum of \$30,000 for payment to the Architect of the Capitol in accordance with section 208 of the Act approved October 9, 1940 (Public Act 812, 76th Congress), the reimbursement to the official stenographers to committees for the amounts actually paid out by them for transcribing hearings, and materials for folding, \$97,500.

Payment to Architect of the Capitol.

54 Stat. 1058.

Reporting hearings: For stenographic reports of hearings of committees other than special and select committees, \$25,000.

Special and select committees: For expenses of special and select committees authorized by the House, \$200,000, of which \$25,000 shall be available immediately.

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, \$30,000.

Funeral expenses: No part of the appropriations contained herein for the contingent expenses of the House of Representatives shall be used to defray the expenses of any committee consisting of more than six persons (not more than four from the House and not more than two from the Senate), nor to defray the expenses of any other person except the Sergeant at Arms of the House or a representative of his office, and except the widow or minor children or both of the deceased, to attend the funeral rites and burial of any person who at the time of his or her death is a Representative, a Delegate from a Territory, or a Resident Commissioner from Puerto Rico.

Telegraph and telephone: For telegraph and telephone service, exclusive of personal services, \$130,000.

Stationery: For stationery for Representatives, Delegates, and the Resident Commissioner from Puerto Rico, for the second session of the Seventy-seventh Congress, and for stationery for the use of the committees and officers of the House (not to exceed \$5,000), \$92,600.

Post, p. 541;

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, \$5,860.

Postage stamps: Postmaster, \$200; Clerk, \$400; Sergeant at Arms, \$250; Doorkeeper, \$100; in all, \$950.

Hereafter the Clerk of the House of Representatives is authorized and directed to procure and furnish each fiscal year to each Representative, Delegate, and the Resident Commissioner from Puerto Rico, upon request by such person, United States air mail postage stamps in an amount not exceeding \$50 for the mailing of postal matter arising in connection with his or her official business; and to enable the Clerk to carry into effect the provisions of this paragraph for the fiscal year 1942, there is appropriated the sum of \$21,900.

Air mail postage stamps.

Folding documents: For folding speeches and pamphlets, at a rate not exceeding \$1 per thousand, \$30,000.

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.

45 Stat. 1008.

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.

Official Register.

43 Stat. 1070.

Proviso.

Speaker's automobile: For exchange, driving, maintenance, repair, and operation of an automobile for the Speaker, \$4,000.

Portrait of Speaker
Sam Rayburn.

For the procurement of a portrait of Honorable Sam Rayburn, Speaker of the House of Representatives, \$2,500, to be disbursed by the Clerk of the House under the direction of the Speaker.

CAPITOL POLICE

Salaries: Captain, \$2,700; three lieutenants, at \$1,740 each; two special officers, at \$1,740 each; three sergeants, at \$1,680 each; fifty-two privates, at \$1,620 each; one-half of said privates to be selected by the Sergeant at Arms of the Senate and one-half by the Sergeant at Arms of the House; in all, \$100,680: *Provided*, That no part of any appropriation contained in this Act shall be paid as compensation to any person appointed after June 30, 1935, as an officer or member of the Capitol Police (including those for the Senate and House Office Buildings) who does not meet the standards to be prescribed for such appointees by the Capitol Police Board: *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.

Prorisos.
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.

Emergency protec-
tion.

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.

Reimbursement for
details.

Disbursement.

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.

28 Stat. 603.
Congressional Di-
rectory.

OFFICE OF LEGISLATIVE COUNSEL

Salaries and expenses: For salaries and expenses of maintenance of the office of Legislative Counsel, as authorized by law, \$80,550, of which \$40,000 shall be disbursed by the Secretary of the Senate and \$40,550 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-seventh 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.

First session, 77th Congress.

ARCHITECT OF THE CAPITOL

Post, p. 817.

OFFICE OF THE ARCHITECT OF THE CAPITOL

Salaries: For the Architect of the Capitol, Assistant Architect of the Capitol, and other personal services at rates of pay provided by law; and the Assistant Architect of the Capitol shall act as Architect of the Capitol during the absence or disability of that official or whenever there is no Architect; \$59,100.

Post, p. 830.

Appropriations under the control of the Architect of the Capitol shall be available for expenses of travel on official business not to exceed in the aggregate under all funds the sum of \$1,500.

Traveling expenses.

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; purchase or exchange (not to exceed \$1,000), maintenance, and driving of motor-propelled passenger-carrying office vehicle; not exceeding \$300 for the purchase of technical and necessary reference books, periodicals, and city directory; 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; \$321,891.

Post, p. 830.

Capitol Grounds: For care and improvement of grounds surrounding the Capitol, Senate and House Office Buildings; Capitol Power Plant; personal and other services; care of trees; planting; fertilizers; repairs to pavements, walks, and roadways; purchase of waterproof wearing apparel; maintenance of signal lights; and for snow removal by hire of men and equipment or under contract without compliance with sections 3709 (41 U. S. C., 5) and 3744 (41 U. S. C., 16) of the Revised Statutes, \$112,686.

Post, p. 830.

Legislative garage: For maintenance, repairs, alterations, personal and other services, and all necessary incidental expenses, \$11,880.

Post, p. 830.

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, \$2,000.

Post, p. 830.

Senate Office Building: For maintenance, miscellaneous items and supplies, including furniture, furnishings, and equipment, and for labor and material incident thereto, and repairs thereof; and for personal and other services for the care and operation of the Senate Office Building, under the direction and supervision of the Senate Committee on Rules, including four female attendants in charge of ladies' retiring rooms at \$1,500 each; in all, \$369,574, of which amount \$27,900 shall be immediately available: *Provided*, That structural changes in the Senate Office Building shall only be made with the approval of the Architect of the Capitol: *Provided further*, That not to exceed \$4,000 of the unexpended balance of the appropriation for this purpose contained in the Legislative Branch Appropriation Act, 1941, is hereby continued available until June 30, 1942, for the purchase of rugs and carpets.

Provisos.
Structural changes,
restriction.
Reappropriation.

54 Stat. 473.

Post, p. 830.

House Office Buildings: For maintenance, including equipment, waterproof wearing apparel, miscellaneous items, and for all necessary services, \$531,000.

Post, p. 830.

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 thereof 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, \$763,641.

Senate Folding Room: For repairs and improvements in the building now occupied by the Senate Folding Room, including labor, materials, and other necessary expenses, \$3,000.

Expenditures.

36 Stat. 531.

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.

Reimbursement for
heat, etc.

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 1942, and the amounts so reimbursed shall be covered into the Treasury.

LIBRARY BUILDINGS AND GROUNDS

MECHANICAL AND STRUCTURAL MAINTENANCE

Salaries: For chief engineer and all personal services at rates of pay provided by law, \$91,320.

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, \$6,768.

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, \$76,840, of which \$3,500 shall be immediately available.

Elimination of fire hazards, Library of Congress Buildings: To enable the Architect of the Capitol to remedy fire hazards in the Library of Congress Buildings, and for labor, materials, and equipment, personal and other services, including professional services without reference to section 35 of the Act of June 25, 1910, as amended, repairs, alterations, and improvements, and any other item necessary in connection therewith, \$40,000.

Professional serv-
ices.
36 Stat. 699.
40 U. S. C. § 265.

BOTANIC GARDENS

Salaries: For personal services (including not exceeding \$3,000 for miscellaneous temporary labor without regard to the Classification Act of 1923, as amended), \$81,662; all under the direction of the Joint Committee on the Library.

Post, p. 830.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

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; streetcar 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 motortrucks and a passenger motor vehicle (the cost of such passenger vehicle not to exceed \$750, including the amount allowed on any vehicle given in part payment therefor); purchase of botanical books, periodicals, and books of reference, not to exceed \$100; repairs and improvements to Director's residence; and all other necessary expenses: all under the direction of the Joint Committee on the Library, \$23,125.

Vehicles.

No part of the appropriations contained herein for the Botanic Garden shall be used for the distribution, by congressional allotment, of trees, plants, shrubs, or other nursery stock.

Distribution of nur-
sery 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, \$1,318,840: *Provided*, That not to exceed \$10,000 of any money accruing from lapses under this appropriation may be transferred in such sums as the Librarian may designate to the appropriations for the Copyright Office, Union Catalogs, Distribution of Card Indexes, and Library Buildings; but none of such transferred funds shall be utilized for the employment of additional personnel.

Post, p. 830.

Proviso.

COPYRIGHT OFFICE

Salaries: For the Register of Copyrights, assistant register, and other personal services, \$288,600.

Post, p. 830.

LEGISLATIVE REFERENCE SERVICE

Post, p. 830.Digest of Public
General Bills.*Proviso*.

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, \$130,950: *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.

DISTRIBUTION OF CARD INDEXES

Post, p. 830.

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 \$76,000 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, \$251,760.

INDEX TO STATE LEGISLATION

Post, p. 830.

44 Stat. 1066.

Special, etc., serv-
ices.

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, \$39,200.

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, \$26,018.

UNION CATALOGUES

Post, p. 830.

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, \$26,180.

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 \$7,500, 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 books, miscellaneous periodicals and newspapers, and all other material for the increase of the Library, by purchase, gift, bequest, or exchange, including not to exceed \$5,000 for the payment of obligations legally incurred in previous fiscal years under appropriations for these purposes, \$248,000, to continue available during the fiscal year 1943.

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, and all other expenses incidental to the acquisition of lawbooks, and all other material for the increase of the law library, including not to exceed \$2,000 for the payment of obligations legally incurred in previous fiscal years under appropriations for these purposes, \$90,000, to continue available during the fiscal year 1943.

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, \$350,000, 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.

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, \$360,000.

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, \$45,000.

Catalogue of Title Entries of the Copyright Office.

Printing catalog cards: For the printing of catalog cards and of miscellaneous publications relating to the distribution of card indexes, \$200,000.

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, \$19,400.

For furniture, including the purchase of office and library equipment, apparatus, and labor-saving devices, \$64,500, to be expended under the direction of the Librarian of Congress, of which sum \$10,000 shall be immediately available.

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, \$31,230.

Security of collections.
Precautionary measures.

Security of collections: To enable the Librarian to effect precautionary measures for the security of the collections of the Library of Congress, including personal services, equipment, and supplies, \$30,000, to be available immediately.

LIBRARY BUILDINGS

Post, p. 830.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

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 \$3,250), at rates to be fixed by the Librarian, \$269,126.

Sunday 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, \$11,353.

Incidentals.

For mail, delivery, including purchase or exchange, maintenance, operation, and repair of a motor-propelled passenger-carrying vehicle, and telephone services, rubber boots, rubber coats, and other special clothing for workmen, uniforms for guards and elevator conductors, medical supplies, equipment, and contingent expenses for the emergency room, stationery, miscellaneous supplies, and all other incidental expenses in connection with the custody and maintenance of the Library Buildings, \$13,500.

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, \$500.

Post, p. 542.

GOVERNMENT PRINTING OFFICE

WORKING CAPITAL AND CONGRESSIONAL PRINTING AND BINDING

Salaries, etc.

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, and the purchase or exchange of two such passenger vehicles (at a cost, including the allowance on any vehicle given in part payment therefor, of not to exceed \$1,000 and \$750, respectively), for official use of the officers of the Government Printing Office when in writing ordered by the

Leave to employees with pay.

Vehicles.

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, \$4,157,000; 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 \$120,000); the printing and binding for use of the Government Printing Office; the printing and binding (not exceeding \$2,000) for official use of the Architect of the Capitol upon requisition of the Secretary of the Senate; and not to exceed \$92,000 for completing the printing, binding, and distribution of the Definitive Writings of George Washington, including indexes; in all to an amount not exceeding \$3,157,000: *Provided*, That not less than \$1,000,000 of such working capital shall be returned to the Treasury as an unexpended balance not later than six months after the close of the fiscal year 1942.

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 1942 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.

Machinery.

Congressional Record indexes.

Federal Register.

49 Stat. 500.
44 U. S. C. §§ 301-314.

Definitive Writings of George Washington.

Proviso.
Return of unexpended balance.

Printing and binding for Congress.

Payment for work ordered by departments, etc.

Proviso.
Adjustments.

Credit of payments to working capital.

Printing and binding estimates, requirements.

All amounts in the Budget for the fiscal year 1943 for printing and binding for any department or establishment, so far as the Bureau of the Budget may deem practicable, shall be incorporated in a single item for printing and binding for such department or establishment and be eliminated as a part of any estimate for any other purpose. And if any amounts for printing and binding, including the total cost of work produced on the multilith, multigraph, and other similar equipment are included as a part of any estimates for any other purposes, such amounts shall be set forth in detail in a note immediately following the general estimate for printing and binding: *Provided*, That the foregoing requirements shall not apply to work to be executed at the Bureau of Engraving and Printing.

Proviso.

Detailed employees.

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

Post, pp. 542, 830.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

43 Stat. 658.
Proviso.

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), \$760,000: *Provided*, That for the purpose of conforming to section 3 of this Act this appropriation shall be considered a separate appropriation unit.

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, \$280,000: *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 the Definitive Writings of George Washington to each Senator, Representative, Delegate, and Resident Commissioner, serving during the Seventy-seventh Congress, who makes written application therefor and who previously had not received a set of such publication.

Provisos.
Books to depository libraries.

Definitive Writings of George Washington.

Annual or special reports of departments, etc.

In order to keep the expenditures for printing and binding for the fiscal year 1942 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.

Proviso.

Purchases.

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

28 Stat. 601.

of the Act approved June 17, 1910 (41 U. S. C. 7), concerning purchases for executive departments.

SEC. 2. No part of the funds herein appropriated shall be used for the maintenance or care of private vehicles.

SEC. 3. In expending appropriations or portions of appropriations contained in this Act, for the payment for personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, the average of the salaries of the total number of persons under any grade in the Botanic Garden, the Library of Congress, or the Government Printing Office shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade, advances may be made to rates higher than the average of the compensation rates of the grade, but not more often than once in any fiscal year, and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service; (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act; (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit; (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law; or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

SEC. 4. Whenever any office or position not specifically established by the Legislative Pay Act of 1929 is specifically appropriated for herein or whenever the rate of compensation or designation of any position specifically appropriated for herein 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 herein, 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 herein shall cease to exist.

SEC. 5. 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.

SEC. 6. No part of any appropriation contained in this Act or authorized hereby to be expended and no part of any appropriation or fund otherwise available to any Federal agency for which appro-

36 Stat. 531.

Private vehicles.

Salary restriction.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.*Proviso.*
Restriction not applicable in designated cases.42 Stat. 1490.
5 U. S. C. § 666.Rate of compensation and designation of positions.
46 Stat. 32.
2 U. S. C. § 60a.

Persons advocating overthrow of U. S. Government.

Provisos.
Affidavit.

Penalty.

Citizenship requirements.

priations are contained in this Act shall be used to pay the compensation of any officer or employee of the Government of the United States or of 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 is (1) a citizen of the United States, or (2) a person in the service of the United States 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 (3) who owes allegiance to the United States: *Provided*, That not to exceed ten positions in the Library of Congress may be exempt from the provisions of this section, 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 hereinbefore specified in this section who possesses the special qualifications for the particular position and also otherwise meets the general requirements for employment in the Library of Congress.

Proviso.
Exemptions.

Short title.

SEC. 7. This Act may be cited as the "Legislative Branch Appropriation Act, 1942".

Approved, July 1, 1941.

[CHAPTER 269]

AN ACT

Making appropriations for the Department of Labor, the Federal Security Agency, and related independent agencies, for the fiscal year ending June 30, 1942, 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 Labor, the Federal Security Agency, and related independent agencies, for the fiscal year ending June 30, 1942, namely:

TITLE I—DEPARTMENT OF LABOR

OFFICE OF THE SECRETARY

Salaries: Secretary of Labor, Assistant Secretary, Second Assistant Secretary, and other personal services in the District of Columbia, \$381,500.

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, \$850,000.

Contingent expenses: For contingent and miscellaneous expenses of the offices and bureaus of the Department, for which appropriations for contingent and miscellaneous expenses are not specifically made, including the purchase of stationery, furniture, and repairs to the same, carpets, matting, oilcloths, file cases, towels, ice, brooms, soap, sponges, laundry, not exceeding \$1,400 for streetcar fares; purchase, exchange, maintenance, and repair of motorcycles and motortrucks; purchase (including exchange) of two motor-propelled passenger-carrying vehicles; maintenance, operation, and repair of four motor-propelled passenger-carrying vehicles, to be used only for official purposes; freight and express charges; commercial and labor-reporting services; postage to foreign countries, telegraph and telephone service, typewriters, adding machines, and other labor-saving devices; purchase and exchange of lawbooks, books of reference, newspapers, and periodicals, and, when authorized by the Secretary

July 1, 1941
[H. R. 4926]
[Public Law 146]

Labor-Federal Security Appropriation Act, 1942.

Department of Labor Appropriation Act, 1942.

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; teletype service and tolls (not to exceed \$1,100) and all other necessary miscellaneous expenses not included in the foregoing, \$215,500.

Traveling expenses: For all traveling expenses under the Department of Labor, including reimbursement to employees of the Division of Public Contracts and the Wage and Hour Division, at not to exceed three cents per mile, for expenses of travel performed by them in privately owned automobiles within the limits of their official stations in the field, \$1,538,000.

Printing and binding: For printing and binding for the Department of Labor, including all its bureaus, offices, institutions, and services located in Washington, District of Columbia, and elsewhere, \$410,000.

Salaries and expenses, Division of Labor Standards: For salaries and 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, \$606,000, of which amount not to exceed \$219,950 may be expended for personal services in the District of Columbia.

Salaries and expenses, Apprenticeship Training Program (national defense): For all expenses necessary to enable the Secretary of Labor to conduct a program of encouraging apprentice training in national-defense industries, including personal services in the District of Columbia and elsewhere, and other items properly chargeable to the appropriations under the Department of Labor for contingent expenses, traveling expenses, and printing and binding, \$300,000.

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, \$200,000.

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: 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) and to appoint commissioners of conciliation, telegraph and telephone service, supplies for field offices, newspapers, books of reference, and periodicals; and not to exceed \$67,520 for personal services in the District of Columbia, \$444,300.

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

Attendance at conferences.

37 Stat. 736, 738.
5 U. S. C. § 619.

chargeable to the appropriations under the Department of Labor for contingent expenses, traveling expenses, and printing and binding, \$275,000.

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, conferences, or conventions concerned with labor and industrial relations when incurred on the written authority of the Secretary of Labor.

Liaison with the International Labor Organization, salaries and expenses: For a United States Labor Commissioner and other personal services in the District of Columbia and elsewhere; and contingent and such other expenses in the United States as the Secretary of Labor may deem necessary, \$7,100.

Post, pp. 828, 833.

Division of Public Contracts, salaries and expenses: For personal services in the District of Columbia and elsewhere, in performing the duties imposed by the "Act to provide conditions for the purchase of supplies and the making of contracts by the United States, and for other purposes", approved June 30, 1936 (41 U. S. C. 38), and for other necessary expenses in the field, including contract stenographic reporting services, \$260,000.

49 Stat. 2036.

BUREAU OF LABOR STATISTICS

Post, p. 834.

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, \$1,077,000, of which amount not to exceed \$955,000 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.

Study of Post-Defense Problems (national defense): For all expenses necessary to enable the Secretary of Labor 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, 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, \$96,500: *Provided*, That not to exceed \$15,000 of the amount herein appropriated shall be available for the employment on a part-time basis, of the services of experts without regard to the civil service laws and regulations or the Classification Act of 1923, as amended.

Proviso.
Employment of experts.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Post, p. 834.

Occupational Outlook Survey (national defense): For all expenses necessary to enable the Secretary of Labor to continue occupational outlook surveys throughout the United States, 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, \$190,000.

CHILDREN'S BUREAU

Post, p. 834.

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, \$364,500, of which amount not to exceed \$318,000 may be expended for personal services in the District of Columbia.

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, \$276,900.

Fair Labor Standards Act.
Post, p. 834.

52 Stat. 1060.
29 U. S. C. §§ 201-219.

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, \$364,000.

Post, p. 834.

49 Stat. 629.
42 U. S. C. §§ 701-731.

GRANTS TO STATES FOR MATERNAL AND CHILD HEALTH SERVICES

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.
Proviso.
49 Stat. 629, 630.
42 U. S. C. §§ 702, 704.

GRANTS TO STATES FOR SERVICES FOR CRIPPLED CHILDREN

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.
42 U. S. C. §§ 711-715.

GRANTS TO STATES FOR CHILD-WELFARE SERVICES

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.

In the administration of title V of the Social Security Act, as amended, for the fiscal year 1942, payments to the States for any quarter of the fiscal year 1942 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

Payments with respect to State plans.
49 Stat. 629.
42 U. S. C. §§ 701-715, 721.

period prior to the quarter in which such plan is submitted to the Chief of the Children's Bureau for approval.

Attendance at conferences.

52 Stat. 1060.
29 U. S. C. §§ 201-219.
49 Stat. 629.
42 U. S. C. §§ 701-715, 721.

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.

WOMEN'S BUREAU

Post, p. 834.

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, \$154,200.

41 Stat. 987.

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

Salaries: For the Administrator, Deputy Administrator, and other personal services for the Wage and Hour Division necessary in performing the duties imposed upon it by the Fair Labor Standards Act of 1938, including reimbursement to State, Federal, and local agencies and their employees for services rendered, \$4,697,700, of which amount not to exceed \$1,000,000 (exclusive of pay of members of industry committees) may be expended for personal services in the District of Columbia.

52 Stat. 1060.
29 U. S. C. §§ 201-219.

Miscellaneous expenses (other than salaries): For all authorized and necessary expenses, other than salaries, of the Wage and Hour Division in performing the duties imposed upon it by the Fair Labor Standards Act of 1938, including contract stenographic reporting services, purchase (not to exceed \$1,500), maintenance, repair, and operation outside the District of Columbia of motor-propelled passenger-carrying vehicles, lawbooks, books of reference, periodicals, manuscripts and special reports, newspapers, supplies, office equipment, advertising, postage, telephone and telegraph service, reimbursement to State, Federal, and local agencies and their employees for services rendered, \$326,500.

Transfer, etc., 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, 1942".

TITLE II—FEDERAL SECURITY AGENCY

OFFICE OF THE ADMINISTRATOR

Federal Security Agency Appropriation Act, 1942.

For salaries under the Office of the Administrator as follows:

For the Office of the Administrator, \$127,500: *Provided*, 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.

For the Division of Personnel Supervision and Management, \$435,000.

For the Chief Clerk's Division, \$251,000.

For the Office of the General Counsel, \$600,000.

Miscellaneous expenses, Office of Administrator: For miscellaneous expenses of the Office of the Administrator in the District of Columbia and elsewhere (except travel and printing and binding); transfer of household goods and effects, as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder; 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 (including exchange), operation, maintenance, and repair of motor-propelled passenger-carrying vehicles, including not to exceed \$1,800 for one for the use of the Administrator, \$98,000.

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, when specifically authorized by such Administrator, 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.

Traveling expenses: 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 when approved by the Federal Security Administrator; expenses, when specifically authorized by such 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. 301-1305), \$1,775,000: *Provided*, That any amounts transferred to this appropriation from other appropriations of the Federal Security Agency shall be expended in accordance with the provisions of the appropriations from which transferred.

Printing and binding: For printing and binding (not appropriated for elsewhere) for the Federal Security Agency and all

Post, p. 831.

Proviso.
Temporary employees.

41 U. S. C. § 5.

Post, p. 831.

Post, p. 831.

Post, p. 831.

54 Stat. 1105.
5 U. S. C. § 730-1.

Attendance at meetings.

Post, pp. 474, 475,
480, 482, 483, 493.

49 Stat. 622.
42 U. S. C. §§ 401-
409.

Proviso.

Post, pp. 474, 475,
482, 483.

Proviso.

bureaus, boards, and constituent organizations thereof, \$1,000,000: *Provided*, That any amounts transferred to this appropriation shall be expended in accordance with the provisions of the sections wherein such funds were appropriated.

Transfer of funds.
53 Stat. 561, 1423;
54 Stat. 1231.
5 U. S. C. §§ 133-133t
note.

Proviso.

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.

AMERICAN PRINTING HOUSE FOR THE BLIND

44 Stat. 1060.

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.

Ante, p. 64.

CIVILIAN CONSERVATION CORPS

50 Stat. 319.
16 U. S. C. §§ 584-
584q.

For all necessary expenses to carry into effect the provisions of the Act entitled "An Act to establish a Civilian Conservation Corps, and for other purposes", approved June 28, 1937, as amended, including personal services in the District of Columbia and elsewhere; the purchase and exchange of lawbooks, books of reference, and periodicals; the purchase (including exchange), operation, maintenance, and repair of motor-propelled and horse-drawn passenger-carrying vehicles to be used only for official purposes; hire, with or without personal services, of work animals, animal-drawn and motor-propelled vehicles, and watercraft; printing and binding; travel expenses, including not to exceed \$2,000 for expenses of attendance at meetings concerned with the work of the corps when specifically authorized by the Federal Security Administrator; construction, improvement, repair, and maintenance of buildings, but the cost of any building erected hereunder shall not exceed \$25,000 as follows:

For pay, subsistence, medical services, and so forth: For pay, subsistence, travel, clothing (and repair thereof), medical services, including hospitalization, fees and travel of physicians, dentists, veterinarians, and nurses, burial of enrollees, payment (not exceeding \$50 for any one transfusion) to any enrollee of the Civilian Conservation Corps or other individual furnishing blood for transfusion to the veins of an enrollee or discharged enrollee of the Civilian Conservation Corps undergoing treatment in a hospital, authorized to treat such patient, \$153,414,000;

For camp maintenance and construction: For the construction, maintenance, and equipment of camps, including the rental of sites, buildings, and equipment, \$8,874,000;

For salaries and expenses, care of enrollees: For salaries and expenses in connection with the education, care, and welfare of enrollees, and travel of instructors and religious attendants, \$10,379,000;

For project salaries: For salaries in connection with authorized projects, including supply depots and central repair shops, \$32,868,000;

For project expenses (other than salaries): For expenses other than salaries in connection with authorized projects and at supply depots and central repair shops, \$22,231,000;

For salaries, field (other than project): For personal services in the field except those connected with projects, \$12,519,000;

For expenses, field (other than project): For expenses (other than salaries) in the field, except those connected with projects, \$3,935,000;

For salaries, departmental: For departmental personal services in the District of Columbia, \$2,163,000;

For expenses, departmental: For departmental expenses in the District of Columbia (other than for personal services), \$577,000;

The Director of the Civilian Conservation Corps may authorize the exchange of motor-propelled and horse-drawn vehicles, tractors, road equipment, and boats, and parts, accessories, tires, or equipment thereof, in whole or in part payment for vehicles, tractors, road equipment, or boats, or parts, accessories, tires, or equipment of such vehicles, tractors, road equipment, or boats which the corps has acquired: *Provided*, That not to exceed 5 per centum of any of the foregoing appropriations for the Civilian Conservation Corps, except the appropriation for "Pay, subsistence, medical services, and so forth" may, subject to the approval of the Director of the Bureau of the Budget, be transferred by the Federal Security Administrator to any other of such appropriations, but no appropriation may be increased by such transfer more than 5 per centum.

In the expenditure of funds appropriated herein under the heading "Civilian Conservation Corps", the over-all cost per enrollee per year shall not exceed \$1,000 on the basis of a total enrollee appropriated strength herein of two hundred and thirty-two thousand five hundred enrollees: *Provided*, That irrespective of the total number of enrollees either authorized or actually enrolled, in no event shall there be expended more than \$1,000 per actual enrollee per year.

In all, \$246,960,000.

COLUMBIA INSTITUTION FOR THE DEAF

Salaries and expenses: For support of the institution, including salaries and incidental expenses, books and illustrative apparatus, and general repairs and improvements, \$142,000.

OFFICE OF EDUCATION

Salaries: For the Commissioner of Education and other personal services in the District of Columbia, \$301,000.

General expenses: For general expenses of the Office of Education, including lawbooks, books of reference, and periodicals; streetcar fares; for compensation, not to exceed \$500, of employees in field service; for purchase, distribution, and exchange of educational documents, motion-picture films, and lantern slides; collection, exchange, and cataloging of educational apparatus and appliances, articles of school furniture and models of school buildings illustrative of foreign and domestic systems and methods of education, and repairing the same; exchange as part payment for office equipment and other expenses not herein provided for, \$12,500.

The appropriation in this title for traveling expenses shall be available in an amount not to exceed \$5,000 for expenses of persons attending conferences called to meet in the District of Columbia and elsewhere, which are concerned with the work of the Office of Education and not otherwise provided for in this title, when incurred on the written authority of the Federal Security Administrator.

Library service: For making surveys, studies, investigations, and reports regarding public, school, college, university, and other libra-

Vehicles.

Proviso.
Transfer of funds.

Limitation on ex-
penditures.
Post, p. 683.

Proviso.

Post, p. 831.

Attendance at con-
ferences.

ries; 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, typewriters, and exchange thereof, postage on foreign mail, purchase of books of reference, law-books, and periodicals, and all other necessary expenses, \$20,600.

Study of higher education for Negroes: For all expenses, including personal services in the District of Columbia and elsewhere, purchase and rental of equipment, purchase of supplies, traveling expenses, including attendance at meetings of educational associations, societies, and other organizations, printing and binding, and all other incidental expenses not included in the foregoing, to enable the Office of Education, at a total cost of not to exceed \$40,000, to make a study of higher education for Negroes to determine first, the higher education needs of Negroes, and second, the areas of educational concentration or specialization upon which the various colleges should embark, \$10,000: *Provided*, That \$1,200 shall be transferred from this appropriation to the appropriation "Traveling expenses, Federal Security Agency" and \$2,500 shall be transferred from this appropriation to the appropriation "Printing and binding, Federal Security Agency": *Provided further*, That specialists and experts for temporary service in this study may be employed at rates to be fixed by the Administrator of the Federal Security Agency to correspond to those established by the Classification Act of 1923, as amended, and without reference to the Civil Service Act of January 16, 1883.

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.

VOCATIONAL EDUCATION

Salaries and expenses: For carrying out the provisions of section 7 of the Act entitled "An Act to provide for the promotion of vocational education, and so forth", approved February 23, 1917, as amended by the Act of October 6, 1917 (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), \$423,700: *Provided*, That \$50,100 shall be transferred from this appropriation to the appropriation "Traveling expenses, Federal Security Agency", and \$15,000 shall be transferred from this appropriation to the appropriation "Printing and binding, Federal Security Agency".

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), \$13,500,000: *Provided*, That the apportionment to the States shall be computed on the basis of not to exceed \$14,483,000 for the fiscal year 1942, as authorized by the Act approved June 8, 1936.

Provisos.
Transfer of funds.
Ante, p. 471.

Specialists.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
632-642.
Post, p. 613.
22 Stat. 403.

49 Stat. 430.
7 U. S. C. § 343d.

Post, p. 831.

39 Stat. 933; 40 Stat.
345.

20 U. S. C. § 15k.
Proviso.
Transfer of funds.
Ante, p. 471.

20 U. S. C. §§ 15b-
15j.
Proviso.

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.

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), \$2,650,000: *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 \$3,000,000 for the fiscal year 1942.

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), \$112,000: *Provided*, That \$15,050 shall be transferred from this appropriation to the appropriation "Traveling expenses, Federal Security Agency" and \$4,000 shall be transferred from this appropriation to the appropriation "Printing and binding, Federal Security Agency".

The appropriation in this title for traveling expenses shall be available in an amount not to exceed \$2,000 for expenses of persons attending conferences concerned with vocational rehabilitation called to meet in the District of Columbia and elsewhere when incurred on the written authority of the Federal Security Administrator.

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.

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

Hawaii.

39 Stat. 929; 43 Stat. 18.

Puerto Rico.

39 Stat. 929.

46 Stat. 1489.
29 U. S. C. § 45a.

41 Stat. 735; 43 Stat. 430; 46 Stat. 524; 47 Stat. 448.

29 U. S. C. § 45b.

*Proviso.**Post*, p. 831.

41 Stat. 737.

Blind persons.

20 U. S. C. §§ 107-1071.
Proviso.
Transfer of funds.
Ante, p. 471.

Attendance at conferences.

Post, p. 831.

D. C. Code §§ 31-501 to 31-507.

41 Stat. 735.

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.

43 Stat. 18.

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:

53 Stat. 33.
26 U. S. C. § 101 (6).

Vocational courses
of less than college
grade.

(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 courses supplementary to employment in occupations essential to the national defense, pre-employment and refresher courses for workers preparing for such occupations and selected from the public employment office registers, including not to exceed \$3,500,000 for payment to such agencies for rental of additional space found necessary by the Commissioner for carrying out the approved plans, \$52,400,000.

Equipment.

(2) For the acquisition by purchase, rental, gift, or otherwise of new or used equipment when needed by agencies in providing courses pursuant to plans approved under (1) of this heading when such acquisitions are in accord with detailed proposals submitted by such agencies and approved by the Commissioner, which proposals shall include provisions governing the holding of title to and the use of the equipment to be acquired, \$12,000,000, to be immediately available, and in addition thereto any unobligated balance, not exceeding \$8,000,000, is hereby transferred from the appropriation for the cost of vocational courses of less than college grade made by subdivision (1) under the heading "Office of Education, education and training of defense workers" in the First Supplemental Civil Functions Appropriation Act, 1941 (54 Stat. 1034), to this appropriation to be available for the acquisition of equipment to establish pre-employment courses.

Transfer of funds.

Short courses of
college grade.

(3) 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 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, \$17,500,000: *Provided*, That only colleges and universities which operate under charters which exempt their educational property from taxation and public degree-granting educational insti-

Proviso.
Eligibility.

tutions 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.

Additional equip-
ment, etc.

(4) For the cost of vocational courses of less than college grade and related instruction provided by such agencies for out-of-school rural youth, who have attained the age of seventeen and who file a registration card with a public employment office, and for nonrural youth who otherwise meet the above requirements, and whose training is not feasible under subdivisions (1) and (3) hereof, such courses and instruction to be provided pursuant to plans submitted by such agencies and approved by the Commissioner, \$15,000,000, of which not to exceed 30 per centum shall be available for payment to such agencies for purchase and rental of equipment and rental of space found necessary by the Commissioner for carrying out the approved plans.

Rural and nonrural
youth.

(5) For the cost of vocational courses and related or other necessary instruction provided by such agencies for young people employed on work projects of the National Youth Administration, such courses and instruction to be provided pursuant to plans submitted by such agencies and approved by the Commissioner, \$10,000,000: *Provided*, That the amount allotted to any agency shall be available for expenditure for purchase or rental of additional equipment and rental of additional space found by the Commissioner to be necessary for carrying out the approved plan: *Provided further*, That not to exceed \$125,000 of the above sum shall be available for administrative expenses.

Young people on
NYA work projects.

Provisos.
Equipment and
space.

Administrative ex-
penses.

Salaries and expenses (national defense): For all general 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, purchase and exchange of equipment, traveling expenses, printing and binding, and not to exceed \$10,000 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 Commissioner, \$1,222,000, of which not to exceed \$140,000 may be transferred to appropriations made available to the Office of the Federal Security Administrator for the fiscal year 1942 for the normal operations of that office: *Provided*, That section 3709 of the Revised Statutes shall not be construed to apply to any purchase from this appropriation when the aggregate amount involved does not exceed \$100: *Provided further*, That the Commissioner shall transmit to Congress quarterly during the fiscal year ending June 30, 1942, a report of the defense training programs and training programs for youth employed by the National Youth Administration on work projects covering such educational 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.

Transfer of funds.

Provisos.
Minor purchases.
41 U. S. C. § 5.

Quarterly reports to
Congress.

In the selection of trainees under the provisions of paragraph 1, no maximum age limit for trainees shall be established.

Selection of trainees.

No trainee under the appropriations provided for in the foregoing paragraphs 1, 3, and 4 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.

Attendance at meetings.

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.

Exclusive use of funds.

All appropriations for vocational education under the Office of Education in this Act shall be used exclusively for vocational education purposes.

Delegation of powers.

The Commissioner may delegate to any officer in the Office of Education any of his powers or duties hereunder.

FOOD AND DRUG ADMINISTRATION

Post, p. 831.

For all necessary expenses for carrying out the investigations and work hereinafter named under the heading "Food and Drug Administration", including chemicals, purchase, exchange and repair of apparatus, personal services in the District of Columbia and elsewhere; collecting, reporting, and illustrating the results of such investigations; contract stenographic reporting services; books of reference, and periodicals; exchange of scientific equipment; and transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder, as follows:

54 Stat. 1105.
5 U. S. C. § 73c-1

General administrative expenses: For necessary expenses for general administrative purposes, including the salary of Commissioner of Food and Drugs and other personal services in the District of Columbia, \$91,700.

52 Stat. 1040.
Revision of U. S.
Pharmacopoeia.

Enforcement of the Federal Food, Drug, and Cosmetic Act: For enabling the Federal Security Administrator to carry into effect the provisions of the Act of June 25, 1938, entitled "An Act to prohibit the movement in interstate commerce of adulterated and misbranded food, drugs, devices, and cosmetics, and for other purposes", as amended (21 U. S. C. 301-392); to cooperate with associations and scientific societies in the revision of the United States Pharmacopoeia and development of methods of analysis, and for investigating the character of the chemical and physical tests which are applied to American food products in foreign countries, and for inspecting the same before shipment when desired by the shippers or owners of these products intended for countries where chemical and physical tests are required before the said products are allowed to be sold therein, \$2,203,000.

29 Stat. 604.

Enforcement of Tea Importation Act: For enabling the Federal Security Administrator to carry into effect the provisions of the Act approved March 2, 1897 (21 U. S. C. 41-50), entitled "An Act to Prevent the Importation of Impure and Unwholesome Tea", as amended, including payment of compensation and expenses of the members of the Board appointed under section 2 of the Act and all of the necessary officers and employees, both in Washington and in the field, \$29,400: *Provided*, That on and after July 1, 1940, no tea, or merchandise described as tea, shall be examined for importation into the United States, or released by the Collector, under said Act unless the importer or consignee of such tea or merchandise, prior to such examination, has paid for deposit into the Treasury of the United States as miscellaneous receipts, a fee of 3.5 cents for each hundred weight or fraction thereof of such tea and merchandise.

Proviso.
Examination.

Enforcement of the Milk Importation Act: For enabling the Federal Security Administrator to carry into effect the provisions of the

Act approved February 15, 1927 (21 U. S. C. 141-149), entitled "An Act to regulate the importation of milk and cream into the United States for the purpose of promoting the dairy industry of the United States and protecting the public health", \$18,700.

44 Stat. 1101.

Enforcement of the Caustic Poison Act: For enabling the Federal Security Administrator to carry into effect the provisions of the Act approved March 4, 1927 (15 U. S. C. 401-411), entitled "An Act to safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalies, and other substances in interstate and foreign commerce", \$23,600.

44 Stat. 1406.

Enforcement of the Filled Milk Act: For enabling the Federal Security Administrator to carry into effect the provisions of the Act entitled "An Act to prohibit the shipment of filled milk in interstate or foreign commerce", approved March 4, 1923, as amended by the Act of August 27, 1935 (21 U. S. C. 61-64), \$9,200.

42 Stat. 1486; 49 Stat. 885.

Enforcement of the Sea Food Inspectors Act: For personal services of sea food inspectors designated to examine and inspect sea food and the production, packing, and labeling thereof upon the application of any packer of any sea food for shipment or sale within the jurisdiction of the Federal Food, Drug, and Cosmetic Act, in accordance with the provisions of the Act entitled "An Act to amend section 10A of the Federal Food and Drugs Act of June 30, 1906, as amended", approved August 27, 1935 (21 U. S. C. 372a), \$40,000.

52 Stat. 1040.
21 U. S. C. §§301-392.

49 Stat. 871.

The appropriation in this title for traveling expenses shall be available in an amount not exceeding \$2,500 for travel outside the United States when authorized by the Federal Security Administrator in connection with the work of the Food and Drug Administration.

Travel outside
United States.

Total, salaries and expenses, Food and Drug Administration, \$2,415,600, of which amount not to exceed \$743,000 may be expended for personal services in the District of Columbia, and not to exceed \$25,650 shall be available for the purchase and exchange of motor-propelled and horse-drawn passenger-carrying vehicles necessary in the conduct of field work outside the District of Columbia.

Total; personal
services.

Vehicles.

FREEDMEN'S HOSPITAL

Salaries: 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, \$414,000.

Post, pp. 821, 831.

Miscellaneous expenses: For subsistence; fuel and light, not exceeding \$1,000 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 duck suits and white canvas shoes 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; purchase, maintenance, and operation of passenger-carrying vehicles; not exceeding \$1,500 for the purchase of books and periodicals; not to exceed \$2,000 for the special instruction of pupil nurses; reimbursement to the appropriations of Howard University of actual cost of heat and light furnished, and other absolutely necessary expenses, \$276,000: *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, \$50,000 for repairs, alterations, improvement, and preservation of the buildings and grounds of Freedmen's Hospital; and that \$1,000 shall

Provisos.
Transfer of funds.

Anti, p. 106.

Ante, p. 471.

Infra.
Amount chargeable
to D. C.

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 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, \$581,000;

General expenses: For equipment, supplies, apparatus, furniture, cases and shelving, stationery, ice, repairs to buildings and grounds, and for other necessary expenses, \$204,600.

Post, p. 506.

PUBLIC HEALTH SERVICE

Post, p. 831.

Salaries, Office of Surgeon General: For personal services in the District of Columbia, \$288,500.

Supra.

Miscellaneous and contingent expenses: For miscellaneous and contingent expenses necessary for the work of the Public Health Service, including stationery supplies; exchange of motortrucks; operation, maintenance, and repair of passenger-carrying automobiles; exchange of typewriters and other labor-saving office equipment; contract stenographic reporting services; not to exceed \$1,000 for the preparation of Public Health exhibits, including personal services and the cost of acquiring, transporting, and displaying exhibit materials; packing, crating, drayage, and transportation of personal effects of commissioned officers and other personnel 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 \$500 for lawbooks, books of reference, and periodicals for the Office of the Surgeon General; streetcar fares; transportation and traveling expenses, including payment of actual transportation expenses and not to exceed \$10 per day in lieu of subsistence to any person invited by the Surgeon General to the city of Washington or elsewhere for conference and advisory purposes, and expenses, except membership fees, of officers when officially detailed to attend meetings for the promotion of public health; 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); \$103,000, of which \$12,140 and such additional amounts as may be transferred to this appropriation from the Department of Justice shall be transferred to the appropriation "Traveling Expenses, Federal Security Agency": *Provided*, That funds of the Public Health Service expendable for transportation and traveling expenses may also be used for preparation for shipment and transportation to their former homes of remains of officers who die in line of duty.

Exhibits.

46 Stat. 818.
Transfer of funds.

Ante, p. 471.
Proviso.

Commissioned officers, pay, and so forth: For pay, allowance, and commutation of quarters for not to exceed 490 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, \$2,113,800: *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.

Post, pp. 482, 483, 545.

Acting assistant surgeons, pay: For pay of acting assistant surgeons (noncommissioned medical officers), \$323,300.

Proviso.

Pay of other employees: For pay of all other employees (attendants, and so forth), \$1,017,000.

Post, p. 831.

National Institute of Health, maintenance: For maintaining the National Institute of Health, including the purchase, repair, and cleaning of uniforms for the guard force, \$135,000.

Post, pp. 821, 831.

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, reasonable fees (not to exceed \$50 for each blood donation) to Government employees and others for services as donors of blood to be used in transfusions, maintenance, minor repairs, equipment, leases, fuel, lights, water, freight, transportation and travel, the maintenance, exchange, and operation of motortrucks and passenger motor vehicles for official use in field work (including not to exceed \$3,000 for the purchase of motor-propelled passenger-carrying vehicles) and one for use in connection with the administrative work of the Public Health Service in the District of Columbia, purchase of ambulances, transportation, care, maintenance, and treatment of lepers, including transportation to their homes in the continental United States of recovered indigent leper patients, court costs, and other expenses incident to proceedings heretofore or hereafter taken for commitment of mentally incompetent persons to hospitals for the care and treatment of the insane, and reasonable burial expenses (not exceeding \$100 for any patient dying in hospital), \$7,362,000: *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 epi-

39 Stat. 885.

Vehicles.

Lepers, insane, etc.

Proviso.
Use of Ellis Island hospitals.

Restriction on use of funds.

demics, or scientific work of the character provided for under the appropriations which follow.

Quarantine service: For maintenance and ordinary expenses, exclusive of pay of officers and employees of United States quarantine stations, including the exchange, maintenance, repair, and operation of motortrucks and motor-propelled passenger-carrying vehicles for official use in field work and not to exceed \$5,000 for the purchase of motor-propelled passenger-carrying vehicles, \$240,000.

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, \$380,000.

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 and exchange, not to exceed \$1,300, and maintenance, repair, and operation of passenger-carrying automobiles, \$27,300.

Biologic products: To regulate the propagation and sale of viruses, serums, toxins, and analogous products, including arsphenamine, for the preparation of curative and diagnostic biologic products, including personal services of Reserve commissioned officers and other personnel, \$47,800.

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 rent and personnel and other services in the District of Columbia and elsewhere; items otherwise properly chargeable to the appropriations for printing and binding, stationery, and miscellaneous and contingent expenses for the Federal Security Agency and Public Health Service; purchase of reports, documents, and other material for publication and of reprints from State, city, and private publications; purchase, including exchange (not to exceed \$1,500), maintenance, repair, and operation of passenger-carrying automobiles for official use in field work; transportation; traveling expenses, including attendance at public meetings when directed by the Surgeon General; and the packing, crating, drayage, and transportation of personal effects of commissioned officers and other personnel of the Public Health Service upon permanent change of station, \$6,250,000, of which not to exceed \$129,580 may be transferred to the appropriation "Pay, and so forth, commissioned officers, Public Health Service": *Provided*, That \$36,000 shall be transferred from this appropriation to the appropriation "Traveling expenses, Federal Security Agency", and \$23,500 shall be transferred from this appropriation to the appropriation "Printing and binding, Federal Security Agency".

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 of 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 \$34,820) and elsewhere; traveling expenses; firearms and ammunition; necessary supplies and equipment; reimbursement to the working capital fund for articles or services furnished by the

40 Stat. 886.

42 U. S. C. §§ 25a-26e.

Vehicles.

Transfer of funds.
Ante, p. 481.

Proviso.
Ante, p. 471.

46 Stat. 886.

Lexington, Ky., and
Fort Worth, Tex.

45 Stat. 1085.

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 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 and exchange (not to exceed \$725), and maintenance, operation, and repair of motor-propelled passenger-carrying vehicles, \$1,478,000, 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.

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.

Disease and sanitation investigations: For carrying out the provisions of section 603 of the Social Security Act, approved August 14, 1935, and section 1 of the Act of August 14, 1912, including personnel and other services in the District of Columbia and elsewhere and items otherwise properly chargeable to the appropriations for printing and binding, stationery, and miscellaneous and contingent expenses for the Federal Security Agency and Public Health Service, the provisions of section 6, Act of August 23, 1912 (31 U. S. C. 669), to the contrary notwithstanding, the packing, crating, drayage, and transportation of the personal effects of commissioned officers, and other personnel of the Public Health Service upon permanent change of station, and including the purchase (not to exceed \$2,500), exchange, maintenance, repair, and operation of passenger-carrying automobiles for official use in field work, \$1,665,000, of which not to exceed \$215,790 may be transferred to the appropriation "Pay, and so forth, commissioned officers, Public Health Service": *Provided*, That \$19,250 shall be transferred from this appropriation to the appropriation "Printing and binding, Federal Security Agency", and \$142,605 shall be transferred from this appropriation to the appropriation "Traveling expenses, Federal Security Agency".

National Cancer Institute: For carrying into effect the provisions of section 7 (b) of the National Cancer Institute Act, approved August 5, 1937, \$565,000: *Provided*, That \$14,825 shall be transferred from this appropriation to the appropriation "Traveling expenses, Federal Security Agency", and \$10,000 shall be transferred from this appropriation to the appropriation "Printing and binding, Federal Security Agency".

Emergency health and sanitation activities (national defense): For all expenses necessary to enable the Surgeon General of the Public Health Service to assist State and local health authorities in health and sanitation activities (1) in areas adjoining military and naval

Vehicles.

42 U. S. C. §§ 801, 802.

Post, p. 831.

49 Stat. 635.
42 U. S. C. § 803.
37 Stat. 309.
42 U. S. C. § 1.

37 Stat. 414.

Ante, p. 481.
Proviso.
Ante, p. 471.

50 Stat. 562.
42 U. S. C. § 137f (b).
Proviso.
Ante, p. 471.

Post, p. 545.

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, and 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 of the United States, such expenses to include personal services in the District of Columbia and elsewhere, purchase, exchange, maintenance, and operation of passenger-carrying automobiles, stationery, travel, printing and binding, and items otherwise properly chargeable to the appropriation for miscellaneous and contingent expenses of the Public Health Service, \$1,235,000.

Training for nurses (national defense): For the cost, including subsistence, but not including cash allowances to trainees, of refresher, student nurse and postgraduate nursing courses, including courses in midwifery, provided by public agencies operating public educational facilities and by hospitals and nursing schools in accordance with plans submitted by them and approved by the Surgeon General of the Public Health Service, at hospitals with recognized schools of nursing, and, where necessary, in the case of postgraduate courses at other institutions, for approved persons who have been licensed to practice as registered nurses under the laws of a State, Territory, or the District of Columbia, \$1,200,000, payment thereof to be made through certification from time to time in accordance with regulations promulgated by the Surgeon General of the United States Public Health Service under the supervision and direction of the Federal Security Administrator and approved by the President, by said Surgeon General to the Secretary of the Treasury of the name of such agency, nursing school or hospital 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.

Salaries and expenses (national defense): For all general administrative expenses necessary to enable the Public Health Service to carry out the foregoing program of nursing courses, including personal services in the District of Columbia and elsewhere, purchase and exchange of equipment, traveling expenses, and printing and binding, \$50,000.

SOCIAL SECURITY BOARD

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, \$3,425,000, including the salary of an executive director at the rate of \$9,500 per year.

Executive director.

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, \$16,600,000.

Salaries, Bureau of Public Assistance: For personal services in the Bureau of Public Assistance in the District of Columbia and elsewhere, \$830,000.

Salaries, Bureau of Employment Security: For personal services in the Bureau of Employment Security in the District of Columbia and elsewhere, \$1,800,000.

Transfer of funds.

If during the fiscal year 1942 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.

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 and exchange (not exceeding \$3,500), operation, maintenance, and repair of passenger-carrying automobiles; and transfer of household goods and effects, as provided by the Act of October 10, 1940 (Public, No. 839), and regulations promulgated thereunder (including employees transferred from duty at Baltimore, Maryland, to duty at Washington, District of Columbia), \$3,000,000.

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, \$270,000,000, of which sum such amount as may be necessary shall be available for grants under such title I for any period in the fiscal year 1941 subsequent to March 31, 1941: *Provided*, That payments to States for the fourth quarter of the fiscal year 1941 and for any quarter in the fiscal year 1942 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.

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, \$62,500,000: *Provided*, That the Social Security Board is hereby authorized to certify to the Secretary of the Treasury for payment to the Postmaster General for postage, out of the amount herein appropriated, such amounts as may be necessary and at such intervals as shall be determined by the Board, under a procedure to be prescribed and agreed upon by and between the Board and the Postmaster General, for the transmission of official mail matter heretofore transmitted free pursuant to the provisions of section 13 of the Act entitled "An Act to provide for the establishment of a national employment system and for cooperation with the States in the promotion of such system, and for other purposes", approved June 6, 1933 (29 U. S. C. 491), and for the transmission of official mail

49 Stat. 620.

49 Stat. 622.
42 U. S. C. §§ 401-409.

41 U. S. C. § 5.

54 Stat. 1105.
5 U. S. C. § 73c-1.49 Stat. 620.
42 U. S. C. §§ 301-306.*Provided.*
Payments with respect to State plans.49 Stat. 626.
42 U. S. C. §§ 501-503.*Provided.*
Payment for postage.48 Stat. 117.
39 U. S. C. § 338.

matter in connection with the unemployment compensation administration of States receiving grants out of the funds herein appropriated; the Postmaster General is hereby authorized and directed to extend to the States receiving such grants the privilege of transmission without prepayment of postage of official mail of the class upon which the Board is hereinabove authorized to certify amounts for payment of postage: *Provided further*, That such portion of this appropriation as may be necessary shall be available to the Social Security Board for all necessary expenses incurred by the Board, including personal services in the District of Columbia and elsewhere, in connection with the operation of employment office facilities and services essential to expediting the national-defense program.

Employment office facilities to expedite defense program.

49 Stat. 627.
42 U. S. C. §§ 601-606.

Proviso.
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, \$74,000,000, 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 1941 subsequent to March 31, 1941: *Provided*, That payments to States for the fourth quarter of the fiscal year 1941 and for any quarter in the fiscal year 1942 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.

49 Stat. 645.
42 U. S. C. §§ 1201-1206.

Proviso.
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 1941 subsequent to March 31, 1941: *Provided*, That payments to States for the fourth quarter of the fiscal year 1941 and for any quarter in the fiscal year 1942 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.

48 Stat. 113.
29 U. S. C. 49-49d.
Provisos.

Grants to States for public employment offices: For payment to the several States in accordance with the provisions of the Act of June 6, 1933 (29 U. S. C. 49-491), as amended, \$3,100,000: *Provided*, That apportionments for the fiscal year 1942 shall be on the basis of a total apportionment to all States of \$3,000,000: *Provided further*, That the unused balances of amounts apportioned to the several States for the fiscal year 1940 for establishing and maintaining public employment offices shall be reapportioned among all the States, in accordance with such Act of June 6, 1933, as amended, without regard to the sufficiency thereof of the fund established under this head for payment to States by the Department of Labor Appropriation Act, 1940.

53 Stat. 925.

Attendance at meetings.

The appropriation in this title for traveling expenses shall be available in an amount not to exceed \$10,000 for expenses of attendance at meetings or conventions concerned with the work of the Social

Security Board, when specifically authorized by the Federal Security Administrator; and not to exceed \$10,000 for payment, when specifically authorized by such Administrator, of actual transportation expenses and not to exceed \$10 per diem in lieu of subsistence to persons serving while away from their homes, without other compensation, in an advisory capacity to the Social Security Board.

Selecting, testing, and placement of defense workers (national defense): For all necessary expenses of the Social Security Board incurred under the supervision and direction of the Federal Security Administrator in providing special Federal assistance to and supervision of State employment services for the selection and testing for, and placement of workers in, occupations essential to the national defense, including personal services in the District of Columbia and elsewhere, equipment, printing and binding, travel expenses, including not to exceed \$5,000 for payment, when specifically authorized by such Administrator, of actual transportation 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 Social Security Board in connection with activities provided for by this appropriation, \$1,500,000, of which not exceeding \$15,000 may be transferred by the Administrator to his office for use in carrying out the purposes of this appropriation: *Provided*, That in case any State employment service is found unable to render adequate service in connection with the fulfillment of this program, this appropriation shall be available, subject to the approval of such Administrator, for maintenance of special employment facilities and services.

Defense workers, selection, etc.
Post, p. 831.

Provided.
Special employment facilities.

NATIONAL YOUTH ADMINISTRATION

PAR. 1. Part-time youth work and student aid: To enable the National Youth Administration, which is hereby extended to and including June 30, 1942, under the supervision and direction of the Federal Security Agency, to engage in the following types of programs for assistance to needy young persons, \$85,984,000, namely:

National Youth Administration Appropriation Act, 1942.

Extension to June 30, 1942.

Types of programs.

(a) To provide part-time employment for needy young persons in schools, colleges, and universities to enable such persons to continue their education.

(b) To provide employment and training for unemployed young persons on public projects of the following types:

(I) The construction, improvement, and repair of non-Federal public buildings and grounds, parks, and other recreational facilities; bridges, highways, roads, streets, and alleys; airports and airway facilities; water and sanitation facilities; facilities for conservation; irrigation and flood control; pest eradication; and work on all other non-Federal public facilities including cooperative associations receiving financial assistance from the Rural Electrification Administration or other public agencies;

Projects.

(II) The construction, improvement, and repair of buildings or other facilities of Federal agencies;

(III) The production, repair, and renovation of goods, articles, and foodstuffs for needy individuals and for public institutions providing that products so produced do not replace normal purchases of such individuals or institutions;

(IV) Professional, clerical, and other nonconstruction services in the fields of education, recreation, research, professional, cultural, and clerical activities for the benefit of public and nonprofit organizations;

(V) The prosecution of work of the types enumerated above which involve the maintenance of young persons in camps, institutions, and other resident facilities.

Salaries and other administrative expenses.

PAR. 2. Salaries and other administrative expenses: For personal services and necessary miscellaneous expenses in the District of Columbia and elsewhere for carrying out the administration of the programs set forth in paragraph 1, including supplies and equipment; purchase and exchange of books of reference, directories, and periodicals; travel expenses, including expenses of attendance at meetings of officials and employees on official business; purchase, operation, and maintenance of motor-propelled passenger-carrying vehicles and such other expenses as may be necessary for the accomplishment of the objectives set forth in paragraph 1, \$5,700,000: *Provided*, That the National Youth Administration may transfer from the above sum to the appropriation in paragraph 1 such amounts as will not be required for the purposes of this paragraph: *Provided further*, That there may be transferred from the above sum of \$5,700,000 to appropriations of the Treasury Department such amounts, not to exceed in the aggregate the sum of \$765,000 as the Director of the Bureau of the Budget may determine to be proper, to reimburse such appropriations on account of expenditures therefrom in connection with the accomplishments of the purposes of the appropriations herein for the National Youth Administration.

Proviso.
Transfer of funds.

Reimbursement.

Printing and binding.

PAR. 3. Printing and binding: For printing and binding for the National Youth Administration, \$83,000.

Monthly earnings and hours of work.

PAR. 4. The Administrator of the National Youth Administration shall, subject to the approval of the Federal Security Administrator, fix the monthly earnings and hours of work for youth workers engaged on work projects financed in whole or in part from the appropriation in paragraph 1, but such determination shall not have the effect of establishing a national average labor cost per youth worker on such projects during the fiscal year 1942 substantially different from the national average labor cost per such worker on such projects prevailing at the close of the fiscal year 1941.

Apportionment, etc.

PAR. 5. Funds appropriated under paragraph 1 shall be so apportioned and distributed over the period ending June 30, 1942, and shall be so administered during such period as to constitute the total amount that will be furnished during such period for the purposes set forth in paragraph 1.

Non-Federal construction projects.
Cosponsor contributions.

PAR. 6. No non-Federal construction project costing in excess of \$5,000 shall be undertaken or prosecuted under paragraph 1 unless and until the cosponsor has made a written agreement to finance such part of the entire cost thereof as the Federal Security Administrator determines, under the circumstances, is an adequate contribution taking into consideration the financial ability of the cosponsor. The National Youth Administrator, subject to the approval of the Federal Security Administrator, shall prescribe rules and regulations relating to the valuation of contributions in kind by cosponsors of projects through furnishing the use of their own facilities and equipment and the services of their own employees, which shall also allow credit only to the extent that the furnishing of such contributions represents a financial burden which is undertaken by the cosponsors on account of National Youth Administration projects.

Contributions, etc., from other agencies.

PAR. 7. The National Youth Administration is authorized to receive reimbursements from other agencies and contributions for the operation of projects from Federal or non-Federal agencies in the form of services, materials, or money; any money so received to be deposited with the Treasurer of the United States. Such contributions shall be expended or utilized as agreed upon between the contributing agency and the National Youth Administration and such reimbursements shall be available for the purposes of this appropriation.

PAR. 8. All receipts and collections by reason of operations authorized in paragraph 1, except cash contributions and reimbursement from other agencies, shall be covered into the Treasury as miscellaneous receipts.

Receipts, etc., to be covered into Treasury.

PAR. 9. In considering employment of persons upon work projects prosecuted under the appropriation in paragraph 1, the National Youth Administration shall determine whether such persons are able to perform the work on work projects to which they can be assigned and no person shall be employed or retained for employment on any such project whose work habits are such or work record shows that he is incapable of performing satisfactorily the work to which he may be assigned on the project.

Qualifications for employment.

PAR. 10. No alien shall be given employment or continued in employment on any work project prosecuted under the appropriation in paragraph 1 and no part of the money appropriated in paragraph 1 or paragraph 2 shall be available to pay any person who has not made or who does not make affidavit as to United States citizenship, such affidavit to be considered prima facie evidence of such citizenship.

Restriction on employment of aliens.

PAR. 11. No person shall be employed or retained in employment in any administrative position, or in any supervisory position on any project, and no person shall receive assistance in the form of payments or otherwise from the United States for services rendered under the National Youth Administration, under the appropriation in paragraph 1 or paragraph 2 unless such person before engaging in such employment or receiving such assistance subscribes to the following oath:

Oath of office.

"I, A B, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office (or employment) on which I am about to enter (or which I now occupy). So help me God."

PAR. 12. Compensated and uncompensated administrative and supervisory employees of the National Youth Administration, designated for the purpose by the National Youth Administrator, or his authorized representative, shall have the general powers of notaries public in the administration of oaths required by paragraphs 10 and 11, and the execution and acknowledgment of other legal instruments, and all forms of notarial acts determined by the National Youth Administrator to be necessary for the effective prosecution of the National Youth Administration programs. No fee shall be charged for oaths administered by such employees.

Administration of oaths.

PAR. 13. No person in need who refuses a bona fide offer of private employment under reasonable working conditions which pays the prevailing wage for such work in the community where he resides and who is capable of performing such work shall be employed or retained in employment on out-of-school work projects under the funds appropriated in paragraph 1 for the period such private employment continues available.

Refusal of private employment offer.

PAR. 14. No portion of the appropriation in paragraph 1 or paragraph 2 shall be used to pay any compensation to any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States through force or violence.

Persons advocating overthrow of U. S. Government.

PAR. 15. No portion of the appropriations in paragraph 1 or paragraph 2 shall be used to pay the compensation of any civil service employee, except persons so appointed who are already employed

Compensation of civil service employees, restriction.

by another agency of the Government and are assigned or detailed to the National Youth Administration.

Acceptance of un-
compensated services.

PAR. 16. In carrying out the purposes of this appropriation, the National Youth Administrator, or his authorized representatives, subject to the approval of the Federal Security Administrator, is authorized to accept and utilize voluntary and uncompensated services; to appoint and compensate officers and employees without regard to civil-service laws or the Classification Act of 1923, as amended; and to utilize, with the consent of the head of the Federal agency by which they are employed, Federal officers and employees, and with the consent of the State or local government, State and local officers and employees at such compensation as shall be determined by the National Youth Administrator to be necessary without regard to other laws governing the employment and compensation of Federal employees.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Utilization of Fed-
eral, State, and local
employees.

Appointments to
Federal positions in
States.

PAR. 17. Appointments in any State to Federal positions of an administrative or advisory capacity under the appropriation in paragraph 2 shall be made from among the bona fide citizens of that State so far as not inconsistent with efficient administration.

Separations.

PAR. 18. In making separations from the Federal service, or furloughs without pay to last as long as three months, of persons employed within the District of Columbia, under the provisions of paragraph 2, the appointing power shall give preference, as nearly as good administration will warrant, in retention to appointees from States that have not received their share of appointments according to population: *Provided, however,* That soldiers and sailors, and marines, the widows of such, or the wives of injured soldiers, sailors, and marines, who themselves are not qualified, but whose wives are qualified to hold a position in the Government service, shall be given preference in retention, in their several grades and classes, where their ratings are good or better.

Proviso.

Disability or death
compensation, etc.
5 U. S. C. § 796.

PAR. 19. 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 compensation from the appropriation in paragraph 1 for services rendered as employees of the United States: *Provided,* That this section shall not apply in 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: *Provided further,* That for carrying out the purposes of this paragraph there shall be made available to the United States Employees' Compensation Commission from the appropriation in such paragraph 1 the sum of \$200,000, or so much thereof as such Commission, with the approval of the Bureau of the Budget, estimates and certifies to the Secretary of the Treasury will be necessary for such purposes.

Provisos.
Exceptions.

Funds available.

Emergency hospi-
talization, etc.

PAR. 20. The funds appropriated by paragraph 1 hereof shall be available for emergency hospitalization and medical care, other than that contemplated by paragraph 19 hereof, by reimbursement to Government hospitals or by contract with other public or private hospitals, in cases of critical illness or injury, of youths, employed under paragraph 1 (b) hereof, who are full-time residents of projects involving the maintenance of youths in camps or other resident work centers under the supervision of the National Youth Administration.

Settlement of pri-
vate damage claims.

PAR. 21. The National Youth Administrator, subject to the approval of the Federal Security Administrator, is authorized to consider, ascertain, adjust, determine, and pay from the appropriation in paragraph 1 any claim arising out of operations thereunder accruing after June 30, 1941, on account of damage to, or loss of, privately owned property caused by the negligence of any employee of the

National Youth 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.

PAR. 22. Any person who knowingly and with intent to defraud the United States makes any false statement in connection with any application for any project authorized in paragraph 1, or diverts, or attempts to divert, or assists in diverting, for the benefit of any person or persons not entitled thereto, any portion of the appropriation in paragraph 1, or any services or real or personal property acquired thereunder, or who knowingly, by means of any fraud, force, threat, intimidation, or boycott, or discrimination on account of race, religion, political affiliations, or membership in a labor organization, deprives, or attempts to deprive, or assists in depriving any person of any of the benefits to which he may be entitled under such appropriation, shall be deemed guilty of a felony and fined not more than \$2,000 or imprisoned not more than two years, or both. The provisions of this paragraph shall be in addition to, and not in substitution for, any other provisions of existing law.

PAR. 23. All training or educational programs for youth employed by the National Youth Administration on work projects shall be under the control and supervision of the State boards for vocational education of the several States and shall be paid for out of appropriations made to the Office of Education and expended by the States pursuant to plans submitted by State boards for vocational education and approved by the Commissioner of Education.

Section 3709 of the Revised Statutes (41 U. S. C. 5) shall not be construed to apply to any purchase with funds appropriated under this title when the aggregate amount involved in such purchase does not exceed the sum of \$100.

YOUTH WORK DEFENSE PROGRAM (NATIONAL DEFENSE)

Project expenses (national defense): To enable the National Youth Administration under the supervision and direction of the Federal Security Agency to provide employment for needy young persons between the ages of 17 and 24, inclusive, in resident and workshop projects which furnish work experience preparatory to employment in defense occupations, and which projects are determined to be adequate to provide such work experience, including the purchase of materials, equipment, supplies, and other expenses necessary for carrying on work on such projects, including the wages of youth employees in accordance with schedules established by the National Youth Administrator and approved by the Federal Security Administrator, and for those youths employed in resident projects, emergency hospitalization and medical care other than that contemplated by paragraph 19 hereof, which paragraph is hereby incorporated by reference, by reimbursement to Government hospitals or by contract with other public or private hospitals in cases of critical illness or injury of youths who are full-time residents at a project, \$56,972,000, of which \$100,000 shall be available for transfer to the United States Employees' Compensation Commission for the payment of disability or death compensation and benefits for injury or death arising from employment hereunder, as provided in said paragraph 19: *Provided*, That not more than 100,000 youths shall be employed at any one time under the program authorized herein.

False statements with intent to defraud, etc.

Penalty.

Supervision of programs.

Minor purchases.

Work experience for defense occupations.

Purchase of materials, etc.

Emergency hospitalization, etc.

Proviso. Number to be employed.

General administrative expenses (national defense): For all general administrative expenses necessary in the performance of the work above provided for, including personal services in the District of Columbia and elsewhere, materials, supplies, equipment, travel expenses, purchase, operation and maintenance of motor-propelled passenger-carrying vehicles, and printing and binding, \$3,028,000, of which \$274,000 may be transferred to appropriations of the Treasury Department in such amounts as the Director of the Bureau of the Budget may determine to be proper to reimburse appropriations of the various divisions of the Treasury Department on account of expenditures therefrom in connection with the carrying out of the program herein provided for.

Transfer of funds.

General provisions (national defense): (1) Except as otherwise provided in the preceding two paragraphs, the provisions contained in paragraphs 10 to 23, inclusive, appearing under the heading, "National Youth Administration", shall be applicable to the carrying out of the program of the youth work defense program.

Reimbursements.

(2) The National Youth Administration is authorized to receive reimbursements from other agencies for the cost of materials used in connection with work performed for such agencies, and contributions for the operation of the project from Federal and non-Federal agencies in the form of services, materials, or money, and any money so received as reimbursement or contribution shall be deposited with the Treasurer of the United States to the credit of the appropriation "Project expenses".

Designated collections covered into Treasury.

(3) All receipts and collections by reason of operations authorized under the appropriation "Project expenses", except cash contributions and reimbursements from other agencies, shall be covered into the Treasury as miscellaneous receipts.

Citation of paragraphs.

The paragraphs herein under the National Youth Administration may be cited as the "National Youth Administration Appropriation Act, 1942".

SAINT ELIZABETHS HOSPITAL

Post, pp. 821, 831.

Salaries and expenses: For support, clothing, and treatment in Saint Elizabeths Hospital for the Insane of insane persons from the Army, Navy, Marine Corps, and Coast Guard, insane inmates of the National Home for Disabled Volunteer Soldiers, persons charged with or convicted of crimes against the United States who are insane, all persons who have become insane since their entry into the military and naval services of the United States, insane civilians in the quartermaster service of the Army, insane persons transferred from the Canal Zone who have been admitted to the hospital and who are indigent, American citizens legally adjudged insane in the Dominion of Canada whose legal residence in one of the States, Territories, or the District of Columbia it has been impossible to establish, insane beneficiaries of the United States Employees' Compensation Commission, insane beneficiaries of the United States Veterans' Administration, insane Indian beneficiaries of the Bureau of Indian Affairs, and persons admitted under provisions of the Act of July 18, 1940 (Public, Numbered 752), including not exceeding \$27,000 for the purchase, exchange, maintenance, repair, and operation of motor-propelled passenger-carrying vehicles for the use of the superintendent, purchasing agent, and general hospital business, and including not to exceed \$185,000 for repairs and improvements to buildings and grounds, 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, \$1,270,000, including cooperation with organizations or individuals in scientific research into the nature,

Insane U. S. citizens in Canada.

54 Stat. 766.
24 U. S. C. § 196b.
Vehicles.

Repairs and improvements.

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 \$1,000 for expenses of attendance at meetings or conventions concerned with the work of psychiatry, medicine, and other scientific subjects of interest to Saint Elizabeths Hospital, when specifically authorized by the Federal Security Administrator, 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 no part of this appropriation shall be expended for the purchase of oleomargarine or butter substitutes except for cooking purposes: *Provided further*, That during the fiscal year 1942 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: *Provided further*, That there shall be available for the purchase of one seven hundred and fifty-horsepower boiler, one one thousand five hundred-kilowatt turbo-generator, one fifty-ton ammonia compressor, all with accessories, and extension and remodeling the present ash system, including preparation of plans and specifications, advertising for proposals, \$230,000 from pension funds accrued, or which may accrue, prior to July 1, 1941, as authorized by the Act approved February 2, 1909 (24 U. S. C. 165); such funds as have accrued to be immediately available: *Provided further*, That \$1,000 shall be transferred from this appropriation to the appropriation "Traveling expenses, Federal Security Agency".

Construction and equipment: For construction and equipment, in the grounds of the hospital, of two continuous treatment buildings, including preparation of plans and specifications, advertising, and supervision of construction, \$700,000.

Construction and equipment: For the construction, in the grounds of the hospital, of a building for storeroom, warehouse, laundry, and

Attendance at meetings.

Proviso.
Return of inmates no longer Federal charges.

Mail facilities.

Butter substitutes, restriction.

Care of patients from D. C., etc.

Accounting.

Mechanical equipment.

Pension funds.

35 Stat. 592.

Transfer of funds.
Ante, p. 471.

Continuous treatment buildings.

Storeroom, warehouse, etc.

industrial shops, including preparation of plans and specifications, advertising, supervision of construction, and equipment, \$635,000.

Citation of title.

This title may be cited as the "Federal Security Agency Appropriation Act, 1942".

Employees' Compensation Commission Appropriation Act, 1942.
Ante, p. 63; *post*, pp. 502, 830.

TITLE III—EMPLOYEES' COMPENSATION COMMISSION

Salaries and expenses: For three Commissioners and other personal services in the District of Columbia, including not to exceed \$1,000 for temporary experts and assistants in the District of Columbia and elsewhere, to be paid at a rate not exceeding \$8 per day, and for personal services in the field; for furniture and other equipment and repairs thereto; lawbooks, books of reference, periodicals; stationery and supplies; traveling expenses; fees and mileage of witnesses; contract stenographic reporting services; rent in the District of Columbia for the administration of the Act of May 17, 1928 (45 Stat. 600); and miscellaneous items; \$490,000, together with \$40,000 of the unexpended balance of the appropriation for this purpose for the fiscal year 1940.

Reappropriation.
53 Stat. 530.
Post, p. 502.

Printing and binding: For all printing and binding for the Employees' Compensation Commission, \$8,000.

Employees' compensation fund: For the payment of compensation provided by "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes", approved September 7, 1916 (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 1942 or in prior fiscal years, \$5,000,000.

39 Stat. 742.
5 U. S. C. §§ 751-798.

EMPLOYEES' COMPENSATION FUND, CIVIL WORKS

For administrative expenses (not to exceed \$6,000) and payment of compensation in connection with the administration of the benefits for employees of the Civil Works Administration in accordance with the provisions of the Act entitled "An Act making an additional appropriation to carry out the purposes of the Federal Emergency Relief Act of 1933, for continuation of the Civil Works program, and for other purposes", approved February 15, 1934 (48 Stat. 352), and in connection with the administration of the benefits authorized by title V of the Act entitled "An Act to liberalize the provisions of Public Law Numbered 484, Seventy-third Congress, to effect uniform provisions in laws administered by the Veterans' Administration, to extend the Employees' Compensation Act with limitations to certain World War veterans and other persons, and for other purposes", approved June 29, 1936 (49 Stat. 2035), \$175,000 of the special fund set up on the books of the Treasury pursuant to the provisions of said Act of February 15, 1934, shall be available for expenditure during the fiscal year 1942.

5 U. S. C. § 796.

EMPLOYEES' COMPENSATION FUND, EMERGENCY CONSERVATION WORK

For administrative expenses (not to exceed \$38,140) and payment of compensation in connection with the administration of the benefits for enrollees of the Civilian Conservation Corps in accordance with the provisions of the Act entitled "Emergency Appropriation Act, fiscal year 1935", approved June 19, 1934 (48 Stat. p. 1057), \$675,000

of the special fund set up on the books of the Treasury pursuant to the provisions of said Act shall be available for expenditure during the fiscal year 1942.

This title may be cited as the "Employees' Compensation Commission Appropriation Act, 1942".

Citation of title.

TITLE IV—NATIONAL LABOR RELATIONS BOARD

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 or in pursuance of law, \$2,173,600.

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, \$545,000.

Printing and binding: For all printing and binding for the National Labor Relations Board in Washington and elsewhere, \$234,500.

This title may be cited as the "National Labor Relations Board Appropriation Act, 1942".

National Labor Relations Board Appropriation Act, 1942.
Post, pp. 822, 831.

Citation of title.

TITLE V—NATIONAL MEDIATION BOARD

For three members of the Board, and for other authorized expenditures of the National Mediation Board in performing the duties imposed by law, including contract stenographic reporting services; supplies and equipment; not to exceed \$200 for books of reference, and periodicals, \$153,000, of which amount not to exceed \$118,620 may be expended for personal services in the District of Columbia.

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), 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 Mediation Board Appropriation Act, 1942.
Post, pp. 748, 831.

Post, p. 748.

44 Stat. 586.

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, \$201,440, of which \$45,000 shall be available only for services of referees at a rate of compensation not in excess of \$50 per day and not more than \$111,380 may be expended for other personal services.

Printing and binding: For all printing and binding for the National Railroad Adjustment Board, \$20,000.

This title may be cited as the "National Mediation Board Appropriation Act, 1942".

Post, p. 831.

Citation of title.

Railroad Retirement Board Appropriation Act, 1942.

TITLE VI—RAILROAD RETIREMENT BOARD

Salaries: For three members of the Railroad Retirement Board and other personal services of the Board in the District of Columbia and elsewhere necessary in performing the duties imposed by law or in pursuance of law, \$2,445,000.

Miscellaneous expenses (other than salaries): For all authorized and necessary expenditures, other than salaries, of the Railroad Retirement Board in performing the duties imposed by law or in pursuance of 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 expenses, 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; expenses of the transfer of household goods and effects, as provided by the Act of October 10, 1940 (Public Numbered 839), and regulations promulgated thereunder, to the extent that such expenses are determined by the Board to have been incurred in the administration of the Railroad Retirement Act; repairs and alterations; contract stenographic reporting services; other fees and compensation; office appliances and labor-saving devices; 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; purchase (including exchange) of one motor-propelled passenger-carrying vehicle; operation, maintenance, and repair of motor-propelled passenger-carrying vehicles to be used only for official purposes in the District of Columbia and elsewhere; and expenses incident to moving the office of the Board from one building to another; \$650,000.

Printing and binding: For printing and binding for the Railroad Retirement Board, \$55,000.

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, \$140,850,000: *Provided*, That such amount shall be available until expended for making payments required under said retirement Acts, and the amount not required for current payments shall be invested by the Secretary of the Treasury in accordance with the provisions of said Railroad Retirement Act of June 24, 1937.

This title may be cited as the "Railroad Retirement Board Appropriation Act, 1942".

TITLE VII—GENERAL PROVISIONS

SEC. 701. In expending appropriations or portions of appropriations, contained in this Act, for the payment of personal services in the District of Columbia in accordance with the Classification Act of 1923, as amended, with the exception of the Assistant Secretary and the Second Assistant Secretary of Labor, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such

54 Stat. 1105.
5 U. S. C. § 73c-1.

49 Stat. 967; 50 Stat. 307.
45 U. S. C. §§ 215-228r.

49 Stat. 967; 50 Stat. 307.
45 U. S. C. §§ 215-228r.

Proviso.

Citation of title.

Salary restriction.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade but not more often than once in any fiscal year and then only to the next higher rate: *Provided*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service, or (2) to require the reduction in salary of any person whose compensation was fixed as of July 1, 1924, in accordance with the rules of section 6 of such Act, or (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit, or (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law, or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Proviso.
Restriction not applicable in designated cases.

42 Stat. 1490.
5 U. S. C. § 666

SEC. 702. 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.

Nominees not approved by Senate.

SEC. 703. 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 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 officer or employee is a citizen of the United States or a person in the service of the United States on the date of the approval of this Act who being eligible for citizenship has filed a declaration of intention to become a citizen or who owes allegiance to the United States.

Citizenship requirement.

SEC. 704. 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.

Provisos.
Affidavit.

Penalty.

SEC. 705. This Act may be cited as the "Labor-Federal Security Appropriation Act, 1942".

Short title.

Approved, July 1, 1941.

[CHAPTER 270]

AN ACT

To extend the life and increase the credit resources of the Commodity Credit Corporation, 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 7 of the Act approved January 31, 1935 (49 Stat. 4), as amended, is hereby amended by deleting from the first sentence thereof the term "June 30, 1941" and inserting in lieu thereof the term "June 30, 1943".

SEC. 2. Section 1 of the Act approved March 8, 1938 (52 Stat. 107), as amended, is hereby amended by deleting from the second sentence thereof the term "on the basis of market prices at the time of appraisal" and inserting in lieu thereof the term "on the basis of the cost, including not more than one year of carrying charges, of such assets to the Corporation, or the average market prices of such assets for a period of twelve months ending with March 31 of each year, whichever is less."

SEC. 3. Section 4 of the Act approved March 8, 1938 (52 Stat. 108), as amended, is hereby amended by deleting the term "\$1,400,000,000" and inserting in lieu thereof the term "\$2,650,000,000".

SEC. 4. (a) Whenever during the existing emergency the Secretary of Agriculture finds it necessary to encourage the expansion of production of any non-basic agricultural commodity, he shall make public announcement thereof and he shall so use the funds made available under section 3 of this Act or otherwise made available to him for the disposal of agricultural commodities, through a commodity loan, purchase, or other operation, taking into account the total funds available for such purpose for all commodities, so as to support a price for the producers of any such commodity with respect to which such announcement was made of not less than 85 per centum of the parity or comparable price therefor. The comparable price for any such commodity shall be determined and used by the Secretary for the purposes of this section if the production or consumption of such commodity has so changed in extent or character since the base period as to result in a price out of line with parity prices for basic commodities. Any such commodity loan, purchase, or other operation which is undertaken shall be continued until the Secretary has given sufficient public announcement to permit the producers of such commodity to make a readjustment in the production of the commodity. For the purposes of this section, commodities other than cotton, corn, wheat, tobacco, and rice shall be deemed to be non-basic commodities.

(b) It is hereby declared to be the policy of the Congress that the lending and purchase operations of the Department of Agriculture (other than those referred to in subsection (a)) shall be carried out so as to bring the price and income of the producers of non-basic commodities not covered by any such public announcement to a fair parity relationship with other commodities, to the extent that funds for such operations are available after taking into account the operations with respect to the basic commodities and the commodities listed in any such public announcement and the ability of producers to bring supplies into line with demand.

Approved, July 1, 1941.

July 1, 1941
[H. R. 4972]
[Public Law 147]

Commodity Credit Corporation, extension to June 30, 1943.
15 U. S. C. § 713.

Annual appraisal of assets.
15 U. S. C. § 713a-1.

Credit resources.
54 Stat. 782.
15 U. S. C. § 713a-4.

Non-basic agricultural commodities, expansion of production.
Maintenance of price.

Term construed.

Declaration of policy.

[CHAPTER 271]

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, 1942, and for other purposes.

July 1, 1941
[H. R. 5049]
[Public Law 148]

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, 1942, any revenue (not including the proportionate share of the United States in any revenue arising as the result of the expenditure of appropriations made for the fiscal year 1924 and prior fiscal years) now required by law to be credited to the District of Columbia and the United States in the same proportion that each contributed to the activity or source from whence such revenue was derived shall be credited wholly to the District of Columbia, and, in addition, \$6,000,000 is appropriated, out of any money in the Treasury not otherwise appropriated, to be advanced July 1, 1941, and all of the remainder out of the combined revenues of the District of Columbia, namely:

District of Columbia
Appropriation
Act, 1942.

GENERAL EXPENSES

EXECUTIVE OFFICE

For personal services, \$95,140, 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: *Provided*, That in expending appropriations or portions of appropriations contained in this Act for the payment of personal services in accordance with the Classification Act of 1923, as amended, with the exception of the two civilian Commissioners, the average of the salaries of the total number of persons under any grade in any bureau, office, or other appropriation unit shall not at any time exceed the average of the compensation rates specified for the grade by such Act, as amended, and in grades in which only one position is allocated the salary of such position shall not exceed the average of the compensation rates for the grade, except that in unusually meritorious cases of one position in a grade advances may be made to rates higher than the average of the compensation rates of the grade, but not more often than once in any fiscal year and then only to the next higher grade: *Provided further*, That this restriction shall not apply (1) to grades 1, 2, 3, and 4 of the clerical-mechanical service; (2) to require the reduction in salary of any person whose compensation was fixed, as of July 1, 1924, in accordance with the rules of section 6 of such Act; (3) to require the reduction in salary of any person who is transferred from one position to another position in the same or different grade in the same or a different bureau, office, or other appropriation unit; (4) to prevent the payment of a salary under any grade at a rate higher than the maximum rate of the grade when such higher rate is permitted by the Classification Act of 1923, as amended, and is specifically authorized by other law; or (5) to reduce the compensation of any person in a grade in which only one position is allocated.

Post, p. 835.

Provisos.
Salary restriction.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Restriction not applicable in designated cases.

42 Stat. 1490.
5 U. S. C. § 666.

Purchasing division: For personal services, \$52,235.

Post, p. 835.

DEPARTMENT OF INSPECTIONS

Post, p. 835.

For personal services, \$256,960, 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.

Fire escapes.

For completing the inspection of buildings, machinery, and equipment, including temporary personal services without reference to the civil service or classification laws, supplies, furniture, equipment, and other necessary expenses, \$15,000.

D. C. Code § 5-310.

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), \$25,000.

OFFICE OF POUNDMASTER

Post, p. 835.

For personal services, including the salary of the poundmaster at \$2,400 per annum, maintenance and operation of motor vehicles, and other necessary expenses, \$12,420.

PUBLIC CONVENIENCE STATIONS

For maintenance of public convenience stations, including compensation of necessary employees, \$16,000.

CARE OF THE DISTRICT BUILDINGS

Post, p. 835.

For personal services, including temporary labor, and service of cleaners as necessary at not to exceed 48 cents per hour, \$254,004: *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.

Proviso.

For fuel, light and power, repairs, laundry, and miscellaneous supplies, \$117,843.

ASSESSOR'S OFFICE

Post, p. 835.

For personal services, \$286,740.

BOARD OF TAX APPEALS

52 Stat. 370; 53 Stat. 1108.
D. C. Code §§ 47-2401 to 47-2412.

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, \$14,040.

COLLECTOR'S OFFICE

Post, p. 835.

For personal services, \$49,885; for temporary clerk hire, \$2,500; in all, \$52,385.

For purchase of cash register machines, \$9,500, and adding machines, \$728; in all, \$10,228.

AUDITOR'S OFFICE

Post, p. 835.

For personal services, \$126,880, 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. §§ 661-674.
Post, p. 613.

OFFICE OF CORPORATION COUNSEL

Corporation counsel, including extra compensation as general counsel of the Public Utilities Commission, and other personal services, \$121,625.

ALCOHOLIC BEVERAGE CONTROL BOARD

For personal services, streetcar and bus transportation, telephone service, not exceeding \$1,000 for the purchase of samples, not exceeding \$100 for witness fees, and not less than \$10,000 for beverage tax stamps, and other necessary contingent and miscellaneous expenses, \$45,560.

Post, p. 835.

CORONER'S OFFICE

For personal services, including deputy coroners, in accordance with the Classification Act of 1923, as amended, \$14,620.

For the maintenance of a non-passenger-carrying motor wagon for the morgue, jurors' fees, witnesses' fees, ice, disinfectants, telephone service, and other necessary supplies and services, repairs to the morgue, and the necessary expenses of holding inquests, including stenographic services in taking testimony and photographing unidentified bodies, \$5,000.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

OFFICE OF SUPERINTENDENT OF WEIGHTS, MEASURES, AND MARKETS

For personal services, \$60,080.

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 not exceeding \$750 for the purchase, including exchange, of one motor vehicle equipped for making investigations of sales of gasoline and oil by short measure, \$9,175.

OFFICE OF CHIEF CLERK, ENGINEER DEPARTMENT

For personal services, \$30,340.

Post, p. 835.

MUNICIPAL ARCHITECT'S OFFICE

For personal services, \$68,460, of which \$2,600 shall be available without reference to the Classification Act of 1923, as amended, or civil-service requirements for the employment of one engineering examiner and computer.

Post, p. 835.
42 Stat. 1488.
5 U. S. C. §§ 661-674
Post, p. 613.

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 $2\frac{3}{4}$ 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: *Provided further*, That employment of personal services from this fund may be made during the fiscal year 1942 without reference to section 3709 of the Revised Statutes or the Classification Act of 1923, as amended, and civil-service requirements.

Apportionments of appropriations.

Proviso.
Reimbursements

Employment of personal services.

41 U. S. C. § 5.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

PUBLIC UTILITIES COMMISSION

For two commissioners, and for other personal services, \$69,920.

For incidental and all other general necessary expenses authorized by law, including the purchase of newspapers, \$1,500.

Meters in taxicabs;
zones and rates.

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.

DEPARTMENT OF INSURANCE

Post, p. 835.

For personal services, \$24,200.

SURVEYOR'S OFFICE

Post, p. 835.

For personal services, including \$12,700 for the employment of two temporary field parties, \$93,520.

MINIMUM WAGE BOARD

For personal services, \$15,280.

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, \$12,420.

52 Stat. 797.
D. C. Code §§ 5-413
to 5-428.

COMMISSION ON MENTAL HEALTH

Post, p. 835.

Proviso.

For compensation of members of the Commission on Mental Health of the District of Columbia, and other personal services, \$20,702: *Provided*, That the salary of the executive secretary shall be at the rate of \$3,000 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

Post, p. 835.

For salaries and expenses, including not to exceed \$300 for travel in attending parole conventions and conferences, \$20,865.

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, \$55,000.

39 Stat. 742.
5 U. S. C. §§ 751-793.

Post, p. 835.

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), \$83,800, for transfer to and expenditure by the Employees' Compensation Commission under its appropriations "Salaries and expenses", \$83,300, and "Printing and binding", \$500.

D. C. Code §§ 36-501,
36-502.

Transfer of funds.
Ante, p. 494.

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), \$849,640, which amount shall be placed to the credit of the "civil service retirement and disability fund".

41 Stat. 614.
5 U. S. C. §§ 691-738.

REGISTER OF WILLS

For personal services, \$77,980.

Post, p. 835.

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.

RECORDER OF DEEDS

For personal services, \$117,360.

Post, p. 835.

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, \$14,100.

For rent of offices of the recorder of deeds, \$8,750, to be expended without reference to the provisions of section 6 of this Act.

Post, p. 539.

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.

National Safety
Council, Inc.

Removal of unsafe,
etc., buildings.

Settlement of
claims.

D. C. Code §§ 1-902
to 1-905.
Uniform State laws,
conference.

Proviso.
Printing list of sup-
plies.

For postage for strictly official mail matter, including the rental of postage-meter equipment, \$23,700.

For judicial expenses, including witness fees, and expert services in District of Columbia cases before the District Court of the United

Proviso.
Stenographic re-
porting services.

States for 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.

Court costs.

For general advertising, authorized and required by law, 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.

Proviso.

30 Stat. 250.
D. C. Code §§
47-1001 to 47-1009.

For advertising notice of taxes in arrears July 1, 1941, 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.

Proviso.

Printing and bind-
ing.
Proviso.
Approval by Com-
missioners.

For printing and binding, \$48,500: *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 head in the District of Columbia Appropriation Act, 1941, is hereby continued available until June 30, 1942.

Reappropriation.
64 Stat. 311.

CENTRAL GARAGE

Post, p. 835.

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, \$55,520; for purchase (including exchange) of passenger-carrying automobiles, work cars, and field wagons, \$7,400; and for purchase (including exchange) of one ambulance for the Health Department, \$2,000, and two field wagons for the surveyor's office, \$1,700; in all, \$66,620.

Private vehicle al-
lowances.

Proviso.

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, \$12,936: *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

Transportation be-
tween domicile and
place of employment.

such transportation necessary, and then only as to such latter cases when the same is approved by the Commissioners: *Provided*, That no passenger-carrying automobile, except busses, station wagons, patrol wagons, and ambulances, and except as otherwise specifically authorized in this Act, shall be acquired under any provision of this Act, by purchase or exchange, at a cost, including the value of a vehicle exchanged, exceeding \$650. No motor vehicles shall be transferred from the police or fire departments to any other branch of the government of the District of Columbia.

Appropriations in this Act shall not be used for the payment of premiums or other cost of fire insurance.

The Commissioners are authorized, in their discretion, to furnish necessary transportation in connection with strictly official business of the District of Columbia by the purchase of 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 \$11,675: *Provided further*, That the provisions of this paragraph shall not include the appropriations herein made for the fire and police departments.

Proviso.
Cost limitation.

Restriction on transfers.

Fire-insurance premiums.

Streetcar and bus fares.

Provisos.
Limitation.

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, of which sum \$1,000 shall be immediately available: *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.

Proviso.

REFUND OF ERRONEOUS COLLECTIONS

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), \$75,000: *Provided*, That this appropriation shall be available for such refunds of payments made within the past three years.

D. C. Code § 5-430.
Proviso.

REPAYMENT OF LOAN FROM PUBLIC WORKS ADMINISTRATION

For reimbursement to the United States, in compliance with section 3 of the Act approved June 25, 1938 (52 Stat. 1203), of funds loaned under the authority of said Act, including interest, \$690,000.

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, \$445,480.

Post, p. 835.

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, \$50,000: *Provided*, That the disbursing officer of the District of Columbia is authorized to advance

Proviso.

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, \$35,125.

For rent of suitable quarters for branch libraries in Chevy Chase and Woodridge, \$5,760.

Library building,
construction.

Proviso.
Reappropriation.
53 Stat. 1011.

For continuing the construction in square 491 of the first unit of an extensible library building, including quarters for the administrative offices of the Board of Education, \$340,000: *Provided*, That the unexpended balances of the amounts made available by the District of Columbia Appropriation Act, 1940, for the preparation of plans and specifications for this building shall remain available for the same purposes and under the same conditions and limitations until June 30, 1942.

Anacostia branch,
site.

For the acquisition of a site to be approved by the Commissioners of the District of Columbia and the Board of Library Trustees for a building for the Anacostia branch library, \$30,000, to remain available until expended.

SEWERS

For personal services, including one chief engineering inspector at \$2,600 per annum, without reference to civil-service requirements, \$183,860.

For cleaning and repairing sewers and basins, including the replacement of the following motortrucks: Three at not to exceed \$1,200 each and one at not to exceed \$1,050; 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, and the maintenance of non-passenger-carrying motor vehicles used in this work, \$228,700.

For construction of sewers and receiving basins, \$350,000, including the maintenance of non-passenger-carrying motor vehicles used in this work, purchase of one motortruck at not to exceed \$650, and the replacement of one motortruck at not to exceed \$3,500.

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, \$500,000, of which \$100,000 shall be immediately available.

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, the replacement of one motortruck at not to exceed \$550, purchase of two motortrucks at \$550 each to replace two motorcycles and package cars; purchase of oil, and other necessary expenses, \$12,000: *Provided*, That of the amount herein appropriated there may be transferred, in the interest of coordinating the work of mosquito control in the District of Columbia, not to exceed \$3,500 to the Public Health Service of the Federal Security Agency, the amount so transferred to be available for the objects herein specified.

Proviso.
Transfer of funds to
Public Health Service.
Ante, p. 480.

Sewage treatment plant: For operation and maintenance, including salaries and wages of necessary employees, supplies, repairs to build-

ings 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, \$200,000.

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.

For continuing construction of the Oxen Run interceptor, section 3, to be immediately available, \$54,000.

Interstate Commission on the Potomac River Basin.

54 Stat. 748.
33 U. S. C. § 567b.

Oxen Run interceptor.

COLLECTION AND DISPOSAL OF REFUSE

For personal services, \$137,020.

Post, p. 835.

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, not to exceed \$45,200, and necessary incidental expenses, \$494,800.

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; including not to exceed \$60,900 for the purchase of and purchase including exchange of non-passenger-carrying motor vehicles; and incidental expenses, \$1,000,000: *Provided*, That this appropriation shall not be available for collecting ashes or miscellaneous refuse from hotels and places of business or from apartment houses of four or more apartments in which the landlord furnishes heat to tenants.

Garbage, dead animals, etc.

Vehicles.

Proviso.
Collection restriction.

For construction on land owned by the District of Columbia in parcel 141/13 of a high-temperature incinerator for the destruction of combustible refuse, \$300,000: *Provided*, That not to exceed \$9,000 of the amount herein appropriated may be transferred to the credit of the appropriation account, "Municipal Architect's Office, construction services", and be available for the preparation of plans and specifications for said incinerator, including the employment of personal services without reference to section 3709 of the Revised Statutes or the Classification Act of 1923, as amended, or civil-service requirements.

Construction of incinerator.

Proviso.
Plans and specifications.

41 U. S. C. § 5.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

ELECTRICAL DEPARTMENT

For personal services, \$99,220.

For general supplies, repairs, new batteries and battery supplies, telephone rental and purchase, telephone service charges, wire and cable for extension of telegraph and telephone service, repairs of lines and instruments, purchase of poles, tools, insulators, brackets, pins, hardwood, cross arms, ice, record book, stationery, extra labor, new boxes, maintenance of motortrucks, and other necessary items, including not to exceed \$1,800 for the purchase (including exchange) of one non-passenger-carrying motor vehicle, \$68,672.

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, \$73,600.

Airport and airway lights.

D. C. Code, §§ 7-701 to 7-705.

Provisos.
Rates, limitation.

Award to lowest bidder.

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, \$794,900: *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.

Post, p. 835.

PUBLIC SCHOOLS

D. C. Code §§ 31-601 to 31-629, 31-109, 31-119.

D. C. Code §§ 31-201 to 31-213, 36-201 to 36-227.

Teachers, librarians, etc.

D. C. Code §§ 31-601 to 31-629, 31-109, 31-119.

Provisos.
Filling of vacancies.

Instruction in automobile driving.

Vacation schools.

Lectures on effects of alcohol, etc.

For personal services of administrative and supervisory officers in accordance with the Act fixing and regulating the salaries of teachers, school officers, and other employees of the Board of Education of the District of Columbia, approved June 4, 1924 (43 Stat. 367-375), including salaries of presidents of teachers colleges in the salary schedule for first assistant superintendents, \$705,301.

For personal services of clerks and other employees, \$201,200.

For personal services in the department of school attendance and work permits in accordance with the Act approved June 4, 1924 (43 Stat. 367-375), the Act approved February 5, 1925 (43 Stat. 806-808), and the Act approved May 29, 1928 (45 Stat. 998), \$42,400.

For personal services of teachers and librarians in accordance with the Act approved June 4, 1924 (43 Stat. 367-375), including for teachers colleges assistant professors in salary class eleven, and professors in salary class twelve, and including \$13,000 for health and physical education teachers to supervise play in schools of the central area bounded by North Capitol Street on the east, Florida Avenue on the north, the Mall on the south, and Twelfth Street on the west, \$7,405,105: *Provided*, That teaching vacancies that occur during the fiscal year 1942 wherever found may be filled by the assignment of teachers of special subjects and teachers not now assigned to classroom instruction, and such teachers are hereby made eligible for such assignment without further examination: *Provided further*, That the Board of Education is hereby authorized to appoint one additional teacher, class 2-A, for instruction in automobile driving at a beginning salary of \$2,000.

For the instruction and supervision of children in the vacation schools, and supervisors and teachers of vacation schools may also be supervisors and teachers of day schools, \$31,900.

For financing one hundred and ten lectures on the effect of alcohol, marihuana, and other narcotics to be delivered by physicians and/or other qualified lecturers in all the public school buildings in the

District of Columbia, which have auditoriums or other seating facilities for student assemblies, including elementary schools, high schools, and teachers colleges, \$550.

NIGHT SCHOOLS

For teachers and janitors of night schools, including teachers of industrial, commercial, and trade instruction, and teachers and janitors of night schools may also be teachers and janitors of day schools, \$105,780.

For contingent and other necessary expenses, including equipment and purchase of all necessary articles and supplies for classes in industrial, commercial, and trade instruction, \$6,000.

AMERICANIZATION WORK

For Americanization work and instruction of foreigners of all ages in both day and night classes, and teachers and janitors of Americanization schools may also be teachers and janitors of the day schools, \$12,810.

For contingent and other necessary expenses, including books, equipment, and supplies, \$600.

For carrying out the provisions of the Act of June 19, 1934 (34 U. S. C. 945), entitled "An Act providing educational opportunities for the children of soldiers, sailors, and marines who were killed in action or died during the World War", \$200.

For the development of vocational education in the District of Columbia in accordance with the Act entitled "An Act to provide for the further development of vocational education in the several States and Territories", approved June 8, 1936 (49 Stat. 1488), and regulations promulgated thereunder, \$26,600.

Instruction for children of certain World War soldiers, etc.
48 Stat. 1125.
D. C. Code § 31-1114.

Vocational education.

20 U. S. C. §§ 15h-15p.

COMMUNITY CENTER DEPARTMENT

For all expenses necessary for the operation and maintenance of the Community Center Department, including the expense of keeping open the public-school playgrounds during the summer months, such expenses to include personal services of the director, general secretaries and community secretaries in accordance with the Act approved June 4, 1924 (43 Stat. 369); clerks and part-time employees, including janitors on account of meetings of parent-teacher associations and other activities; directors, supervisors, and other playground personnel at rates of pay to be fixed by the Board of Education, without reference to the Classification Act of 1923, as amended; special and temporary services, directors, assistants, and janitor service during the summer vacation, and in the larger yards, daily after school hours during the school term; supplies; medals, trophies; awards; lighting fixtures; and equipment, \$281,320: *Provided*, That such public-school playgrounds shall be kept open for play purposes in accordance with the schedule heretofore maintained for playgrounds while under the jurisdiction of the playground department: *Provided further*, That the activities provided for under this appropriation shall be operated under the joint control, supervision, and direction of the Commissioners of the District of Columbia and the Board of Education.

D. C. Code §§ 31-801 to 31-829, 31-109, 31-119.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Proviso.

CARE OF BUILDINGS AND GROUNDS

For personal services, including care of portable buildings at a rate not to exceed \$96 per annum for the care of each building, \$988,745.

MISCELLANEOUS

For the maintenance of schools for crippled pupils, \$4,000.

Proviso. For transportation for pupils attending schools for sight-conservation pupils, and crippled pupils, \$17,400: *Provided*, That expenditures for streetcar and bus fares from this fund shall not be subject to the general limitations on the use of streetcar and bus fares covered by this Act.

Manual, etc., training.

For purchase and repair of furniture, tools, machinery, material, and books, and apparatus to be used in connection with instruction in manual and vocational training, and incidental expenses connected therewith, purchase and installation (not exceeding \$100) of dual-control equipment for use in driver-training courses, and for insurance and all other necessary expenses in connection with the operation, maintenance, and repair of District owned or loaned automobiles used in driver-training courses, \$70,775, to be immediately available.

Driver-training courses.

For fuel, gas, and electric light and power, \$323,600.

For contingent expenses, including United States flags, furniture and repairs of same, stationery, ice, paper towels, and other necessary items not otherwise provided for, and including not exceeding \$10,000 for books of reference and periodicals, not exceeding \$1,500 for replacement of pianos at an average cost of not to exceed \$300 each, and not exceeding \$7,000 for labor; in all, \$160,387, to be immediately available, of which not to exceed \$2,100 may be expended for tabulating school census cards either by contract or by day labor as the Commissioners may determine: *Provided*, That a bond shall not be required on account of military supplies or equipment issued by the War Department for military instruction and practice by the students of high schools in the District of Columbia.

Proviso.
Military supplies,
bond not required.

For the replacement of furniture and equipment and for the purchase of equipment for additional classrooms in existing school buildings, \$22,983.

Furnishing and equipping designated buildings.

For completely furnishing and equipping buildings and additions to buildings, as follows: Syphax School addition, Woodrow Wilson High School, new elementary schools at Minnesota Avenue and Ely Place Southeast, and at Pennsylvania and Alabama Avenues Southeast, and M. M. Washington Vocational School addition; \$34,190, to be immediately available.

D. C. Code §§ 31-401 to 31-406.

For textbooks and other educational books and supplies as authorized by the Act of January 31, 1930 (46 Stat. 62), including not to exceed \$7,000 for personal services, \$200,000, to be immediately available.

For maintenance of kindergartens, \$5,600, to be immediately available.

Supplies for general science, etc., departments.

For purchase of apparatus, fixtures, specimens, technical books, and for extending the equipment and for the maintenance of laboratories of the department of physics, chemistry, biology, and general science in the several high and junior high schools, vocational schools, and teachers colleges, and for the installation of the same, \$17,925, to be immediately available.

For utensils, materials, and labor, for establishment and maintenance of school gardens, and for use in teaching elementary science in connection therewith, \$4,800.

For repairs and improvements to school buildings and grounds, including purchase, exchange, and maintenance of motortrucks, not to exceed \$30,000 for replacement of boilers, not to exceed \$10,125 for replacement of the heating plant at the Blow School, not to exceed \$3,000 for replacement of insanitary drinking fountains, not

Blow School.

to exceed \$7,000 for replacement of insanitary toilet facilities, not to exceed \$20,000 for stabilizing and drainage at Browne Junior High School and Phelps Vocational School, not to exceed \$6,000 for a new roof over the auditorium at the Francis Junior High School, \$510,000, of which amount \$100,000 shall be immediately available: *Provided*, That work performed for repairs and improvements under appropriations contained in this Act shall be by contract or otherwise, as may be determined by the Commissioners to be most advantageous to the District of Columbia: *Provided further*, That this appropriation shall be available for performing work of repairs and improvements to other municipal buildings, subject to reimbursement covering the cost of such work, and a report of expenditures for such repairs and improvements to other municipal buildings shall be submitted to Congress in the annual Budget.

Browne Junior High and Phelps Vocational School.
Francis Junior High School.

Proviso.
Contracts.

Repairs, etc., to other municipal buildings.

For improvement of various municipal playgrounds and recreation centers, including erection of shelter houses, \$25,000, of which not exceeding \$1,000 shall be immediately available for the preparation of architectural and landscaping plans.

To carry out the purposes of the Act approved June 11, 1926, entitled "An Act to amend the Act entitled 'An Act for the retirement of public-school teachers in the District of Columbia', approved January 15, 1920, and for other purposes" (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: *Provided further*, That the Board of Commissioners of the District of Columbia is authorized to expend from money to the credit of the Teachers' Retirement Fund an amount not exceeding \$5,000 per annum for the expenses necessary in carrying out the provisions of said Act, including actuarial advice.

Annuities.

D. C. Code §§ 31-701 to 31-720.
Proviso.
Teachers' Retirement Fund.

Expenditures authorized.

THE DEAF, DUMB, AND BLIND

For maintenance and instruction of deaf and dumb persons admitted to the Columbia Institution for the Deaf from the District of Columbia, under section 4864 of the Revised Statutes, and as provided for in the Act approved March 1, 1901 (24 U. S. C. 238), and under a contract to be entered into with the said institution by the Commissioners, \$39,000.

31 Stat. 844.
D. C. Code § 31-1008.

For maintenance and instruction of colored deaf mutes of teachable age belonging to the District of Columbia, in Maryland, or some other State, under a contract to be entered into by the Commissioners, \$10,000: *Provided*, That all expenditures under this appropriation shall be made under the supervision of the Board of Education.

Proviso.

For maintenance and instruction of blind children of the District of Columbia, in Maryland, or some other State, under a contract to be entered into by the Commissioners, \$7,500: *Provided*, That all expenditures under this appropriation shall be made under the supervision of the Board of Education.

Proviso.

Notwithstanding the provision that no part of any 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, 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

Printing lists of supplies for use in schools.

Proviso.

or by the Purchasing Officer and the Auditor for the District of Columbia, acting for such Commissioners.

Solicitation of sub-
scriptions, etc.

No part of any appropriation made in this Act shall be paid to any person employed under or in connection with the public schools of the District of Columbia who shall solicit or receive, or permit to be solicited or received, on any public-school premises, any subscription or donation of money or other thing of value from any pupil enrolled in such public schools for presentation of testimonials to school officials or for any purpose except such as may be authorized by the Board of Education at a stated meeting upon the written recommendation of the superintendent of schools.

Requisitions for
equipment, approval
by Commissioners.

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.

Nature study, etc.,
teachers.

The Board of Education is authorized to designate the months in which the ten salary payments now required by law shall be made to teachers assigned to instruction in nature study and school gardening, and in health, physical education, and playground activities.

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.

BUILDINGS AND GROUNDS

Syphax School, con-
struction.

For completing the construction of an eight-room addition to the Syphax School, including an assembly hall-gymnasium and the necessary remodeling of the present building, \$152,500, and the limit of cost of such building is increased to \$247,500;

Junior high school,
17th and Q Streets SE.

For continuing the construction of a junior high school building on land owned by the District of Columbia in the vicinity of Seventeenth and Q Streets Southeast, \$375,000, and the limit of cost of such building is increased to \$1,090,125: *Provided*, That not to exceed \$1,831 of the amount herein appropriated may be transferred to the credit of the appropriation account, "Municipal Architect's Office, construction services", and be available for the preparation of plans and specifications for said building;

Proviso.

Senior high school,
24th Street and Ben-
ning Road NE.
Post, p. 683.

For beginning the construction of a new extensible senior high school building to be located at Twenty-fourth Street and Benning Road, Northeast, \$700,000, and the limit of cost of such building is increased to \$1,158,750: *Provided*, That not to exceed \$1,630 of the amount herein appropriated may be transferred to the credit of the appropriation account, "Municipal Architect's Office, construction services", and be available for the preparation of plans and specifications for said building, including the employment of personal services without reference to section 3709 of the Revised Statutes or the Classification Act of 1923, as amended, and civil service requirements;

Proviso.

41 U. S. C. § 5.
42 Stat. 1488.
5 U. S. C. §§ 661-
674.
Post, p. 613.
New vocational
school.

For beginning construction of a new extensible vocational school to replace the present Abbot Vocational School, to be located as determined by the Commissioners of the District of Columbia and the National Capital Park and Planning Commission in Brentwood Park, \$200,000, and the Commissioners are authorized to enter into contract or contracts for such building at a cost not to exceed \$562,500: *Provided*, That not to exceed \$20,000 of the amount herein appropriated may be transferred to the credit of the appropriation account "Municipal Architect's Office, construction services", and be available for the preparation of plans and specifications for said building;

Proviso.

For the construction of an underpass under Hiatt Place to connect the Powell Junior High School and the Johnson Building, \$18,000; For the completion of six unfinished classrooms at the Woodrow Wilson High School, \$33,750;

Construction of underpass.

Woodrow Wilson High School.

For beginning construction of an eight-room addition and assembly hall-gymnasium at the Benning School, including the necessary remodeling of the present building to provide a covered passage connecting the new building with the existing building, \$130,625, of which sum \$5,145 may be transferred to the credit of the appropriation account "Municipal Architect's Office, construction services", and be available for the preparation of plans and specifications, and the Commissioners are authorized to enter into contract or contracts for such addition at a total cost of not to exceed \$275,625;

Benning School, addition, etc.

For beginning construction of an eight-room addition and assembly hall-gymnasium at the Van Ness School, including the necessary remodeling of the present building, \$130,625, of which sum \$5,145 may be transferred to the credit of the appropriation account "Municipal Architect's Office, construction services", and be available for the preparation of plans and specifications, and the Commissioners are authorized to enter into contract or contracts for such addition at a total cost of not to exceed \$275,625;

Van Ness School, addition.

For a new extensible eight-room elementary school building, four rooms to be left unfinished, to be located on a site to be acquired in the vicinity of Hillside Road and Alabama Avenue Southeast, \$167,500;

New elementary school, Hillside Road and Alabama Avenue SE.

For the preparation of plans and specifications for a new junior high school to be located on a site to be acquired in the vicinity of Forty-ninth Street and Washington Place Northeast, \$15,427, which amount may be transferred to the credit of the appropriation account "Municipal Architect's Office, construction services", and be available for such purposes, and the Commissioners are authorized to enter into contract or contracts for such building at a total cost of not to exceed \$875,000;

New junior high school, 49th Street and Washington Place NE.

For an additional amount for the construction of an eight-room extensible elementary school building on a site to be acquired in the vicinity of Minnesota Avenue and Ely Place Southeast, for the construction of which \$180,000 has already been appropriated in the First Deficiency Appropriation Act, 1941, \$10,000;

Elementary school, Minnesota Avenue and Ely Place SE.

In all, \$1,933,427, to be immediately available and to be disbursed and accounted for as "Buildings and grounds, public schools", and for that purpose shall constitute one fund and remain available until expended: *Provided*, That no part of this appropriation shall be used for or on account of any school building not herein specified.

Ante, p. 66.

Accounting.

Proviso.

For the purchase of school building and playground sites as follows:

Purchase of building and playground sites.

For the purchase of additional land at the site of the Benning School for an eight-room addition and assembly hall-gymnasium;

For the purchase of additional land at the site of the Van Ness School for an eight-room addition and assembly hall-gymnasium;

For the purchase of a site in the vicinity of Hillside Road and Alabama Avenue Southeast for the construction of an elementary school;

For the purchase of a site in the vicinity of Nichols Avenue and Atlantic Street Southeast for the construction of an elementary school;

For the purchase of a site in the vicinity of Forty-ninth and Hayes Streets Northeast for the construction of an elementary school;

For the purchase of a site in the vicinity of Forty-ninth Street and Washington Place Northeast for the construction of a junior high school;

For the purchase of a site for elementary school purposes in the vicinity of New Jersey Avenue and P Street Northwest, for the replacement of the Morse and Twining Schools;

In all, \$280,000, to remain available until expended.

Instruction of children under five years of age, limitation.

No part of the foregoing appropriations for public schools shall be used for instructing children under five years of age except children entering during the first half of the school year who will be five years of age by November 1, 1941, and children entering during the second half of the school year who will be five years of age by March 15, 1942: *Provided*, That this limitation shall not be considered as preventing the employment of a matron and the care of children under school age at the Webster School whose parent or parents are in attendance in connection with Americanization work.

Proviso.
Webster School.

Building contracts, requirements.

None of the money appropriated by this Act shall be paid or obligated toward the construction of or addition to any building the whole and entire construction of which, exclusive of heating, lighting, plumbing, painting, and treatment of grounds, shall not have been awarded in one or a single contract, separate and apart from any other contract, project, or undertaking, to the lowest responsible bidder complying with all the legal requirements as to a deposit of money or the execution of a bond, or both, for the faithful performance of the contract: *Provided*, That nothing herein shall be construed as repealing existing law giving the Commissioners the right to reject all bids.

Proviso.

Preparation of plans, etc.

The plans and specifications for all building provided for in this Act under appropriations administered by the Commissioners of the District of Columbia shall be prepared under the supervision of the municipal architect, and those for school buildings after consultation with the Board of Education, and shall be approved by the Commissioners and shall be constructed in conformity thereto.

Exit, etc., requirements.

The school buildings authorized and appropriated for herein shall be constructed with all doors intended to be used as exits or entrances opening outward, and each of said buildings having in excess of eight rooms shall have at least four exits. Appropriations carried in this Act shall not be used for the maintenance of school in any building unless all outside doors thereto used as exits or entrances shall open outward and be kept unlocked every school day from one-half hour before until one-half hour after school hours.

Post, p. 779.

METROPOLITAN POLICE

Post, p. 835.

SALARIES

Post, p. 529.

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, \$3,099,503, including the employment of not to exceed four detectives in the salary grade of captain to be appointed by the Board of Commissioners after a special examination conducted by the Civil Service Commission in criminal law, practical police work, and crime detection.

D. C. Code §§ 4-108, 4-801, 4-802.

For personal services, \$167,500, including not to exceed \$1,265 for the salary of one part-time physician to be paid at the rate of \$3,800 per annum.

MISCELLANEOUS

For fuel, \$8,000.

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 held as witnesses or held pending final investigation or examination, or otherwise, \$103,300, of which amount \$10,000 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.

Harbor patrol.
House of detention.

For purchase and exchange, and maintenance of passenger-carrying and other motor vehicles and the replacement of those worn out in the service and condemned, including the purchase of not to exceed two combination ambulance-scout cars at not to exceed \$800 each, \$76,885.

Vehicles.

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, \$54,350.

POLICEMEN AND FIREMEN'S RELIEF

To pay the policemen and firemen's relief and other allowances as authorized by law, \$1,250,000: *Provided*, That in order to carry out the purposes of this appropriation, the Treasury Department shall make a study to determine the proper proportionate contributions of the members of the participating forces and the District of Columbia, and report the results thereof to the Commissioners of the District of Columbia, including necessary legislative recommendations: *Provided further*, That the Commissioners are hereby authorized to expend from this appropriation not exceeding \$5,000 for necessary expenses in carrying out these provisions, including actuarial advice.

Provisos.

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), \$2,167,000.

For personal services, \$5,720.

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, \$21,625.

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, \$37,500: *Provided*, That the Commissioners are authorized, in their discretion, to build or construct, in whole or in part, fire-fighting apparatus in the fire department repair shop.

For hose, \$18,000.

For fuel, \$19,000.

For contingent expenses, furniture, fixtures, oil, blacksmithing, gas and electric lighting, flags and halyards, medals of award, and other necessary items, \$19,000.

For replacement of fire-fighting apparatus, including not to exceed \$2,200 for two chief's automobiles, \$61,700.

New fire-engine house.

For the preparation of plans and specifications for a new fire-engine house to be constructed at a total cost of not to exceed \$100,000 on a site already owned by the District of Columbia located in the vicinity of North Capitol and Crittenden Streets Northwest, \$2,000, which amount may be transferred to the credit of the appropriation account "Municipal Architect's Office, construction services" and be available for such purposes.

HEALTH DEPARTMENT

Post, p. 835.

General administration: For personal services and other necessary expenses, including not to exceed \$3,500 for contract investigational services without reference to section 3709 of the Revised Statutes (41 U. S. C. 5), and \$900 for the purchase of one motortruck, \$88,740.

Post, p. 835.

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, including the maintenance of free dental clinics in schools; the maintenance of a maternal and child-health service, including clinics; and the maintenance of a nursing service; such expenses to include personal services, books and periodicals, uniforms and rent, \$462,382: *Provided*, That the Commissioners may, without creating any obligation for the payment of money on account thereof, accept such volunteer services as they may

Proviso.
Volunteer services.

D. C. Code § 4-405.
D. C. Code §§ 4-801,
4-802.

Post, p. 835.

Proviso.

deem expedient in connection with the establishment and maintenance of the medical services herein provided for.

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, \$51,314.

Post, p. 835.

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, \$129,691: *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.

Abatement of nuisances, adulteration of foods, etc.
Post, p. 836.

Provisos.
Special services.

Vehicle allowance for dairy inspectors.

For the purchase of a site for a health center in northwest Washington, \$14,750.

Health center.

For beginning the construction of a building for a health center in northwest Washington, \$120,000, and the Commissioners are authorized to enter into contract or contracts for such building at a total cost not to exceed \$250,000: *Provided*, That not to exceed \$5,250 of the amount herein appropriated may be transferred to the credit of the appropriation account, "Municipal Architect's Office, construction services", and be available for the preparation of plans and specifications for said building.

Proviso.

For the following hospital and sanatoria:

Tuberculosis sanatoria: 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, \$437,460.

Hospital and sanatoria.
Post, p. 836.

For provisions, fuel, forage, harness and vehicles and repairs to same, gas, water, ice, shoes, clothing, dry goods, tailoring, drugs and medical supplies, furniture and bedding, kitchen utensils, medical books, schoolbooks, classroom supplies, books of reference, and periodicals not to exceed \$500, maintenance of motortrucks, purchase and exchange of one motortruck, \$800, and other necessary items, \$224,000.

For repairs and improvements to buildings and grounds, including roads and sidewalks, \$6,500.

Gallinger Municipal Hospital: For personal services, including not to exceed six full-time chief resident physicians at \$5,600 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, \$861,820, 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.

Post, p. 836.

Proviso.

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 purchase (including exchange) of two motortrucks, \$1,400; for maintenance of non-passenger-carrying motor vehicles; and for all other necessary expenses, \$375,000.

For repairs and improvements to buildings and grounds, \$4,500.

Purchase of books, musical instruments and music, expense of commencement exercises, entertainments, and inspection by New York State Board of Regents, and other incidental expenses of the training school for nurses, \$600.

For repairs, alterations, and improvements to the building used for domestic service purposes, including additional construction above the first floor to provide for enclosed connecting corridor and extension of elevator, and including refrigerating and other equipment, \$78,750.

Care, etc., of indigent patients at designated institutions.

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, including not to exceed \$20,000 for dispensary cases to be paid for at existing rates, \$85,000.

Central Dispensary and Emergency Hospital, \$80,000, including \$25,000 for the establishment of a twenty-four-hour clinic at the Emergency-George Washington University clinic, of which not to exceed \$20,000 shall be available for payment to said clinic for employment of personal services, and \$5,000 for dispensary cases, redressings, radiographs, and others services, to be paid at existing rates.

Eastern Dispensary and Casualty Hospital, \$70,000.

Washington Home for Incurables, \$15,000.

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

Post, p. 836.

Salaries: For personal services, \$103,630.

Miscellaneous: For compensation of jurors, \$1,500.

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, \$3,000.

Return of absconding probationers.

The disbursing officer of the District of Columbia is authorized to advance to the chief probation officer of the juvenile court upon requisition previously approved by the judge of the juvenile court and the auditor of the District of Columbia, sums of money not to exceed \$50 at any one time, to be expended for transportation and traveling expenses to secure the return of absconding probationers, and to be accounted for monthly on itemized vouchers to the accounting officer of the District of Columbia.

POLICE COURT

Salaries: For personal services, \$105,520.

For lawbooks, books of reference, directories, periodicals, stationery, rebinding of books, preservation of records, typewriters and repairs thereto, telephone service, laundry work, medicines, lodging and meals for jurors and bailiffs when ordered by the court, and all other necessary and incidental expenses of every kind not otherwise provided for, \$3,582.

For witness fees and compensation of jurors, \$25,000.

MUNICIPAL COURT

Salaries: For personal services, including compensation of five judges without reference to the limitation of this Act restricting salaries within the grade, \$88,440.

Post, p. 836.

For compensation of jurors, \$9,000: *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.

Proviso.
Deposits for jury trials.

D. C. Code § 11-722.

For contingent expenses, including books, lawbooks, books of reference, fuel, light, telephone, lodging and meals for jurors, and for deputy United States marshals while in attendance upon jurors, when ordered by the court; fixtures, repairs to furniture, building and building equipment, and all other necessary miscellaneous items and supplies, \$1,500.

MISCELLANEOUS

Probation system: For personal services, \$17,380; contingent expenses, \$800, in all, \$18,180.

PUBLIC WELFARE

BOARD OF PUBLIC WELFARE

For personal services, including a principal assistant director of public welfare at \$6,500 per annum, to be appointed without reference to civil-service requirements, and including not to exceed \$6,000 for contract investigational services, without reference to section 3709 of the Revised Statutes (41 U. S. C. 5), \$166,200.

DIVISION OF CHILD WELFARE

Post, p. 836.

Administration: For administrative expenses, including placing and visiting children, city directory, purchase of books of reference and periodicals not exceeding \$50, and all office and sundry expenses, \$5,650, 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.

Restriction on use of funds.

For board and care of all children committed to the guardianship of said Board by the courts of the District, including, after September

15, 1941, white girls committed to the National Training School for Girls, 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, \$320,315: *Provided*, That not more than \$900 of this appropriation shall be available for continuous maintenance of two foster homes for temporary or emergency board and care of nondelinquent children.

Proviso.
Maintenance of two
foster homes.

Receiving home for
children under 18.

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 \$21,595 for personal services, \$34,775.

New receiving home
for children.

For the construction of a new receiving home for children on land owned by the District of Columbia in square 2885, including necessary furniture and equipment, landscaping, retaining walls, fencing, grading, and alley underpass, and including not to exceed \$8,800 for repairs and alterations to premises at 816 Potomac Avenue Southeast, to restore said premises to the same condition existing at the time of original leasing thereof by the District of Columbia for use as a receiving home for children, \$121,300.

Repairs to premises
at 816 Potomac Ave-
nue SE.

Advances to direc-
tor.

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, \$108,440.

For maintenance and support of prisoners of the District of Columbia at the jail, including not to exceed \$1,000 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 \$100; maintenance of non-passenger-carrying motor vehicle; and expense of electrocutions, \$83,200.

For construction of a wall to surround the jail, \$30,375.

GENERAL ADMINISTRATION, WORKHOUSE AND REFORMATORY, DISTRICT OF COLUMBIA

For personal services, \$544,540.

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 of a moving-picture machine at not to exceed \$1,500; purchase of one motorbus at not to exceed \$5,600; purchase, exchange, maintenance, operation and repair of non-passenger-carrying vehicles and motorbuses, fuel for heating, lighting, and power, and all other necessary items, including uniforms and caps for guards, \$485,600.

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, \$30,000: *Provided*, That the various departments and institutions of the District of Columbia and the Federal Government may purchase, at fair market prices, as determined by the Commissioners, such 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 1942 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.

Construction: For continuing construction and equipment of permanent buildings for women, including sewers, water mains, and other necessary utilities, \$20,000;

For construction of an infirmary and a holding and admission center at the workhouse, including equipment and necessary utilities, \$33,000;

For the replacement of guard towers at the reformatory, \$5,600;

For construction of a road paralleling the institution's railway between the workhouse and the reformatory, \$5,000;

For remodeling the commissary building at the workhouse, \$2,500;

For remodeling, repairing, rearranging, and waterproofing steam-distribution tunnels at the workhouse to permit sectionalization of steam load, \$17,000;

For construction of a motor-vehicle storage shed at the reformatory, \$8,000;

In all, \$91,100, to be immediately available and to be disbursed and accounted for as "Construction, Penal Institutions, District of Columbia", and for that purpose shall constitute one fund and remain available until expended: *Provided*, That no part of this appropriation shall be used for or on account of any construction not herein specified.

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, \$120,730.

The disbursing officer of the District of Columbia is authorized to advance to the general superintendent of penal institutions, upon requisitions previously approved by the auditor of the District of Columbia, and upon such security as the Commissioners may require of said superintendent, sums of money not exceeding \$500 at one time, to be used only for expenses in returning escaped prisoners, con-

Fund for industrial enterprises.

Proviso.
Purchase of products, etc.

Buildings for women.

Infirmary and admission center.

Proviso.

Support of convicts.

Advances for returning escaped prisoners.

ditional 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, \$80,300.

NATIONAL TRAINING SCHOOL FOR GIRLS

National Training School for Girls: For personal services, groceries, provisions, light, fuel, clothing, shoes; 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, \$41,920, of which sum not to exceed \$23,060 may be expended for personal services: *Provided*, That on and after September 15, 1941, no part of the funds herein appropriated for the National Training School for Girls shall be used for white inmates.

Proviso.
Use of funds for
white inmates.

DISTRICT OF COLUMBIA TRAINING SCHOOL

Post, p. 836.

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, \$181,750.

For maintenance and other necessary expenses, including the maintenance of non-passenger-carrying motor vehicles, the purchase and maintenance of horses and wagons, farm machinery and implements, and not to exceed \$300 for the purchase of books, books of reference, and periodicals, \$118,500.

For repairs and improvements to buildings and grounds, \$7,500.

For replacement of station wagon with a sixteen-passenger bus, \$1,500.

For continuing construction of dormitories, \$70,000.

INDUSTRIAL HOME SCHOOL FOR COLORED CHILDREN

Post, p. 836.

Salaries: For personal services, \$40,505; temporary labor, \$500; in all, \$41,005.

For maintenance, 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, \$29,000.

For repairs and improvements to buildings and grounds, \$3,900.

For purchase of one return apron flat work ironer, ribbon feed, motor drive, \$3,130.

For purchase of one curved-needle shoe stitcher, automatic thread control and one right-hand finisher with built-in dust collector, \$858.

INDUSTRIAL HOME SCHOOL

Salaries: For personal services, \$40,290; temporary labor, \$1,000; in all, \$41,290.

For maintenance, including purchase of equipment, maintenance of non-passenger-carrying motor vehicles, \$25,000.

For repairs and improvements to buildings and grounds, \$4,000.

HOME FOR AGED AND INFIRM

Salaries: For personal services, \$87,710, including a superintendent at \$4,600 per annum, to be appointed without reference to civil-service requirements; temporary labor, \$2,000; in all, \$89,710.

For provisions, fuel, forage, harness and vehicles and repairs to same, ice, shoes, clothing, dry goods, tailoring, drugs and medical supplies, furniture and bedding, kitchen utensils, and other necessary items, and maintenance of non-passenger-carrying motor vehicles, \$90,100.

For repairs and improvements to buildings and grounds, such work to be performed by day labor or otherwise in the discretion of the Commissioners, \$7,500.

For replacement of equipment at power house, to be immediately available, \$2,030.

MUNICIPAL LODGING HOUSE

For personal services, \$3,800; maintenance, \$4,000; in all, \$7,800.

Post, p. 836.

PUBLIC ASSISTANCE

For the purpose of affording relief to residents of the District of Columbia who are unemployed or otherwise in distress because of the existing emergency, to be expended by the Board of Public Welfare of the District of Columbia by employment and direct relief, in the discretion of the Board of Commissioners and under rules and regulations to be prescribed by the Board and without regard to the provisions of any other law, payable from the revenues of the District of Columbia, \$1,025,000, and not to exceed 12 per centum of this appropriation and of Federal grants reimbursed under this appropriation shall be expended for personal services, including the employment of one general superintendent of public assistance services at \$5,600 per annum, one assistant superintendent of such services at \$4,600 per annum, and one stenographer-typist (secretary) at \$2,000 per annum, to be appointed without reference to civil-service requirements, not to exceed \$35,000 may be expended for the distribution of surplus commodities and relief milk, including not to exceed \$22,040 for personal services, which shall be in addition to such services herein authorized, and not to exceed \$49,960 for personal services, which shall be in addition to such services herein authorized, to certify persons eligible for work relief and surplus commodities: *Provided*, That not to exceed \$50,000 of this appropriation, together with \$25,000 of the unexpended balance of the appropriation for this purpose contained in the District of Columbia Appropriation Act, fiscal year 1940, may be used during the fiscal year 1942 as a revolving fund for the purchase of food stamps from the Department of Agriculture in accordance with the food-stamp plan of that Department for the distribution of surplus commodities, under regulations to be prescribed by the Board of Public Welfare and approved by the Commissioners of the District of Columbia, said revolving fund to be reimbursed from time to time from the proceeds of sale of such stamps: *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

Relief to the unemployed, etc.

Personal services.

Proceeds. Purchase of food stamps.

53 Stat. 1027.

Supervision of accounting, etc.

Antideficiency provision.

be under the supervision and control of the Auditor of the District of Columbia: *And provided further*, That no part of this appropriation shall be expended in such a manner as to require a deficiency to supplement such appropriation.

D. C. Code §§ 32-701 to 32-710.
Proviso.
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 \$13,060 for personal services in the District of Columbia, \$213,000: *Provided*, That this appropriation shall be so apportioned and distributed by the Commissioners over the fiscal year ending June 30, 1942, 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.

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), including not to exceed \$59,500 for personal services and other necessary expenses, \$620,000.

D. C. Code §§ 46-101 to 46-116.
Expenditure of designated appropriations, limitations.

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), \$50,000.

In expending appropriations contained in this Act under the caption "Public Assistance", not more than the following monthly amounts shall be paid therefrom: Emergency Relief of Residents: Single persons, not more than \$24; family of two persons, not more than \$30, and for each person in excess of such number under sixteen years of age not more than \$6; and not to exceed a total of \$60 to any one family; Home Care for Dependent Children: Family of two persons, not more than \$30, and for each person in excess of such number under sixteen years of age not more than \$6; and not to exceed a total of \$60 to any one family; Assistance Against Old Age Want: Not more than \$30 per month shall be paid therefrom to any one person; Aid for Needy Blind Persons: Not more than \$40 per month shall be paid therefrom to any one person.

SPONSOR'S CONTRIBUTIONS TO WORK PROJECTS ADMINISTRATION

For amount required by the District of Columbia as sponsor's contributions toward Work Projects Administration nonconstruction projects for free lunches for necessitous school children, sewing, household service, housekeeping aides, adult education, woodyard, recreation, vocational training, and historical records, including the purchase of food, supplies, materials, streetcar and bus fares, rent, equipment, rental of equipment, personal services, and other necessary expenses, to be expended subject to the approval of the Director of Public Welfare acting as agent of the Commissioners of the District of Columbia, \$170,000.

TEMPORARY HOME FOR FORMER SOLDIERS AND SAILORS

Post, p. 336.

For personal services, \$4,620; maintenance, \$11,750; and repairs to buildings and grounds, \$1,000; in all, \$17,370, to be expended under the direction of the Commissioners; and former Union soldiers, sailors, or marines of the Civil War, former soldiers, sailors, or marines of the Spanish War, Philippine Insurrection, or China Relief Expedition, and former soldiers, sailors, or marines of the World War or who served prior to July 2, 1921, shall be admitted to the home, all under the supervision of a board of management.

FLORENCE CRITTENTON HOME AND SAINT ANNS 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 Anns Infant Asylum and Maternity Hospital, \$8,000.

SOUTHERN RELIEF SOCIETY

For care and maintenance of needy and infirm Confederate veterans, their widows and dependents, residents in the District of Columbia, under a contract to be made with the Southern Relief Society by the Board of Public Welfare, \$10,000.

NATIONAL LIBRARY FOR THE BLIND

For aid and support of the National Library for the Blind, located at 1800 D Street Northwest, to be expended under the direction of the Commissioners of the District of Columbia, \$5,000.

COLUMBIA POLYTECHNIC INSTITUTE

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, \$2,956,500.

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, \$12,000.

In expending the foregoing sum the disbursing officer of the District of Columbia is authorized to advance to the Director of Public Welfare, upon requisitions previously approved by the auditor of the District of Columbia, and upon such security as the Commissioners may require of said Director, sums of money not exceeding \$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.

52 Stat. 625.
D. C. Code § 21-317.

Advances for de-
portation.

BURIAL OF EX-SERVICE MEN

For expenses of burying in the Arlington National Cemetery, or in the cemeteries of the District of Columbia, indigent Union ex-soldiers, ex-sailors, or ex-marines, of the United States service, either Regular or Volunteer, who have been honorably discharged or retired, and who died in the District of Columbia, to be disbursed by the Secretary of War at a cost not exceeding \$45 for such burial expenses in each case, exclusive of cost of grave, \$270.

TRANSPORTATION OF INDIGENT 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, \$20,000, of which amount not to exceed \$7,100 shall be available for personal services.

Post, p. 836.

VOCATIONAL REHABILITATION

Vocational rehabilitation of disabled residents, District of Columbia: To carry out the provisions of the Act entitled "An Act to provide for the vocational rehabilitation of disabled residents of the District of Columbia, and for other purposes", approved February 23, 1929, \$25,000.

45 Stat. 1260.
D. C. Code §§ 31-
501 to 31-507.

MILITIA

Expenditures, au-
thority of command-
ing general.

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:

Post, p. 836.

For personal services, \$18,440, including compensation to the commanding general at the rate of \$3,600 per annum; temporary labor, \$3,867; 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 encampments; 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; not exceeding \$650 for purchase (including exchange) of one passenger-carrying automobile; 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, \$10,320; in all, \$32,627.

Camp expenses.

Vehicles.

New armory, main-
tenance.

For operation and maintenance of new armory, including necessary personal services, \$20,000.

Construction of ar-
mory, continuance.

For continuing construction of an armory for the Militia of the District of Columbia, \$1,000,000.

ANACOSTIA RIVER AND FLATS

For continuing the reclamation and development of Anacostia Park, in accordance with the revised plan as set forth in Senate Document Numbered 37, Sixty-eighth Congress, first session, \$65,000, to continue available until expended.

IMPROVEMENT OF WASHINGTON CHANNEL

Payment by D. C.

Toward the payment by the District of Columbia of its proportionate part of the cost of improving the north side of Washington Channel, District of Columbia, as set forth in the Act of Congress approved August 30, 1935, entitled "An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes", \$64,000, which sum shall be transferred to the War Department and be expended under the direction of the Secretary of War and the supervision of the Chief of Engineers, and shall continue available until expended.

49 Stat. 1031.

NATIONAL CAPITAL PARKS

SALARIES, PUBLIC PARKS, DISTRICT OF COLUMBIA

Post, p. 836.

For personal services, \$360,350.

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; communication service; carfare; traveling expenses; professional, scientific, technical, and law books; periodicals and reference books, blank books and forms; photographs, dictionaries and maps; leather and rubber articles for the protection of employees and property; the 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, \$375,962: *Provided*, That not to exceed \$10,000 of the amount herein appropriated may be expended for the erection of minor auxiliary structures.

Provided.

PARK POLICE

Salaries: For pay and allowances of the United States Park Police force, in accordance with the Act approved May 27, 1924, as amended, \$175,290.

43 Stat. 175.
D. C. Code § 4-203.

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, \$13,400.

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, \$300,000.

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, \$41,230.

Incidental expenses.

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, \$239,260, no part of which sum shall be available for architect's fees or compensation.

Vehicles.

Uniforms.

Post, pp. 822, 836.

HIGHWAY FUND, GASOLINE TAX AND MOTOR VEHICLE FEES

Appropriation from special fund.

43 Stat. 106.
D. C. Code §§ 47-
1901 to 47-1916.
Post, p. 871.
50 Stat. 676.

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 \$11,000 for temporary clerk hire, \$196,240.

Parking meters.

Traffic safety education.

Provision for streetcar loading platforms.

Parking meter fees.

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 \$7,500 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 \$38,500 for the operation and maintenance of electric traffic lights, signals, and controls, \$161,270, of which not less than \$25,000 shall be expended for the purchase, installation, and modification of electric traffic-light signals and \$1,000 shall be available for directional signs: *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.

Parking spaces for
Members of Congress.

For the purchase of motor-vehicle identification number plates, \$22,000.

POLICE TRAFFIC CONTROL

For expenses necessarily involved in the police control, regulation, and administration of traffic upon the highways, \$546,971, 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.

Post, p. 780.

Ante, p. 514.

HIGHWAY DEPARTMENT

For personal services, \$257,740.

STREET IMPROVEMENTS

Post, p. 823.

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:

For paving, repaving, and surfacing, including curbing and gutters where necessary, the following:

Southwest: Nichols Avenue, South Capitol Street to Chesapeake Street, \$36,000;

Southeast: Pennsylvania Avenue, Alabama Avenue to Fort Davis Street, \$12,000;

Southeast: East Capitol Street, Central Avenue to Fifty-fifth Street, \$53,000;

Southeast: East Capitol Street, Eighteenth Street to Nineteenth Street, \$13,000;

Northeast: C Street, Nineteenth Street to Twenty-first Street, \$19,400;

Northeast: Franklin Street, Rhode Island Avenue to Twentieth Street, \$27,800;

Northeast: Tenth Street, Monroe Street to Michigan Avenue, \$13,000;

Northeast: Fourteenth Street, Rhode Island Avenue to Kearney Street, \$30,300;

Northwest: North Dakota Avenue, Blair Road to Third Street, \$34,200;

Northwest: Luzon Avenue, Fourteenth Street to Sixteenth Street, \$21,700;

Northwest: Fourteenth Street, Montague Street to Fort Stevens Drive, \$39,500;

Northwest: Arkansas Avenue, Sixteenth Street to Decatur Street, \$62,800;

Northwest: Chevy Chase Parkway, Ingomar Street to McKinley Street, \$30,600;

Southeast: Naylor Road, R Street to Twenty-fifth Street, \$4,100;

Southeast: Thirty-first Street, Alabama Avenue to W Place, \$12,200;

- Southeast: Thirty-fourth Street, Alabama Avenue to Bangor Street, \$8,800;
- Southeast: Fort Davis Street, Pennsylvania Avenue to alley north of R Street, and R Street, Fort Davis Street to Alabama Avenue, \$19,300;
- Southeast: Fifty-third Street, East Capitol Street to Central Avenue, \$12,200;
- Southeast: Twenty-seventh Street, Pennsylvania Avenue to Minnesota Avenue, \$6,800;
- Southeast: Twenty-eighth Street, Pennsylvania Avenue to Minnesota Avenue, \$11,600;
- Northeast: B Street, Nineteenth Street to Twentieth Street, and Twentieth Street, B Street to C Street, \$10,600;
- Northeast: Twenty-fifth Place, Benning Road to E Street, \$10,800;
- Northeast: Nineteenth Street, E Street to Benning Road, \$10,500;
- Northeast: Sixteenth Street, Oates Street to Levis Street, \$7,400;
- Northeast: Holbrook Street, Oates Street to Levis Street, and Levis Street, Holbrook Street to pavement west to Staples Street, \$9,500;
- Northeast: Penn Street, Montello Avenue eastward to concrete, \$6,800;
- Northeast: Holbrook Terrace, Montello Avenue eastward to concrete, \$8,800;
- Northeast: Raum Street, West Virginia Avenue to Trinidad Avenue, \$17,300;
- Northeast: Simms Place, Montello Avenue to Trinidad Avenue, \$10,700;
- Northeast: Central Avenue, Carlton Avenue to Clinton Avenue, \$3,400;
- Northeast: Shepherd Street, Bunker Hill Road to Twenty-fourth Street, \$7,400;
- Northeast: Twenty-second Street, Bunker Hill Road to Upshur Street, \$9,700;
- Northeast: Third Street, T Street to concrete south of V Street, \$8,800;
- Northeast: You Street, Third Street to Fourth Street, \$4,700;
- Northeast: Todd Place, Third Street to Fourth Street, \$3,800;
- Northeast: Kennedy Street, North Capitol Street to First Street, \$10,200;
- Northeast: Longfellow Street, New Hampshire Avenue to First Street, \$8,100;
- Northwest: Seventh Street, Oglethorpe Street to Peabody Street, \$6,800;
- Northwest: Ninth Street, Concord Avenue to Peabody Street, \$11,000;
- Northwest: Whittier Street, Third Street to Fourth Street, \$6,800;
- Northwest: Fourth Street, Whittier Street to Van Buren Street, \$6,100;
- Northwest: Eastern Avenue, Carroll Street to Laurel Street, \$7,900;
- Northwest: Upshur Street, Thirteenth Street to Arkansas Avenue, \$15,400;
- Northwest: Jocelyn Street, Nevada Avenue to approximately 200 feet west of Chevy Chase Parkway, \$4,300;
- Northwest: Jenifer Street, Nebraska Avenue to Chevy Chase Parkway, \$8,100;
- Northwest: Albemarle Street, Connecticut Avenue to Reno Road, \$24,700;
- Northwest: Van Ness Street, Massachusetts Avenue to Forty-fifth Street, \$15,400;

Northwest: Harrison Street, Wisconsin Avenue to Western Avenue, \$25,400;

Northwest: Warren Street, Forty-sixth Street to Forty-eighth Street, and Forty-eighth Street, Warren Street to Massachusetts Avenue, \$16,000;

Northwest: Sherrier Place, Dana Place to Weaver Place, and Dana Place, Conduit Road to Sherrier Place, \$20,700;

Northwest: Hobart Street, south of Irving Street, \$8,100;

Northwest: Seventeenth Street, Crescent Place to Euclid Street, \$14,000;

Northeast: Third Street, M Street to Florida Avenue, \$13,600;

Northwest: Tunlaw Road, north of Calvert Street, \$11,600;

Northwest: Thirty-ninth Street, Calvert Street to Edmunds Street, \$14,300;

For paving, repaving, and surfacing, including curbs and gutters where necessary, such streets, avenues, and roads as may be selected for this purpose by the Commissioners of the District of Columbia, \$150,000;

For widening, altering, paving, and repaving roadways, in accordance with the plans and profiles to be approved by the Commissioners of the District of Columbia, including the necessary replacement and relocation of sewers, water mains, and fire-alarm and police-patrol boxes, as follows:

Northwest: Sixth Street, D Street to M Street, \$156,000;

Northwest: Wisconsin Avenue, R Street to Thirty-seventh Street, \$72,000: *Provided*, That in the widening and repaving of Wisconsin Avenue between R Street and Thirty-seventh Street the Commissioners of the District of Columbia are authorized and directed to order such changes, relocation, and reconstruction of the tracks of the Capital Transit Company as may in their judgment be necessary and desirable: *Provided further*, That the expense of such changes, relocation, and reconstruction shall be borne by the Capital Transit Company, including the entire cost of paving the track area;

Provisos.
Streetcar tracks, re-
location, etc.

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), \$565,000, to remain available until June 30, 1943: *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: *Provided further*, That the Commissioners of the District of Columbia are authorized and directed to confer with the officials of the United States Public Roads Administration, the State of Virginia, and the city of Alexandria, Virginia, as to the desirability, practicability, and feasibility of constructing a vehicular crossing of the Potomac River between a point in the general vicinity of the city of Alexandria, Virginia, and United States Route 1 and the southern portion of the District of Columbia in the vicinity of Shepherds Landing: *Provided further*, That the Commissioners of the District

Grading, etc., under
Federal Aid Highway
Act of 1938.
Post, p. 823.

52 Stat. 633.
23 U. S. C. § 41b.

Provisos.
Professional serv-
ices.

53 Stat. 1066.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Vehicular crossing of
Potomac River, con-
ference.

Report to Congress.

of Columbia shall report to the Congress with recommendations the results of such conferences at the earliest practical date;

For grading streets, alleys, and roads, including construction of necessary culverts and retaining walls, \$75,000;

For paving the unpaved center strips of paved roadways, \$5,000;

For minor changes in roadway and sidewalks on plans to be approved by the Commissioners of the District of Columbia to facilitate vehicular and pedestrian traffic, \$5,000;

For construction of curbs and gutters, or concrete shoulders in connection with all forms of macadam roadways and adjustment of roadways thereto, together with resurfacing and replacing of base of such roadways where necessary, \$200,000;

For the surfacing and resurfacing or replacement of asphalt, granite block, or concrete pavements with the same or other approved material, \$450,000;

For the construction of and changes in drainage structures in connection with and in advance of highway and street improvements including suitable connections to the storm-water sewer system, \$250,000;

Reconstruction of roadways, etc.

For the reconstruction and changes in layout of roadways and curb lines, the construction of directional and pedestrian islands at various intersections to permit of proper traffic light control and channelization of traffic, \$100,000, including necessary expense of changes in sewer and water lines, traffic lights, fire hydrants, street lights, including all necessary expenses incident thereto;

Bridges.

For construction, maintenance, operation, and repair of bridges, \$55,000;

Grading, etc., of roads in newly developed areas.

For grading, paving, surfacing, and otherwise improving such unpaved or inadequately surfaced streets, avenues, and roads in newly developed areas as may be designated by the Commissioners of the District of Columbia and such curbing, gutters, and drainage facilities as may be necessary to insure reasonably satisfactory conditions pending permanent and final improvement, including all necessary expenses incident thereto, \$200,000;

Street, etc., repairs.

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, \$925,000, of which amount \$75,000 shall be available exclusively for snow removal purposes, and not to exceed \$30,000 thereof to be available for the procurement of snow removal equipment: *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;

Provisions. Snow removal.

Purchase of asphalt plant.

Street railway pavements.

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;

Hereafter when any Capital Transit Company street railway operation shall have been ordered abandoned by the Public Utilities Commission of the District of Columbia and the Commissioners of the District of Columbia shall have ordered the removal of abandoned tracks, the Capital Transit Company shall pay the entire cost of removing such abandoned tracks and regrading the track area, and, if the street or bridge in which the said tracks have been ordered abandoned is not being paved, the Capital Transit Company shall pay the entire cost of paving the abandoned track areas, which cost, however, shall not exceed the cost of repaving such abandoned track areas with the type, character, and thickness of the paving of the adjacent roadway left in place, and, if the roadway of the street or bridge is being paved at the time of removal of said abandoned tracks, the Capital Transit Company shall pay one-half of the actual cost of paving the abandoned track areas, irrespective of whether the paving is of the type, character, and thickness as that existing at the time of said removal. The Commissioners of the District are authorized to settle in conformity with the principles herein set forth, any claims it now has, or in the future may have, for the paving of abandoned track areas, upon such terms and conditions as to time of payment or payments as the Commissioners may determine;

For beginning construction of a grade separation structure at Fourteenth Street and Maine Avenue and Fourteenth Street and East Potomac Park Drive, including plans and specifications, and such temporary construction as may be necessary to handle traffic during the construction of the main structure, and the construction of a low-level bridge across the outlet of the Tidal Basin into the Washington Channel, all connecting driveways, ramps, approach roads, changes in existing streets, roads, park roads, walkways, and so forth, construction of and changes in water and sewer mains, fire-alarm and police-patrol boxes, street and traffic lights, in accordance with plans to be approved by the Commissioners of the District of Columbia, the National Capital Park and Planning Commission, and the Commission of Fine Arts, \$300,000: *Provided*, That upon completion and approval of such plans the Commissioners are authorized to submit the project as a Federal-aid highway project to the Public Roads Administration under the provisions of the Federal Aid Highway Act of June 8, 1938 (52 Stat. 633), and upon approval of such project by the Public Roads Administration, the Commissioners are authorized to construct such grade-separation structures and perform such necessary incidental work and pay the cost thereof from the District of Columbia appropriations for Federal-aid highway projects and the allocation of funds to the District of Columbia by the Public Roads Administration authorized by the said Federal Aid Highway Act: *Provided further*, That the necessary transfer of jurisdiction of public land is authorized and directed under the provisions of the Land Transfer Act of May 20, 1932 (47 Stat. 161): *Provided further*, That the Commissioners are authorized to employ necessary 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 civil-service requirements;

For all necessary expenses for studies, preparation of plans and specifications, surveys and estimates, and for the investigation of

20 Stat. 105.
D. C. Code § 7-604.

Abandoned street
railway tracks.
Removal at expense
of Capital Transit Co.

Cost of paving.

Settlement of claims.

Grade separation
structures, construction.

Low-level bridge,
Tidal Basin outlet.

Provisions.
Submital as Federal-aid highway project.

23 U. S. C. § 41b.

Transfer of jurisdiction.
40 U. S. C. § 122.

Professional services.

41 U. S. C. § 5.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Vehicular crossing,
Anacostia River.

foundation conditions, and the acquisition of the necessary land for approach roadways and rights-of-way, by either purchase or condemnation, for a vehicular crossing of the Anacostia River between the general vicinity of South Capitol and P Streets and the proposed Anacostia Parkway at the northern end of the Naval Air Station ground (old Bolling Field), with connections to Firth Sterling Avenue and other District thoroughfares east of the Anacostia River, including the employment of engineering or other professional services by contract or otherwise, without regard to section 3709 of the Revised Statutes, the Classification Act of 1923, as amended, or the civil-service requirements, \$100,000;

41 U. S. C. § 5.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Opening streets, etc., permanent highway system.

Proviso.

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; \$150,000, to remain available until June 30, 1943: *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;

Assessment and permit work, etc.

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, \$200,000;

Disbursement, etc.

In all, \$4,805,000, 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.

Provisos.
Assessments under existing law.

Grade-crossing elimination projects.

23 U. S. C. § 24a.
52 Stat. 633.
23 U. S. C. § 41b.

Changes in widths of sidewalks and roadways.

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.

Open competition for street improvement contracts.

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.

Period of contractors' liability for repairs for inferior work.

In addition to the provision of existing law requiring contractors to keep new pavements in repair for a period of one year from the date of the completion of the work, the Commissioners of the Dis-

tract of Columbia shall further require that where repairs are necessary during the four years following the said one-year period, due to inferior work or defective materials, such repairs shall be made at the expense of the contractor, and the bond furnished by the contractor shall be liable for such expense.

No part of the appropriations contained in this Act shall be used for the operation of a testing laboratory of the highways department for making tests of materials in connection with any activity of the District government.

For personal services, trees, and parkings, \$26,960.

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, \$125,000.

Use of funds for testing laboratory, etc.

Trees and parkings.
Post, p. 83d.

MAINTENANCE OF PARK ROADS

For the maintenance of vehicular roads, public parks, \$25,000, 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

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.

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.

Transfer of funds.

43 Stat. 106; 50 Stat. 676.
D. C. Code §§ 47-1901 to 47-1916.

Refunding erroneous collections.

43 Stat. 106; 50 Stat. 676.
D. C. Code §§ 47-1901 to 47-1916.

Proviso.
Availability of funds.

Exception.
43 Stat. 108.
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

Maintenance, etc., of aqueducts and accessories.
Post, p. 836.

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 Conduit Road, purchase, installation, and maintenance of water meters on Federal services; purchase, care, repair, and operation of vehicles, including the purchase and exchange of two passenger-carrying motor vehicles at a cost not to exceed \$650 each; purchase and repair of rubber boots and protective apparel; printing and binding; and for each and every purpose connected therewith, \$542,780.

Meters on Federal services.

Plan for adequate water supply.

For continuing the development of a plan to insure an adequate future water supply for the District of Columbia, 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, \$20,000, to continue available until June 30, 1943.

41 U. S. C. § 5.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Replacements and repairs.

For completion of replacement of the filter strainer system at Dalecarlia, for a new booster pump and electric-control equipment at McMillan Filter Plant, for replacement of filter-control equipment at McMillan, for repairs to McMillan filters, and all necessary expenses incident thereto, \$155,000, to continue available until June 30, 1943.

Covered reservoir, construction.
Post, p. 824.

For the construction of a covered reservoir of approximately 20,000,000-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 engineering and other professional services, by contract or otherwise, as may be required in connection with the preparation of plans and the construction of such reservoir and as may be approved by the Secretary of War without reference to section 3709 of the Revised Statutes, the Classification Act of 1923, as amended, or the civil-service requirements: *Provided, however,* That the waiver of section 3709 of the Revised Statutes shall not apply to the letting of contracts for construction in connection with this project, \$400,000, to continue available until expended, and the Secretary of War is hereby authorized to enter into contract or contracts for the construction of said reservoir, appurtenances, and auxiliaries at a total cost not to exceed \$490,000.

41 U. S. C. § 5.
42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Proviso.
Contracts.

Post, p. 824.

Superintendence of Secretary of War not affected.

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, \$214,580.

Operating expenses.

For the maintenance of the water-department distribution system, including pumping stations and machinery, water mains, valves, fire and public hydrants, and all buildings and accessories, and motor-

trucks, and motor vehicles such as are now owned and the replacement of motor-propelled vehicles, and the purchase of one additional motor vehicle; 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, \$354,020, of which not exceeding \$5,000 shall be available for operation of pumps at Bryant Street pumping station upon interruption of service from Dalecarlia pumping station.

For extension of the water department distribution system, laying of such service mains as may be necessary under the assessment system, \$475,000, of which amount \$100,000 shall be immediately available.

Extension of distribution system.

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, \$115,000.

For installing fire and public hydrants, \$22,500.

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, \$150,000.

The Secretary of the Treasury is authorized to sell United States securities now held for and on account of the water fund of the District of Columbia in such amounts as may be certified by the Commissioners of the District of Columbia as necessary to meet deficiencies in revenues for the fiscal year 1942 in the water fund and credit the proceeds of such sale to the said water fund of the District of Columbia.

Deficiencies in revenues.
Sale of U. S. securities.

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.

Refund of erroneous charges.

Provided.

For the construction of a twenty-four-inch water main between Good Hope Road and Twenty-fifth Street, and the vicinity of Alabama Avenue and Massachusetts Avenue Southeast, \$141,000, to be immediately available.

Water mains, construction.

For beginning construction of fifteen thousand eight hundred linear feet of thirty-six-inch water main from the vicinity of Thirteenth and Upshur Streets Northwest to the vicinity of Thirteenth and Otis Streets Northeast, \$200,000, to continue available until June 30, 1943; and the Commissioners of the District of Columbia are authorized to enter into contract or contracts for the completion of said water main at a total cost not to exceed \$490,000.

For additional pumping equipment at the Anacostia and Reno pumping stations and the enlargement of the Reno pumping station to house existing and herein authorized equipment, and for all necessary expenses incident thereto, \$55,000.

Anacostia and Reno stations, pumping equipment.

For construction of protective fencing around the several reservoirs and pumping stations, and for all necessary expenses incident thereto, and for the employment of temporary guard personnel at the Bryant Street pumping station, \$15,700, to be immediately available.

Protective fencing.

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,

Temporary services of draftsmen, etc.

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 1942: *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.

Proviso.
Limitation.
Maximum period of
employment.

D. C. Unemployment
Compensation
Act, contributions.
Post, p. 540.
D. C. Code §§ 46-
301 to 46-324.

Temporary labor,
etc.

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).

The Commissioners, or their duly designated representatives, are further authorized to employ temporarily such laborers, skilled laborers, drivers, hostlers, and mechanics as may be required exclusively in connection with sewer, water, street, and road work, and street cleaning, or the construction and repair of buildings, and bridges, furniture and equipments, and any general or special engineering or construction or repair work, and to incur all necessary engineering and other expenses, exclusive of personal services, incidental to carrying on such work and necessary for the proper execution thereof, said laborers, skilled laborers, drivers, hostlers, and mechanics to be employed to perform such work as may not be required by law to be done under contract, and to pay for such services and expenses from the appropriations under which such services are rendered and expenses incurred.

Horses, wagons, etc.

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.

Proviso.
Temporary employ-
ment.

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 used, shall be paid for at a reasonable price, not to exceed actual cost, and if the same have been used, at a reasonable price based upon length of usage. The various services of the Government of the United States are authorized to sell such surplus articles to the municipal government under the conditions specified, and the proceeds of such sales shall be covered into the Treasury as miscellaneous receipts: *Provided*, That this section shall not be construed to amend, alter, or repeal the Executive order of December 3, 1918, concerning the transfer of office materials, supplies, and equipment in the District of Columbia falling into disuse because of the cessation of war activities.

SEC. 6. No part of the funds appropriated in this Act shall be available for the payment of rental of quarters for any activity at a rate in excess of 90 per centum of the per annum rate paid by the District of Columbia for such quarters on June 30, 1933: *Provided*, That the provisions of this paragraph shall not apply to leases made prior to the passage of this Act, except when renewals thereof are made hereafter: *Provided further*, That the appropriations or portions of appropriations unexpended by reason of the operation of this paragraph shall not be used for any purpose, but shall be impounded and deposited in the Treasury to the credit of the District of Columbia.

SEC. 7. 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 and administrative promotions shall not exceed \$50,000: *Provided further*, That such reallocation increases and administrative promotions shall be subject to the approval of the Commissioners of the District of Columbia.

SEC. 8. No part of this appropriation shall be available for any expense for or incident to the issuance of congressional tags except to those persons set out in the Act of December 19, 1932 (47 Stat. 750), including the Speaker and the Vice President.

SEC. 9. 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

Miscellaneous trust-fund deposits, D. C. Expenses payable from.

33 Stat. 368.
D. C. Code § 47-311.

Proviso.
Employment of labor.

Purchase of material, supplies, etc.

Surplus articles, price basis.

Proviso.
40 U. S. C. § 311a.

Rent limitation.

Provisos.
Prior leases.

Unexpended appropriations, impoundment and deposit.

Salary increases.

Provisos

Congressional tags.

D. C. Code § 40-603.

Citizenship requirement.

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.

Persons advocating overthrow of U. S. Government.

Provisos. Affidavit.

Penalty.

Extension of time for payment of taxes.

Availability of appropriations.

Short title.

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 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. The Commissioners of the District of Columbia are authorized to extend for not to exceed sixty days the time for payment of any installment of taxes on real property, and tangible personal property, and other taxes, payable in September 1941.

SEC. 12. The appropriations and authority with respect to appropriations contained herein shall be available from and including July 1, 1941, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1941, and the date of the enactment of this Act in anticipation of such appropriations and authority are hereby ratified and confirmed if in accordance with the terms thereof.

SEC. 13. This Act may be cited as the "District of Columbia Appropriation Act, 1942".

Approved, July 1, 1941.

[CHAPTER 272]

AN ACT

To amend the District of Columbia Unemployment Compensation Act to regulate the use of administration expenses, 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 by adding the following new paragraph to section 15:

"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 14 (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 Administra-

July 1, 1941

[H. R. 5052]

[Public Law 149]

D. C. Unemployment Compensation Act, amendment.
49 Stat. 954.
D. C. Code § 46-314.

49 Stat. 626.
42 U. S. C. § 502.

53 Stat. 1379.
42 U. S. C. § 503 (a) (9).

49 Stat. 953.
D. C. Code § 46-313 (c).
49 Stat. 626.
42 U. S. C. §§ 501-503.

tion 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."

SEC. 2. This Act shall take effect as of 12:01 o'clock antemeridian July 1, 1941.

Effective date.

Approved, July 1, 1941.

[CHAPTER 273]

AN ACT

Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1941, and for prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1942, and for other purposes.

July 3, 1941
[H. R. 5166]
[Public Law 150]

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, 1941, and for prior fiscal years, to provide supplemental appropriations for the fiscal year ending June 30, 1942, and for other purposes, namely:

Second Deficiency
Appropriation Act,
1941.

TITLE I—GENERAL APPROPRIATIONS

LEGISLATIVE

SENATE

For payment to Edwina Harrison, widow of Pat Harrison, late a Senator from the State of Mississippi, \$10,000.

For the payment of twenty-one pages for the Senate Chamber, at \$4 per day each, for the period commencing July 1, 1941, and ending with the last day of the month in which the Seventy-seventh Congress adjourns sine die at the first session thereof, so much as may be necessary.

Ante, p. 449.

For miscellaneous items, exclusive of labor, fiscal year 1941, \$60,000.

The unobligated balance of the appropriation for folding speeches and pamphlets at a rate not exceeding \$1 per thousand, contingent fund of the Senate, for the fiscal year 1941, is reappropriated and made available for the fiscal year 1942.

Ante, p. 197.

The unobligated balance of the appropriation for expenses of inquiries and investigations ordered by the Senate, contingent fund of the Senate, for the fiscal year 1941, is reappropriated and made available for the fiscal year 1942.

HOUSE OF REPRESENTATIVES

For payment to the mother of M. Michael Edelstein, late a Representative from the State of New York, \$10,000, to be disbursed by the Sergeant at Arms of the House.

Doorkeeper's office: For payment of forty-seven pages, including ten pages for duty at the entrances to the Hall of the House, at \$4 per day each, for the period commencing July 1, 1941, and ending on the last day of the month in which the Seventy-seventh Congress adjourns sine die at the first session thereof, so much as may be necessary is appropriated.

Ante, p. 453.

Stationery: For an additional allowance for stationery for Representatives, Delegates, and the Resident Commissioner from Puerto

Ante, p. 455.

Rico, for the first session of the Seventy-seventh Congress, fiscal year 1942, \$87,600.

Reappropriation.
Post, p. 747.

Reported hearings: The unexpended balance of any appropriation available for obligation during the fiscal year 1940 for stenographic reports of hearings of committees other than special and select committees is hereby reappropriated and made available for the fiscal year 1941.

GOVERNMENT PRINTING OFFICE

Salaries, Office of Superintendent of Documents: For an additional amount for salaries, Office of Superintendent of Documents, fiscal year 1942, including the same objects specified under this head in the Legislative Branch Appropriation Act, 1942, \$47,000.

Ante, p. 464.

THE JUDICIARY

UNITED STATES SUPREME COURT

Salaries: For an additional amount for salaries, fiscal year 1942, including the same objects and subject to the same conditions specified under this head in the Judiciary Appropriation Act, 1942, \$5,400.

Ante, p. 298.

EXECUTIVE OFFICE OF THE PRESIDENT

EXECUTIVE MANSION AND GROUNDS

Maintenance, Executive Mansion and Grounds: Any balance of the appropriation for maintenance, Executive Mansion and Grounds, fiscal year 1941, remaining unobligated on June 30, 1941, is hereby continued available for the same purposes until December 31, 1942.

Ante, p. 93.

BUREAU OF THE BUDGET

Salaries and expenses: For an additional amount for salaries and expenses, Bureau of the Budget, fiscal year 1942, including the objects specified under this head in the Independent Offices Appropriation Act, 1942, \$70,000.

Ante, p. 93.

Printing and binding: For an additional amount for printing and binding, Bureau of the Budget, for the fiscal years that follow:

For 1941, \$4,000;

For 1942, \$8,000.

Ante, p. 93.

OFFICE OF GOVERNMENT REPORTS

Salaries and expenses: For all necessary expenses to enable the Office of Government Reports to perform the functions prescribed by the Act entitled "An Act authorizing expenditures for the Office of Government Reports in the Executive Office of the President", approved June 9, 1941 (Public Law 107, Seventy-seventh Congress), including personal services in the District of Columbia and elsewhere; contract stenographic reporting service; law-books, books of reference, directories, periodicals; newspapers and press clippings; and purchase (not to exceed \$750), operation and maintenance of passenger-carrying automobiles, fiscal year 1942, \$1,075,000: *Provided*, That no part of this appropriation shall be used for the payment of compensation to any State director hereafter appointed unless such person is appointed by the President, by and with the advice and consent of the Senate.

Ante, p. 247.

Proviso.
Compensation of
State director, restric-
tion.

For printing and binding, fiscal year 1942, \$18,730.

The appropriations herein made for the Office of Government Reports shall constitute the total amount to be available for obliga-

Total amount avail-
able.
Post, p. 855.

tion by such agency during the fiscal year 1942 and shall not be supplemented by funds from any source.

OFFICE FOR EMERGENCY MANAGEMENT

For all expenses necessary, in the discretion of the President, to enable the Office for Emergency Management, established in the Executive Office of the President by administrative orders of the President, dated May 25, 1940, and January 7, 1941 (Federal Register, June 4, 1940, and January 9, 1941), and subordinate or related bodies in the work of national defense, to carry out (1) the functions and activities during the fiscal year 1942 for the performance of which they received allocations of funds from the appropriations "Emergency Fund for the President" contained in the Military Appropriation Act, 1941, and the Act making appropriations for the Navy Department for the fiscal year 1941; (2) the functions and activities provided for under the heading "Council of National Defense" in the First Supplemental Appropriation Act, 1941; and (3) such other functions and activities as may be prescribed by the President in connection with the work of national defense; which expenses may include all the objects for which and methods by which said emergency funds and funds available to said Council of National Defense were and are available and expendable; actual transportation expenses and not to exceed \$25 per diem in lieu of subsistence and other expenses, of members of the National Defense Mediation Board serving while away from their homes without other compensation from the United States; not to exceed \$100,000 for temporary employment of persons by contract or otherwise without regard to the civil-service laws or the Classification Act of 1923, as amended; entertainment of officials and others of other American republics; fiscal year 1942, \$36,500,000: *Provided*, That, subject to the approval of the President, compensation may be paid to the head of one office, created within the Office for Emergency Management by the President, at a rate per annum exceeding \$9,000 but not exceeding \$12,000: *Provided further*, That, of the moneys from this appropriation made available to the Coordinator of Commercial and Cultural Relations Between the American Republics, not to exceed \$1,600,000 shall be available for the purpose of furthering national defense and strengthening the bonds between the United States and the other American republics by (1) grants to governmental and private nonprofit institutions and facilities in the United States and the other American republics, (2) the free distribution of publications, and (3) such other gratuitous assistance as he deems desirable, in the fields of arts and sciences, education and travel, the radio, the press, and the cinema: *Provided further*, That not to exceed \$50,000 of the amount herein appropriated shall be available, in the discretion of the President, for the employment of experts, special advisers, and other persons who are not citizens of the United States: *Provided further*, That said appropriation shall be available for reimbursement of the Federal Reserve Bank System for the performance of such of the above services as may be required: *Provided further*, That said appropriation shall be available for allocation or transfer 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: *Provided further*, That in addition to the amounts so allocated from this appropriation to said Coordinator of Commercial and Cultural Relations, he is authorized to enter into contracts in an amount not to exceed \$3,000,000 during the fiscal year 1942 for carrying out the purposes of said allocations.

Post, pp. 747, 818, 830.

Administrative expenses.

5 F. R. 2109; 6 F. R. 192.

54 Stat. 377, 297.

54 Stat. 599.

National Defense Mediation Board, expenses.
7 F. R. 238.

Temporary employees.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.

Provisos.
Compensation of head of one office.

Cooperation, etc., with American republics.
Post, p. 818.

Employment of alien experts, advisers, etc.

Federal Reserve Bank System, reimbursement.
Allocation, etc., of funds.

Coordinator of Commercial and Cultural Relations.
Contract authorization.

REFUGEE RELIEF

64 Stat. 627.

The unexpended balance of the appropriation of \$50,000,000 for relief of refugees rendered destitute by hostilities or invasion contained in section 40 of the Emergency Relief Appropriation Act, fiscal year 1941, is hereby continued available until June 30, 1942.

INDEPENDENT EXECUTIVE AGENCIES

AMERICAN BATTLE MONUMENTS COMMISSION

Availability of 1942 appropriation for fiscal year 1941.
Ante, p. 95.

Transfer of household effects.
54 Stat. 1105.
5 U. S. C. § 730-1.

Travel of dependents.

Proviso.
Reappropriation.
54 Stat. 113.

The appropriation for the American Battle Monuments Commission contained in the Independent Offices Appropriation Act, 1942, is hereby made available for the fiscal year ending June 30, 1941, and the clause contained in said appropriation reading "Transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), and regulations promulgated thereunder, and expenses of travel of dependents of employees when transferred from one official station to another by order of the Commission;" is hereby amended to read as follows: "Transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839), 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 transfer of employees by the Commission between foreign countries and the United States, including transfers incident thereto, shall be regarded as a transfer from one official station to another for permanent duty for the purposes of the above provision respecting travel of dependents and for the purposes of said Act of October 10, 1940, and regulations promulgated thereunder and for no other purposes whatsoever: *Provided*, That the appropriation for said Commission for the fiscal year 1941 contained in the Independent Offices Appropriation Act, 1941, is hereby made available for said purposes for the fiscal years 1941 and 1942."

BITUMINOUS COAL CONSUMERS' COUNSEL

15 U. S. C. §§ 828-851.
Ante, p. 134.

Salaries and expenses: For all necessary expenses in performing the duties devolving upon the Office of the Bituminous Coal Consumers' Counsel by the Bituminous Coal Act of 1937 (50 Stat. 72), as amended by the Act of April 11, 1941 (Public Law 34), including witness fees and mileage for witnesses appearing in behalf of the Office before the Bituminous Coal Division and including witnesses before the Interstate Commerce Commission, personal services and rent in the District of Columbia and elsewhere, traveling expenses, including not to exceed \$3,000 for expenses of attendance at meetings at which matters of importance to the work of the Office are to be discussed, printing and binding, contract stenographic reporting services, stationery and office supplies and equipment, and not to exceed \$1,000 for newspapers, books, and periodicals, fiscal year 1942, \$205,000.

CIVIL SERVICE COMMISSION

Ante, p. 96.

Ante, p. 96.

Salaries and expenses: For an additional amount for salaries and expenses, Civil Service Commission, fiscal year 1942, including the objects specified in the appropriation for this purpose in the Independent Offices Appropriation Act, 1942, and including expenses of examinations held in Washington, \$300,000.

Prevention of pernicious political activities: Not to exceed \$25,000 of the unexpended balance of the appropriation "Prevention of pernicious political activities", fiscal year 1941, is hereby reappropriated for the fiscal year 1942 for the same purpose.

Printing and binding: For an additional amount for printing and binding, fiscal year 1942, \$3,900.

Ante, p. 97.

National-defense activities: For an additional amount for national-defense activities, fiscal year 1942, including the objects specified under this head in the Independent Offices Appropriation Act, 1942, \$2,000,000.

Ante, p. 97.

FEDERAL COMMUNICATIONS COMMISSION

National-defense activities: For an additional amount for national-defense activities, fiscal year 1942, to enable the Federal Communications Commission to continue to perform the functions or activities for the performance of which, during the fiscal year 1941, the Commission 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 expended during the fiscal year 1941, \$600,000.

Ante, p. 98; *post*, p. 683.

54 Stat. 377.

FEDERAL LOAN AGENCY

ELECTRIC HOME AND FARM AUTHORITY

Salaries and administrative expenses: Not to exceed \$400,000 of the funds of the Electric Home and Farm Authority, established as an agency of the Government by Executive Order Numbered 7139 of August 12, 1935, and continued as such agency until January 22, 1947, by the Act of June 10, 1941 (Public Law 108, Seventy-seventh Congress), shall be available during the fiscal year 1942 for all necessary administrative expenses of the Authority, including personal services in the District of Columbia and elsewhere; travel expenses, in accordance with the Standardized Government Travel Regulations and the Act of June 3, 1926, as amended (5 U. S. C. 821-833); not exceeding \$3,000 for transfer of household goods and effects as provided by the Act of October 10, 1940 (Public, Numbered 839) and regulations promulgated thereunder; printing and binding; lawbooks and books of reference; not to exceed \$200 for periodicals, newspapers, and maps; procurement of supplies, equipment, and services; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; and rent in the District of Columbia and elsewhere: *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, care, repair, and disposition of any security or collateral now held or acquired on or before June 30, 1942, by the Authority shall be considered as nonadministrative expenses for the purposes hereof.

Ante, p. 98.

Post, p. 683.

Ante, p. 248.

Travel expenses.

44 Stat. 688.

54 Stat. 1105.
5 U. S. C. § 73c-1.

Proviso.
Nonadministrative
expenses.

FEDERAL SECURITY AGENCY

PUBLIC HEALTH SERVICE

Emergency health and sanitation activities (national defense), Public Health Service: For an additional amount for emergency health and sanitation activities (national defense), fiscal year 1942, including the same objects specified under this head in the Federal Security Agency Appropriation Act, 1942, \$1,940,000.

Not to exceed \$31,580 of the amount appropriated for "Emergency health and sanitation activities (national defense), Public Health Service, 1942" in the Federal Security Agency Appropriation Act, 1942, may be transferred to the appropriation "Commissioned officers, pay, and so forth, Public Health Service," and the limitation on the number of regular active commissioned officers is hereby increased by ten.

Ante, p. 483.

Transfer of funds.

Ante, p. 483.

Ante, p. 481.
Number of officers
increased.

Ante, p. 104.

FEDERAL WORKS AGENCY

COMMUNITY FACILITIES

Post, p. 855.

Defense public works (community facilities): To enable the Federal Works Administrator to carry out the functions vested in him by, and in accordance with the provisions of, title II of the Act of October 14, 1940, entitled "An Act to expedite the provision of housing in connection with national defense, and for other purposes", as amended, and for administrative expenses in connection therewith including the purchase of motor-propelled passenger-carrying vehicles; expenses, when authorized by the Administrator, of attendance at meetings or conventions relating to the work of said title II; printing and binding; the employment of persons at the seat of Government and elsewhere; to remain available until expended, \$150,000,000: *Provided*, That the amount that may be expended for administrative expenses shall not exceed \$6,750,000.

54 Stat. 1125; *ante*,
p. 361.
42 U. S. C., ch. 9
note.
Attendance at meet-
ings.

Proviso.

PUBLIC BUILDINGS ADMINISTRATION

Salaries and expenses, public buildings and grounds in the District of Columbia: For an additional amount for salaries and expenses, public buildings and grounds in the District of Columbia, fiscal year 1942, including the objects specified under this head in the Independent Offices Appropriation Act, 1942, \$2,750,000.

Ante, p. 106.

Arlington Experi-
mental Farm, Va.

The appropriation to the Public Buildings Administration of the Federal Works Agency for construction of temporary office buildings, contained in title III of the Fifth Supplemental National Defense Appropriation Act, 1941, is hereby amended by inserting the words "or on the Arlington Experimental Farm in Virginia" after the words "on Government-owned land in the District of Columbia".

Ante, p. 129.

INTERSTATE COMMERCE COMMISSION

General administrative expenses: For an additional amount, fiscal year 1942, for eleven commissioners, secretary, and for all other authorized expenditures necessary in the execution of laws to regulate commerce, including the purchase of newspapers and the objects specified under this head in the Independent Offices Appropriation Act, 1942, \$150,000 and the limitation of \$2,338,040 upon the amount which may be expended for personal services in the District of Columbia is hereby increased to \$2,460,760.

Ante, p. 112.*Ante*, p. 114.

Printing and binding: For an additional amount for printing and binding, fiscal year 1942, \$4,000.

Emergency activi-
ties.

Salaries and expenses, emergency: For all necessary 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, fiscal year 1942, \$110,000.

NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

Salaries and expenses: For an additional amount for scientific research, technical investigations, and special reports in the field of aeronautics, fiscal year 1942, \$465,000, including the objects and subject to the limitations specified in the appropriation for these purposes in the Independent Offices Appropriation Act, 1942, except that the limitation of \$195,380 upon the amount which may be expended for personal services in the District of Columbia is hereby increased to \$214,080.

Ante, p. 114.
Personal services,
D. C.
Post, p. 748.

Construction and equipment, Langley Field, Virginia: For an additional amount for continuing the construction and equipment of additional laboratory buildings and research facilities on the United States military reservation at Langley Field, Virginia, \$875,000, to be available until expended.

Laboratories, etc.
Ante, p. 114; *post*, p. 748.

Airplane engine research laboratory: The limitation of \$8,400,000 upon the total cost of construction and equipment of the airplane engine research laboratory specified under this heading in the First Supplemental National Defense Appropriation Act, 1941, is hereby increased to \$13,300,000.

Limitation of cost increased.

54 Stat. 599.

SELECTIVE SERVICE SYSTEM

That part of the appropriation under the caption "Selective Service System", contained in the Independent Offices Appropriation Act, 1942, which reads as follows: "payment of actual transportation expenses (not exceeding a total of \$100,000) 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 Director of Selective Service;" is hereby amended to read as follows: "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 Director of Selective Service (not exceeding a total of \$100,000);".

Transportation expenses.
Ante, p. 116.

SMITHSONIAN INSTITUTION

The limitation established by the Independent Offices Appropriation Act, 1942, upon the amount which may be expended for personal services in the District of Columbia is hereby increased by the sum of \$19,100.

Personal services,
D. C.
Ante, p. 118.

UNITED STATES COMMISSION FOR THE CELEBRATION OF THE TWO HUNDREDTH ANNIVERSARY OF THE BIRTH OF THOMAS JEFFERSON

The unexpended balance of the appropriation of \$5,000 for the expenses of the United States Commission for the Celebration of the Two Hundredth Anniversary of the Birth of Thomas Jefferson, contained in the First Supplemental Civil Functions Appropriation Act, 1941, is hereby continued available for the same purposes until June 30, 1942.

54 Stat. 1037.

UNITED STATES CONSTITUTION SESQUICENTENNIAL COMMISSION

The unexpended balance of the appropriation for the Commission, contained in the Third Deficiency Appropriation Act, fiscal year 1939, approved August 9, 1939, as amended by the Urgent Deficiency Appropriation Act, 1940, approved February 12, 1940, and any balance now contained or hereafter deposited in the special fund entitled "Proceeds, Sale of Books, and so forth, United States Constitution Sesquicentennial Commission", authorized by Public Resolution Numbered 92, approved May 13, 1938, are hereby made available until December 31, 1941, for the purposes and uses for which they were appropriated, for the payment of obligations heretofore and hereafter incurred by the Commission, including personal services, for all other necessary incidental expenses, and for the printing and binding of additional copies of the publication "Formation of the Union Under the Constitution": *Provided*, That such additional copies shall be apportioned pro rata to the Senators, Representatives, Delegates, and the Resident Commissioner from Puerto Rico, of the Seventy-seventh Congress, and delivered to the folding rooms of the Senate and House of Representatives.

Funds made available.

53 Stat. 1307; 54 Stat. 36.

52 Stat. 349.

"Formation of the Union Under the Constitution."
Provis.

DISTRICT OF COLUMBIA

GENERAL EXPENSES

Department of Inspections: The limitation of \$150 upon the salary of each of two members of the board of examiners, steam engineers, contained in the District of Columbia Appropriation Act, 1941, is hereby increased to \$300.

54 Stat. 307.

CORONER'S OFFICE

For an additional amount for expenses, coroner's office, including the objects specified in the appropriation for this purpose in the District of Columbia Appropriation Acts for the following fiscal years:

For 1940, \$64.19;

For 1941, \$750.

CONTINGENT AND MISCELLANEOUS EXPENSES

Judicial expenses: For an additional amount for judicial expenses, fiscal year 1941, including the objects and under the conditions specified in the appropriation for this purpose in the District of Columbia Appropriation Act, 1941, \$4,500.

54 Stat. 311.

Printing and binding: For an additional amount for printing and binding, fiscal year 1941, including the condition specified in the appropriation for this purpose in the District of Columbia Appropriation Act, 1941, \$5,000, to continue available until June 30, 1942.

54 Stat. 311.

Refund of erroneous collections: For an additional amount for refund of erroneous collections, fiscal year 1941, including the objects and under the condition specified in the appropriation for this purpose in the District of Columbia Appropriation Act, 1941, \$25,000.

54 Stat. 313.

PUBLIC SCHOOLS

Clerks and other employees: For an additional amount for personal services of clerks and other employees, fiscal year 1941, \$386.

Miscellaneous: For an additional amount for fuel, gas, and electric light and power, fiscal year 1941, \$6,400.

HEALTH DEPARTMENT

Medical charities: For an additional amount for care and treatment of indigent patients under contracts made by the health officer of the District of Columbia and approved by the Commissioners with the following institutions, respectively:

Children's Hospital, fiscal year 1940, \$6,723.20.

Central Dispensary and Emergency Hospital, fiscal year 1940, \$4,672.50.

COURTS

Juvenile court: For an additional amount for compensation of jurors, for the following fiscal years:

Fiscal year 1940, \$16;

Fiscal year 1941, \$400.

Expenses: For an additional amount for expenses, juvenile court, fiscal year 1941, including the objects specified in the appropriation for this purpose in the District of Columbia Appropriation Act, 1941, \$400.

54 Stat. 324.

Municipal court: For an additional amount for compensation of jurors, fiscal year 1941, under the condition specified in the appropriation for this purpose in the District of Columbia Appropriation Act, 1941, \$1,172.

54 Stat. 325.

Contingent expenses: For an additional amount for contingent expenses, municipal court, fiscal year 1941, including the objects specified in the appropriation for this purpose in the District of Columbia Appropriation Act, 1941, \$780.

54 Stat. 325.

PUBLIC WELFARE

Workhouse and Reformatory, support of convicts: For an additional amount for support of convicts, fiscal year 1940, including the objects specified in the appropriation for this purpose in the District of Columbia Appropriation Act, 1940, \$34,947.03.

53 Stat. 1026.

JUDGMENTS

For the payment of final judgments, including costs, rendered against the District of Columbia, as set forth in House Documents Numbered 219 and 244, Seventy-seventh Congress, \$59,282.40, 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.

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 30, 1874 (31 U. S. C. 713), being for the service of the fiscal year 1938 and prior fiscal years:

18 Stat. 110.

Support of convicts, District of Columbia, 1938, \$170.14;
 Coroner's office, District of Columbia, 1938, maintenance, \$1.50;
 Refund of assessments, District of Columbia, 1936-1937, \$274.29;
 Coroner's office, District of Columbia, 1935, maintenance, \$1.50;
 Refund of assessments, District of Columbia, 1934-1935, \$54.15;
 War Veterans' Service Office, District of Columbia, 1934, \$43.63;
 Street cleaning, District of Columbia, 1925, cleaning streets, \$6.08;
 Sewers, District of Columbia, 1930, assessment and permit work, \$80.41;
 Sewers, District of Columbia, 1928, suburban, \$36.17;
 Gallinger Municipal Hospital, District of Columbia, 1938, services, \$28;
 In all, audited claims, \$695.87.

HIGHWAY FUND, GASOLINE TAX, AND MOTOR-VEHICLE FEES (PAYABLE FROM THE HIGHWAY FUND, GASOLINE TAX AND MOTOR-VEHICLE FEES)

Department of Vehicles and Traffic: The limitation of \$32,000 applicable to the operation and maintenance of electric traffic lights, signals and controls, contained in the District of Columbia Appropriation Act, 1940, is hereby increased to \$32,242.14.

Electric traffic lights.

53 Stat. 1033.

Judgments: For the payment of final judgments, including costs, rendered against the District of Columbia, as set forth in House Document Numbered 219, Seventy-seventh Congress, \$15,660, 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.

Settlement of claims and suits: For the payment of the claim of Susie Carter, 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

Susie Carter, claim.

D. C. Code §§ 1-902
to 1-906.

suits against the District of Columbia", approved February 11, 1929, as amended by the Act approved June 5, 1930 (45 Stat. 1160; 46 Stat. 500), \$600.

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

OFFICE OF THE SECRETARY

Microfilm, etc., re-
productions.
Ante, p. 408.

The Secretary of Agriculture is authorized, during the fiscal year 1942, to make microfilm or other photographic reproductions of books and other library materials in the Department of Agriculture and sell such 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 the appropriation charged with the cost of making such reproductions.

FOREST SERVICE

Ante, p. 42L.

Forest-fire control (emergency): For all necessary expenses to enable the Secretary of Agriculture, independently or in cooperation with the various States or other appropriate agencies or individuals, to intensify and augment forest-fire prevention and suppression measures in critical areas on Federal, State, county, municipal, or private lands, including the purchase, exchange, operation, and maintenance of passenger-carrying vehicles, and not to exceed \$12,000 for personal services in the District of Columbia, fiscal year 1942, \$1,100,000: *Provided*, That there shall not be expended from this appropriation on non-Federal lands in any State any amount in excess of the amount made available by the State, or private agencies, or individuals for the purposes of this appropriation: *Provided further*, That nothing in section 3 of the "Act making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1942, and for other purposes" shall be construed to require an affidavit from any person employed for less than sixty days by the Department 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 said section 3.

Personal services.

Provisos.
Use on non-Federal
lands.

Waiver of affidavit
of emergency em-
ployees.
Ante, p. 445.

AGRICULTURAL MARKETING SERVICE

49 Stat. 731.

Ante, p. 431.

Tobacco Inspection and Tobacco Stocks and Standards Acts: For an additional amount, fiscal year 1942, to enable the Secretary of Agriculture to carry into effect the provisions of "The Tobacco Inspection Act" (7 U. S. C. 511-511q), including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, \$131,000, of which not to exceed \$1,500 may be expended for the purchase of passenger-carrying vehicles.

COMMODITY CREDIT CORPORATION

Salaries and administrative expenses: For an additional amount for salaries and administrative expenses, Commodity Credit Corporation,

fiscal year 1942, \$2,000,000 of the funds of said Corporation, to be available for the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942.

Ante, p. 437.

LOANS, GRANTS, AND RURAL REHABILITATION

No part of the appropriations contained in the Department of Agriculture Appropriation Act, 1942, 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.

Personal services,
restriction.
Ante, p. 440.

RURAL ELECTRIFICATION ADMINISTRATION

Salaries and expenses: For an additional amount for salaries and expenses, Rural Electrification Administration, fiscal year 1942, including the objects specified under this heading in the Agricultural Appropriation Act for the fiscal year 1942, \$300,000.

Ante, p. 441.

DEPARTMENT OF COMMERCE

BUREAU OF THE CENSUS

Expenses of the Sixteenth Census: For an additional amount for continuing the work of taking, compiling, and publishing the Sixteenth Census of the United States, and for carrying on other authorized census work, including the objects specified under this head in the "Department of Commerce Appropriation Act, 1942", fiscal year 1942, \$393,000.

Ante, p. 278.

BUREAU OF MARINE INSPECTION AND NAVIGATION

Salaries and expenses: The limitation prescribed in the "Department of Commerce Appropriation Act, 1941", under the heading "Bureau of Marine Inspection and Navigation, salaries and general expenses", for payment only of extra compensation for local inspectors of steam vessels and their assistants, United States Shipping Commissioners and their deputies and assistants, and customs officers and employees for which the United States receives reimbursement in accordance with the Act of May 11, 1938, as amended (46 U. S. C. 382b), fiscal year 1941, is hereby increased from \$50,000 to \$70,000.

Local inspectors,
etc., overtime pay.
54 Stat. 195.

52 Stat. 345.
Post, p. 825.

COAST AND GEODETIC SURVEY

Pay of officers and men on vessels: For an additional amount for all necessary employees to man and equip vessels, and so forth, fiscal year 1942, including the objects specified under this head in the Department of Commerce Appropriation Act, 1942, \$116,000.

Ante, p. 283.

Construction of vessels: For an additional amount for acquisition by purchase or construction and for equipping two wire drag launches and one surveying launch for the Coast and Geodetic Survey, including travel and other expenses incident thereto and necessary therefor, fiscal year 1942, \$245,000.

Ante, p. 284.

CIVIL AERONAUTICS AUTHORITY

The limitation of \$3,000 upon the amount which may be expended from appropriations under the Civil Aeronautics Authority for expenses of attendance at meetings of associations and other properly constituted bodies concerned with aeronautics, contained in the Independent Offices Appropriation Act, 1941, is hereby increased to \$4,100.

Attendance at meet-
ings.

54 Stat. 114.

DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

Ante, p. 303.

Salaries: For an additional amount for personal services in the District of Columbia, fiscal year 1942, \$35,000.

GENERAL LAND OFFICE

Salaries and commissions of registers of land offices: For additional amounts for salaries and commissions of registers of district land offices for the following fiscal years:

For 1938, \$30.60;

For 1939, \$36.49.

Ante, p. 311.

BUREAU OF INDIAN AFFAIRS

Protection of project works: For all expenses necessary, fiscal year 1942, 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, \$45,000.

Ante, p. 130.

Natives in Alaska: For an additional amount for natives in Alaska, fiscal year 1941, including the objects specified under this head in the Interior Department Appropriation Act, 1941, to remain available until June 30, 1943, \$60,000.

54 Stat. 425.

Medical relief in Alaska: For an additional amount for medical relief in Alaska, fiscal year 1941, including the objects specified under this head in the Interior Department Appropriation Act, 1941, to remain available until June 30, 1943, \$20,000.

54 Stat. 427.

Reindeer service: For an additional amount for reindeer service in Alaska, fiscal year 1941, including the objects specified under this head in the Interior Department Appropriation Act, 1941, to remain available until June 30, 1943, \$3,000.

54 Stat. 427.

Menominee Indians, Wis.

Compensation and expenses of attorney or attorneys for the Menominee Indians, Wisconsin (tribal funds): For compensation and expenses of an attorney or firm of attorneys employed by the Menominee Indians under a contract approved by the Secretary of the Interior in accordance with existing law, fiscal year 1942, \$5,200, payable from funds on deposit to the credit of said Indians.

Klamath Reservation, Oreg.
Ante, p. 326.

Compensation and expenses of an attorney or attorneys for the Indians of the Klamath Reservation, Oregon (tribal funds): For compensation and expenses of an attorney or attorneys employed by the Indians of the Klamath Reservation, Oregon, under a contract or contracts approved by the Secretary of the Interior, \$12,000, or so much thereof as may be necessary, payable from funds on deposit to the credit of said Indians: *Provided*, That the amount herein appropriated shall be available for compensation earned and expenses incurred during the period covered by the said contract or contracts.

Proviso.

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 of the Interior on May 9, 1941, fiscal year 1942, \$7,000, or so much thereof as may be necessary, payable from funds on deposit to the credit of such tribes.

Quinalt Reservation, Wash.

Compensation of attorneys, Quinalt Reservation, Washington: For payment to the attorneys of record for certain Quinalt Indians, in accordance with the provisions of the Act of March 9, 1940 (54 Stat. 48), fiscal year 1941, \$3,646.48.

BUREAU OF RECLAMATION

Protection of project works: For an additional amount, fiscal year 1942, for protection of project works, to be used for the employment of civilian guards, and other necessary expenses, independently or in cooperation with other agencies, as specified under this head in the Interior Department Appropriation Act, 1942, \$410,000.

Ante, p. 339.

BUREAU OF MINES

Coal-mine inspections and investigations: For all expenses necessary to enable the Bureau of Mines to perform the duties imposed upon it by the Act of May 7, 1941 (Public Law 49); including supplies and equipment; traveling expenses; not to exceed \$62,500 for personal services in the District of Columbia; not to exceed \$25,000 for printing and binding; purchase in the District of Columbia and elsewhere of furniture and equipment, stationery and supplies, typewriting, adding, computing and addressing machines, and other labor-saving devices, accessories and repairs, including exchange and maintenance thereof; professional and scientific books and publications; purchase, not to exceed \$78,000 (including exchange as part payment), operation, maintenance and repair of motor-propelled trucks and passenger-carrying vehicles for official use in field work 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 in their work; travel and subsistence, and other incidental expenses of employees in attendance at meetings and conferences held for promoting safety and health in the coal-mining industry, fiscal year 1942, \$729,000: *Provided*, That the Secretary of the Interior, 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.

Ante, p. 177.

Vehicles

Special wearing apparel.

Proviso.
Acceptance of contributions.

Helium plants and investigations: Section 3709 of the Revised Statutes shall not be construed to apply to expenditures from the appropriations for the Bureau of Mines for helium plants and investigations in the First Deficiency Appropriation Act, 1941, approved April 1, 1941; for helium plants and investigations and helium production and investigations in the Interior Department Appropriation Act, 1942; and 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), authorizing the conservation, production, and exploitation of helium gas.

41 U. S. C. § 5.

Ante, p. 68.*Ante*, p. 344.

50 Stat. 887

NATIONAL PARK SERVICE

National historical parks and monuments: For an additional amount for administration, protection, maintenance, and improvement, including not to exceed \$1,050 for the purchase, maintenance, operation, and repair of motor-driven passenger-carrying vehicles, fiscal year 1942, \$18,000: *Provided*, That the Mount Rushmore National Memorial Commission shall cease to exist or function on June 30, 1942.

Ante, p. 349.*Proviso*.
Mount Rushmore
National Memorial
Commission.

FISH AND WILDLIFE SERVICE

Inquiry respecting food fishes: For an additional amount for inquiry into the cause of the decrease of food fishes in the waters of the United States, fiscal year 1942, including the objects specified under this head in the Interior Department Appropriation Act, 1942,

Ante, p. 354.

\$2,500, and of this sum and the unexpended balance of the appropriation of \$7,500 contained under this head in the Second Deficiency Appropriation Act, 1940, which balance is hereby reappropriated, not to exceed \$5,600 shall be available for the necessary expenses of the American members of the International Board of Inquiry for the Great Lakes Fisheries, including not to exceed \$2,100 for personal services and \$2,000 for printing the report of such Board.

54 Stat. 643.
International Board
of Inquiry, Great
Lakes Fisheries.

Alaska fur-seal in-
vestigation.

Alaska fur-seal investigation: For all necessary expenses for the investigation of the migration routes, food and other life habits of the Alaska fur-seal herd, including the taking anywhere in the waters of the North Pacific Ocean covered by the convention for the preservation and protection of the fur seals, signed at Washington on July 7, 1911, of such seals as may be needed for scientific study in connection with said investigation, and including the purchase of a vessel and other necessary equipment without regard to section 3709 of the Revised Statutes, and hire of personnel without regard to the civil-service and classification laws, fiscal year 1942, \$290,000.

37 Stat. 1642.

41 U. S. C. § 5.

GOVERNMENT IN THE TERRITORIES

Care and custody of insane, Alaska: For an additional amount for the care and custody of persons legally adjudged insane in Alaska, fiscal year 1941, including the same objects specified under this head in the Interior Department Appropriation Act, 1941, \$2,750.

54 Stat. 457.
Reappropriation.

Puerto Rico Reconstruction Administration: The balances which remain unobligated on June 30, 1941, out of the appropriations made to the Puerto Rico Reconstruction Administration, Department of the Interior, in section 3 of the Emergency Relief Appropriation Act, fiscal year 1941, are hereby continued available until June 30, 1942, for completing the purposes and objects provided in such section.

54 Stat. 615.

Ante, p. 359.

Government of the Virgin Islands, survey of public-works needs: For all necessary expenses, including personal services in the District of Columbia, and the employment by contract, without regard to section 3709 of the Revised Statutes, of an engineer or firm of engineers if necessary, to enable the Secretary of the Interior to make a comprehensive and complete survey of the need for the replacement of hospitals, schools, and other institutional buildings, and the need for the construction, rehabilitation, or improvement of sewer, water, power, and other utility services, and other public works necessary for the welfare of the Virgin Islands of the United States, fiscal year 1942, \$5,000: *Provided*, That a report shall be transmitted to the Congress covering the results of such survey, together with estimates of costs of all projects, not later than June 30, 1942.

41 U. S. C. § 5.

Proviso.
Report to Congress.

DEPARTMENT OF JUSTICE

OFFICE OF THE ATTORNEY GENERAL

Contingent expenses: For an additional amount for contingent expenses, Department of Justice, fiscal year 1938, including the objects specified under this head in the Department of Justice Appropriation Act, 1938, \$289.31.

50 Stat. 273.

Printing and binding: For an additional amount for printing and binding for the Department of Justice and the courts of the United States, fiscal year 1938, \$451.03.

For an additional amount for printing and binding for the Department of Justice, for the fiscal years that follow:

For 1940, \$3,000;
For 1941, \$50,000.

FEDERAL BUREAU OF INVESTIGATION

Salaries and expenses, detection and prosecution of crimes (emergency): For an additional amount for salaries and expenses in the District of Columbia and elsewhere, during the national emergency, in the detection and prosecution of crimes against the United States, fiscal year 1942, including the objects and for the purposes specified under this head in the Department of Justice Appropriation Act, 1942, \$5,600,000, of which amount there may be expended not to exceed \$187,500 for the purchase and exchange of motor-propelled passenger-carrying vehicles, and not to exceed \$100,000 for the acquisition or construction of buildings and facilities, including repairs and alterations, at the Federal Bureau of Investigation training center, Quantico, Virginia, to be expended under the direction of the Attorney General by contract or purchase of materials and hire of labor and services as the Attorney General may direct.

Anti, p. 291.Vehicles.
Training center,
Quantico, Va.

Claims for damages: For the payment of claims for damages to any person or damages to or loss of privately owned property caused by employees of the Federal Bureau of Investigation, acting within the scope of their employment, considered, adjusted, and determined by the Attorney General, under the provisions of the Act entitled "An Act to provide for the adjustment and settlement of certain claims arising out of the activities of the Federal Bureau of Investigation", approved March 20, 1936 (5 U. S. C. 300b), as fully set forth in House Document Numbered 270, Seventy-seventh Congress, \$133.95.

49 Stat. 1184.

MISCELLANEOUS

Miscellaneous salaries and expenses, field: For an additional amount for miscellaneous salaries and expenses, field, Department of Justice, fiscal year 1941, including the objects specified under this head in the Department of Justice Appropriation Act, 1941, \$75,000.

54 Stat. 203.

Salaries and expenses, Lands Division: For an additional amount for salaries and expenses, Lands Division, fiscal year 1941, including the objects specified under this heading in the Department of Justice Appropriation Act, 1941, \$100,000.

54 Stat. 203.

Salaries and expenses of bailiffs, and so forth: For an additional amount for salaries and expenses of bailiffs, and so forth, fiscal year 1940, including the objects specified under this head in the Department of Justice Appropriation Act, 1940, \$8,000.

53 Stat. 905.

Pay and expenses of bailiffs: For an additional amount for pay and expenses of bailiffs, Department of Justice, fiscal year 1941, including the objects specified under this head in the Department of Justice Appropriation Act, 1941, \$25,000.

54 Stat. 204.

PENAL AND CORRECTIONAL INSTITUTIONS

Jails and correctional institutions: For an additional amount for jails and correctional institutions, fiscal year 1941, including the objects specified under this head in the Department of Justice Appropriation Act, 1941, \$180,000.

54 Stat. 205.

Probation system, United States courts: For an additional amount for probation system, United States courts, fiscal year 1939, including the objects specified under this head in the Department of Justice Appropriation Act, 1939, \$222.29.

52 Stat. 264.

IMMIGRATION AND NATURALIZATION SERVICE

General expenses (other than salaries): For an additional amount for general expenses, Immigration and Naturalization Service (other

Anti, p. 70.

54 Stat. 577.
Proviso.
 Buildings for detention of aliens.
Ante, p. 292.

41 U. S. C. § 5.

54 Stat. 577.
Ante, p. 70.

54 Stat. 646.

Title VIII, Naval Appropriation Act for the fiscal year 1941.
Ante, p. 34.

54 Stat. 265.

Ante, p. 70.

42 Stat. 1066.
 34 U. S. C. § 599.

54 Stat. 274.
Ante, pp. 35, 128.

54 Stat. 676.

54 Stat. 278.
Ante, pp. 36, 128.

54 Stat. 676.

54 Stat. 291.

54 Stat. 676.

Citation of caption.

than salaries), fiscal year 1941, including the objects specified under this head in the Department of Labor Appropriation Act, 1941, \$750,000: *Provided*, That this appropriation, and the appropriation "Salaries and expenses, Immigration and Naturalization Service, Department of Justice, fiscal year 1942", shall be available for the acquisition or construction of temporary buildings necessary for or incident to the detention of aliens, and when authorized or approved by the Attorney General obligations may be incurred for such purposes without reference to section 3709 of the Revised Statutes.

Immigration stations: For an additional amount for immigration stations, fiscal year 1941, including the objects specified under this head in the Department of Labor Appropriation Act, 1941, \$35,000.

Traveling expenses: For traveling expenses, Immigration and Naturalization Service, fiscal year 1941, in addition to the amount provided for this purpose in the Second Deficiency Appropriation Act, 1940, \$25,000.

NAVY DEPARTMENT

FISCAL YEAR 1941

OFFICE OF SECRETARY OF THE NAVY

Claims for damages by collision with naval vessels: To pay claims for damages adjusted and determined by the Secretary of the Navy under the provisions of the Act entitled "An Act to amend the Act authorizing the Secretary of the Navy to settle claims for damages to private property arising from collisions with naval vessels", approved December 28, 1922, as fully set forth in House Document Numbered 267, Seventy-seventh Congress, \$2,465.39.

BUREAU OF SUPPLIES AND ACCOUNTS

For additional amounts for the fiscal year 1941, including the objects and subject to the limitations (except those suspended by the Act of June 28, 1940) specified under the following respective heads in the Naval Appropriation Act for the fiscal year 1941, namely:

Pay, subsistence and transportation, Navy, \$8,547,000;
 Maintenance, Bureau of Supplies and Accounts, \$1,600,000;
 Naval supply account fund, \$47,000,000;
 Fuel and transportation, Navy, \$1,843,680.

BUREAU OF MEDICINE AND SURGERY

For an additional amount for the Medical Department, fiscal year 1941, including the objects and subject to the limitations (except those suspended by the Act of June 28, 1940) specified under this head in the Naval Appropriation Act for the fiscal year 1941, \$84,000.

NAVAL OBSERVATORY

For an additional amount for contingent and miscellaneous expenses, Naval Observatory, fiscal year 1941, including the objects and subject to the limitations (except those suspended by the Act of June 28, 1940) specified under this head in the Naval Appropriation Act for the fiscal year 1941, \$1,400.

The appropriations herein under the caption "Navy Department—fiscal year 1941", may be cited as title VIII, Naval Appropriation Act for the fiscal year 1941.

NAVY DEPARTMENT

FISCAL YEAR 1942

CONTINGENT, NAVY

For an additional amount for contingent, Navy, fiscal year 1942, including the objects and subject to the limitations specified under this head in the Naval Appropriation Act, 1942, \$75,000.

BUREAU OF ORDNANCE

For an additional amount for ordnance and ordnance stores, Navy, fiscal year 1942, including the objects and subject to the limitations specified under this head in the Naval Appropriation Act, 1942, \$47,000,000.

BUREAU OF YARDS AND DOCKS

Bureau of Yards and Docks, public works: Toward the following public works and public utilities projects, at a cost not to exceed the amount stated for each project, respectively, \$49,265,000, which amount, together with unexpended balances of appropriations heretofore made under this head, shall be disbursed and accounted for in accordance with existing law and shall constitute one fund:

Naval operating base, Newport, Rhode Island: Fleet operating facilities, including dredging, \$2,000,000.

Naval operating base, Norfolk, Virginia: Replacement of marine barracks, \$500,000.

Naval training station, Great Lakes, Illinois: Expansion of facilities, \$1,265,000.

Naval training station, Newport, Rhode Island: Expansion of facilities, \$1,095,000.

Naval training station, Norfolk, Virginia: Expansion of facilities, \$1,700,000.

Naval training station, San Diego, California: Expansion of facilities, \$1,440,000.

Naval ammunition depot, Hingham, Massachusetts: Expansion of facilities, including purchase of land, \$3,500,000.

Naval ammunition depot, Oahu, Territory of Hawaii: Acquisition of additional land, \$150,000.

Naval ordnance plant, South Charleston, West Virginia: Replacement of marine barracks, \$125,000.

Naval hospital, Key West, Florida: Construction of hospital facilities, including buildings and accessories, and acquisition of land, \$800,000.

Marine aviation facilities, Neuse River, North Carolina, including acquisition of land, \$14,990,000.

Expansion of Marine Corps training facilities, \$3,500,000.

Naval supply depot, Norfolk, Virginia: Replacement of pier numbered 3, \$3,200,000.

Naval air station, Elizabeth City, North Carolina: Lighter-than-air facilities, including acquisition of land, \$6,000,000.

Naval air station, South Weymouth, Massachusetts: Lighter-than-air facilities, including acquisition of land, \$6,000,000.

Auxiliary lighter-than-air facilities at various locations, \$3,000,000.

The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590-592), shall be applicable to all public works and public utilities projects provided for the Navy Department in this Act, regardless of location: *Provided*, That the fixed fee to be paid the contractor as a result of any contract hereafter entered into

Title II, Naval Appropriation Act, 1942.

Ante, p. 151.

Ante, p. 152.

Ante, p. 157.

Ante, p. 163.

Newport, R. I.

Norfolk, Va.

Great Lakes, Ill.

Newport, R. I.

Norfolk, Va.

San Diego, Calif.

Hingham, Mass.

Oahu, T. H.

South Charleston, W. Va.

Key West, Fla.

Neuse River, N. C.

Marine Corps training facilities, Norfolk, Va.

Elizabeth City, N. C.

South Weymouth, Mass.

Lighter-than-air facilities. *Post*, p. 625. Contracts.

Proviso.

under the authority of this provision shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of the Navy.

Permanent type of construction, restriction.

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 of the Navy 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 of the Navy 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 appropriation 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.

Provisions. Exceptions.

Maximum allowance, designated units.

Ante, p. 168.

BUREAU OF AERONAUTICS

For an additional amount for aviation, Navy, fiscal year 1942, including the objects and subject to the conditions specified under this head in the Navy Appropriation Act, 1942, \$482,046,600; and in addition, the Secretary of the Navy may enter into contracts prior to July 1, 1942, for plant facilities to an amount not in excess of \$10,000,000.

Contracts.

Ante, p. 262; *post*, pp. 680, 814.

NAVAL EMERGENCY FUND

For the naval emergency fund, fiscal year 1942, including the objects and subject to the conditions specified under this head in title VI, Naval Appropriation Act for the fiscal year 1941, \$5,000,000.

Ante, p. 42.

MARINE CORPS

Expenses, Marine Band, diamond anniversary convention of the Grand Army of the Republic, Columbus, Ohio: For expenses of the United States Marine Band in attending the diamond anniversary convention of the Grand Army of the Republic at Columbus, Ohio, on September 14 to 19, inclusive, 1941, as authorized by the Act approved June 3, 1941, fiscal year 1942, \$5,500, to be paid from the appropriation "General Expenses, Marine Corps", which is hereby made available for that purpose.

Ante, p. 238.

Ante, p. 170.

Ante, p. 171.

INCREASE AND REPLACEMENT OF NAVAL VESSELS

Auxiliary vessels.

Construction and machinery: On account of objects heretofore authorized (and appropriated for in part), for the acquisition, conversion, or construction of five hundred and fifty thousand tons of auxiliary vessels authorized by the Act approved May 24, 1941 (Public Law 72, Seventy-seventh Congress), and for the acquisition and the conversion of merchant vessels for use by the War Department as transports to replace vessels transferred by the War Department to the Navy Department, \$100,000,000, to be available for the foregoing purposes (including obligations heretofore incurred) and for obligations heretofore incurred under the head "Replacement of Naval Vessels, Construction and Machinery", and to remain available until expended.

Ante, p. 197.
Conversion of merchant vessels for use as transports.

The last clause under the heading "Increase and Replacement of Naval Vessels", contained in the Naval Appropriation Act for the fiscal year 1942 (Public Law 48, Seventy-seventh Congress), approved May 6, 1941, shall not apply to obligations under the appropriation "Armor, Armament and Ammunition" for alterations for improving the defense installations of vessels.

Improving defense installations.

Ante, p. 172.

NAVY DEPARTMENT

(Salaries in the District of Columbia)

The appropriations contained in the Naval Appropriation Act, 1942, shall be available for the employment of two additional employees (one special attorney in the Office of the Under Secretary of the Navy and one a special assistant in the Office of Budget and Reports) at a salary per annum in excess of \$5,000 but not in excess of the appropriate rate established in accordance with the Classification Act of 1923, as amended.

Ante, p. 173.

Employment of two additional employees.

The last proviso under the heading "Miscellaneous expenses" in the Naval Appropriation Act for the fiscal year 1942 is amended to read as follows: "That no part of this or any other appropriation for the Navy Department or the Naval Establishment for the fiscal years 1941 and 1942, or the funds allotted to the Navy Department, shall be available for the employment of a greater number than ten thousand and five hundred civilian officers and employees in the Navy Department proper, at Washington, except in pursuance of specific appropriations as to numbers hereafter provided."

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Post, p. 613.
Ante, p. 152; *post*, p. 753.

Maximum number of employees, D. C.

The appropriations herein under the caption "Navy Department—fiscal year 1942" may be cited as title II, Naval Appropriation Act, 1942.

Citation of caption.

POST OFFICE DEPARTMENT

(OUT OF THE POSTAL REVENUE)

OFFICE OF THE POSTMASTER GENERAL

Office of the Solicitor for the Post Office Department: For an additional amount for salaries, office of the Solicitor for the Post Office Department, fiscal year 1942, \$15,000.

Ante, p. 227.

Printing and binding: For an additional amount for printing and binding for the Post Office Department, and so forth, fiscal year 1941, including the same objects specified under this head in the Post Office Department Appropriation Act, 1941, \$60,000.

54 Stat. 71.

OFFICE OF THE FIRST ASSISTANT POSTMASTER GENERAL

Compensation to postmasters: For an additional amount for compensation to postmasters, and so forth, fiscal year 1941, including the same objects and conditions specified under this head in the Post Office Department Appropriation Act, 1941, \$300,000.

54 Stat. 72.

Clerks, first- and second-class post offices: For an additional amount for compensation to clerks and employees at first- and second-class post offices, and so forth, fiscal year 1941, including the same objects specified under this head in the Post Office Department Appropriation Act, 1941, \$9,300,000.

54 Stat. 73.

Carfare and bicycle allowance: For an additional amount for carfare and bicycle allowance, including special-delivery carfare, fiscal year 1941, \$60,000.

City-delivery carriers: For an additional amount for pay of letter carriers, City Delivery Service, fiscal year 1941, \$7,000,000.

Special-delivery fees: For an additional amount for fees to special-delivery messengers, fiscal year 1941, \$825,000.

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 offices, fiscal year 1941, \$25,000.

Powerboat service: For an additional amount for inland transportation by steamboat or other powerboat routes, including ship, steamboat, and way letters, fiscal year 1941, \$70,000.

54 Stat. 73.

Railroad transportation and mail-messenger service: For an additional amount for inland transportation by railroad routes, and so forth, fiscal year 1941, including the objects and conditions specified in the Post Office Department Appropriation Act, 1941, \$7,100,000.

54 Stat. 73.

Railway Mail Service, salaries: For an additional amount for Railway Mail Service, salaries, and so forth, fiscal year 1941, including the same objects specified under this head in the Post Office Department Appropriation Act, 1941, \$1,400,000.

Railway postal clerks, travel allowance: For an additional amount for travel allowance to railway postal clerks and substitute railway postal clerks, fiscal year 1941, \$18,000.

Balances due foreign countries: For an additional amount for balances due foreign countries, fiscal year 1941 and prior years, \$425,000.

53 Stat. 677; *ante*, p. 71.
Ante, p. 231.

Domestic Air Mail Service: For an additional amount for the inland transportation of mail by aircraft, and so forth, including the same objects and conditions specified under this head in the Post Office Department Appropriation Acts for the fiscal years that follow:

For 1940, \$36,103;

For 1942, \$445,957.

Ante, p. 231.

Foreign air-mail transportation: For an additional amount for transportation of foreign mails by aircraft, as authorized by law, fiscal year 1942, \$864,191.

OFFICE OF THE THIRD ASSISTANT POSTMASTER GENERAL

54 Stat. 74.

Manufacture and distribution of stamps and stamped paper: For an additional amount for manufacture and distribution of stamps and stamped paper, fiscal year 1941, including the same objects and conditions specified under this head in the Post Office Department Appropriation Act, 1941, \$700,000.

OFFICE OF THE FOURTH ASSISTANT POSTMASTER GENERAL

54 Stat. 77.

Operating supplies, public buildings: For an additional amount for operating supplies, public buildings, fiscal year 1941, including the same objects and conditions specified under this head in the Post Office Department Appropriation Act, 1941, \$75,000.

54 Stat. 77.

Furniture, carpets, and safes, public buildings: For an additional amount for furniture, carpets, and safes, public buildings, fiscal year 1941, including the same objects and conditions specified under this head in the Post Office Department Appropriation Act, 1941, \$25,000.

DEPARTMENT OF STATE

FOREIGN INTERCOURSE

Cost of living allowances, Foreign Service: For additional amounts for the appropriations "Cost of living allowances, Foreign Service", Department of State, for the following fiscal years:

For 1941, \$160,000;

For 1942, \$120,000.

Ante, p. 268.

Miscellaneous salaries and allowances, Foreign Service: For an additional amount for "Miscellaneous salaries and allowances, Foreign Service", fiscal year 1942, including the objects specified under this head in the Department of State Appropriation Act, 1942, \$9,000.

Ante, p. 269.

Contingent expenses, Foreign Service: For an additional amount for "Contingent expenses, Foreign Service", fiscal year 1942, including the objects specified under this head in the Department of State Appropriation Act, 1942, \$91,500: *Provided*, That the limitation of \$40,000 on the amount which may be expended during the fiscal year 1942 for reimbursement of appropriations for the Navy Department for the purposes specified in the last proviso contained under this head in the Department of State Appropriation Act for 1942 is increased to \$80,000.

Ante, p. 269.
Proviso.

Ante, p. 270.

CONTRIBUTIONS, QUOTAS, AND SO FORTH

Ante, p. 271.

Inter-American Coffee Board: For an additional amount for United States contributions to international commissions, congresses, and bureaus, fiscal year 1942, to meet the contribution of the United States to the Inter-American Coffee Board under the Inter-American Coffee Agreement, signed at Washington, District of Columbia, November 28, 1940, \$6,000, to remain available until September 30, 1941.

Ante, p. 133; *post*, p. 754.

Second Inter-American Travel Congress: For the expenses of participation by the Government of the United States in the Second Inter-American Travel Congress, to be held at Mexico City, Mexico, in 1941, including personal services in the District of Columbia or elsewhere; travel expenses; 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; printing and binding; entertainment; official cards; purchase of newspapers, periodicals, books, and documents; stationery; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, fiscal year 1942, \$3,500.

Alaskan International Highway Commission: For expenses of the Alaskan International Highway Commission, created by Act of May 31, 1938 (52 Stat. 590), and extended by Public Act 585, approved June 11, 1940, including personal services in the District of Columbia and elsewhere, without regard to civil-service and classification laws; stenographic, translating, and other services, by contract if deemed necessary, without regard to section 3709 of the Revised Statutes (41 U. S. C. 5); communication service; rent; travel expenses; local transportation; transportation of things; purchase of necessary books, documents, newspapers, periodicals, and maps; stationery; equipment; official cards; entertainment; printing and binding; reconnaissance survey; and such other expenses as the President shall deem proper in the fulfillment of the duty of the Commission, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, and also including the United States share of necessary joint expenses of the two Governments, fiscal year 1942, \$4,000: *Provided*, That the unexpended balance of the appropriation "Alaskan International Highway Commission" made in the First Supplemental Civil Functions Appropriation Act, 1941, approved October 9, 1940, is continued available for the purposes herein specified until June 30, 1942, including obligations chargeable against the appropriation for this purpose for the fiscal year 1941.

54 Stat. 262.
48 U. S. C., note
prec. § 321.

Proviso.
Reappropriation.

54 Stat. 1044.

Fourth Pan-American Highway Congress: For the expenses of participation by the Government of the United States in the Fourth Pan-American Highway Congress, to be held at Mexico City, Mexico, in 1941, including personal services in the District of Columbia or elsewhere; travel expenses; 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; printing and binding; entertainment; official cards; purchase of newspapers, periodicals, books and documents; stationery; and such other expenses as may be authorized by the Secretary of State, including the reimbursement of other appropriations from which payments may have been made for any of the purposes herein specified, fiscal year 1942, \$6,500.

53 Stat. 573.

54 Stat. 651.

Agrarian Claims Commission, United States and Mexico: For expenses of participation by the United States in the settlement of claims of citizens of the United States against the Government of Mexico on account of expropriations of agrarian properties since August 30, 1927, as authorized by and in accordance with the Act of April 10, 1939, fiscal year 1942, \$15,000, together with the unexpended balances of the appropriations made available for this purpose in the Second Deficiency Appropriation Act, fiscal year 1940, including obligations chargeable against the appropriations for this purpose for the fiscal year 1941.

52 Stat. 1147; 53 Stat. 988.

54 Stat. 651.

International Committee on Political Refugees: The unexpended balance of the appropriation "International Committee on Political Refugees" contained in the Urgent Deficiency and Supplemental Appropriation Act, fiscal years 1939 and 1940, and continued available to June 30, 1941, by the Second Deficiency Appropriation Act, 1940, is continued available for the same purposes until June 30, 1942, including obligations chargeable against the appropriation for this purpose for the fiscal year 1941.

54 Stat. 651.

Meeting of Treasury Representatives, Quito, Ecuador: The unexpended balance of the appropriation "Meeting of Treasury Representatives, Quito, Ecuador", contained in the Second Deficiency Appropriation Act for 1940, approved June 27, 1940, is continued available for the same purposes until June 30, 1942, including obligations chargeable against the appropriation for this purpose for the fiscal year 1941.

53 Stat. 896.

Eighth American Scientific Congress: The unexpended balance of the appropriation "Eighth American Scientific Congress", contained in the Department of State Appropriation Act for 1940, is continued available for the same purposes until June 30, 1942, including obligations chargeable against the appropriation for this purpose for the fiscal year 1941.

TREASURY DEPARTMENT

OFFICE OF THE SECRETARY

Ante, p. 72.

54 Stat. 652.

Foreign-owned property control: For an additional amount for "Salaries and expenses, Foreign-owned property control," fiscal year 1941, including the same objects specified under this head in the Second Deficiency Appropriation Act, 1940, \$38,000.

49 Stat. 1099.
38 U. S. C. §§ 686-688b.

Administrative expenses, Adjusted Compensation Payment Act: 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 1941, \$10,500.

Reimbursement to carriers of deficits during Federal control: For the payment of claims certified to the Secretary of the Treasury by the Interstate Commerce Commission under the provisions of section 204 of the Transportation Act of 1920, as amended by the Act of January 7, 1941, covering reimbursement to carriers of deficits incurred during the period of control of railroads by the Government, fiscal year 1942, \$800,000.

41 Stat. 460; 54 Stat. 1226.
49 U. S. C. § 73.

Restoration, capital impairment, Commodity Credit Corporation: To enable the Secretary of the Treasury to restore the amount of the capital impairment of the Commodity Credit Corporation as provided by the Act approved March 8, 1938, fiscal year 1941, \$1,637,445.51, or so much thereof as may be necessary.

52 Stat. 107.
15 U. S. C. §§ 713a-
1-713a-5.
Ante, p. 498.

OFFICE OF CHIEF CLERK

Not to exceed \$375 of the unexpended balance of the appropriation "Contingent expenses, Treasury Department, 1938", is hereby made available for expenditure for the purchase of uniforms for the guard force, Treasury Department: *Provided*, That the limitation on the amount which may be expended for the purchase of uniforms for Treasury guards from the above appropriation is hereby increased from \$1,200 to \$1,575.

Uniforms for guard force.
50 Stat. 138.

Proviso.

DIVISION OF PRINTING

Stationery: For an additional amount for stationery for the Treasury Department, fiscal year 1936, including the objects specified under this head in the Treasury Department Appropriation Act, 1936, \$52.46.

49 Stat. 220.

BUREAU OF ACCOUNTS

Contingent expenses, public moneys: For an additional amount for contingent expenses, public moneys, fiscal year 1941, including the objects specified under this head in the Treasury Department Appropriation Act for the fiscal year 1941, \$30,000.

Ante, p. 73.

54 Stat. 57.

Refund of moneys erroneously received and covered, 1941: For an additional amount for refund of moneys erroneously received and covered, including the objects specified under this head in the Treasury Department Appropriation Acts for the fiscal years that follow:

52 Stat. 124.

54 Stat. 58.

For 1939, \$37.18;

For 1941, \$12,000.

Payment of unclaimed moneys: For an additional amount for payment of unclaimed moneys, fiscal year 1941, \$7,000, payable from the funds held by the United States in the trust fund receipt account "Unclaimed moneys of individuals whose whereabouts are unknown".

BUREAU OF THE PUBLIC DEBT

Expenses of loans: The limitation on the amount that may be obligated during the fiscal year 1941 under the indefinite appropriation "Expenses of loans, Act of September 24, 1917, as amended and extended", contained in the First Deficiency Act 1941 is hereby increased from \$5,500,000 to \$5,926,985: *Provided*, That such appropriation shall be available during the fiscal years 1941 and 1942 for payment of all necessary expenses connected with public-debt issues or with any refunding operations, to be expended as the Secretary of the Treasury may direct.

40 Stat. 292.
31 U. S. C. §§ 760,
761.
Ante, p. 73.
Proviso.

The limitation on the amount that may be obligated during the fiscal year 1942 under the indefinite appropriation "Expenses of loans, Act of September 24, 1917, as amended and extended", contained in the Treasury Department Appropriation Act 1942, is hereby increased from \$4,292,000 to \$9,800,000, to be expended as the Secretary of the Treasury may direct.

40 Stat. 292.
31 U. S. C. §§ 760,
761.
Ante, p. 216.

COAST GUARD

Ante, p. 73.

54 Stat. 63.
Amendments.
Transportation of dependents.

Transfer of household effects.

Pay and allowances, Coast Guard: For an additional amount for pay and allowances, Coast Guard, fiscal year 1941, including the objects specified under this head in the Treasury Department Appropriation Act, 1941, \$305,500, and the text of said appropriation is hereby amended as follows: (1) After the words "engineering competitions;" insert the words "for transportation of dependents of Coast Guard personnel on active duty and of retired and Reserve officers and of retired and Reserve enlisted men, of grades entitled to transportation of dependents in the Regular Coast Guard, when ordered to active duty (other than training) and upon relief therefrom;" and (2) delete the words "transportation and packing allowances for baggage or household effects of commissioned officers, warrant officers, and enlisted men" and substitute therefor the words "transfer of household goods and effects of Coast Guard personnel 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 personnel and Coast Guard Reserve personnel who die while on active duty, as prescribed by law and regulations".

Ante, p. 221.
Amendments.
Transportation of dependents.

Transfer of household effects.

Pay and allowances, Coast Guard: For an additional amount for pay and allowances, Coast Guard, fiscal year 1942, including the objects specified under this head in the Treasury Department Appropriation Act, 1942, \$2,770,000, and the text of said appropriation is hereby amended as follows: (1) After the words "engineering competitions;" insert the words "for transportation of dependents of Coast Guard personnel on active duty and retired and Reserve officers and of retired and Reserve enlisted men, of grades entitled to transportation of dependents in the Regular Coast Guard, when ordered to active duty (other than training) and upon relief therefrom;" and (2) delete the words "transportation and packing allowances for baggage or household effects of commissioned officers, warrant officers, and enlisted men" and substitute therefor the words "transfer of household goods and effects of Coast Guard personnel 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 personnel and Coast Guard Reserve personnel who die while on active duty, as prescribed by law and regulations; for transportation on Government-owned vessels, notwithstanding the provisions of other law, 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 (3) the amount which may be expended for recreation, amusement, comfort, contentment, and health of enlisted men is hereby increased from \$46,720 to \$51,621".

Increase of amount for recreation, etc.
Ante, p. 221; *post*, p. 755.

Ante, p. 221.
Amendments.
Transporting remains, etc. re-
Ante, p. 222.

General expenses, Coast Guard: For an additional amount for general expenses, Coast Guard, fiscal year 1942, including the objects specified under this head in the Treasury Department Appropriation Act, 1942, \$867,000, and the text of said appropriation is hereby amended as follows: (1) After the words "and regulations promulgated thereunder;" insert the words "preparing and transporting the remains of deceased civilian employees, transportation expenses of dependents of deceased civilian employees, and packing, crating, drayage, and transportation of household effects and other personal property of deceased civilian employees under the conditions prescribed by the Act of July 8, 1940 (Public, Numbered 729), and

regulations promulgated thereunder;" and (2) delete the words "purchase of provisions for sale to Coast Guard personnel at isolated stations, and the appropriation reimbursed;"

Purchase of provisions.
Ante, p. 222.

Special projects, aids to navigation: For an additional amount for establishing and improving aids to navigation and other works, \$84,320, which sum shall be available for all expenditures directly relating thereto.

Ante, p. 223.

Retired pay: For additional amounts for retired pay of officers and employees engaged in the field service or on vessels of the Lighthouse Service, except persons continuously employed in district offices and shops, for the following fiscal years:

For 1935, \$862.99;

For 1937, \$1,158.39;

For 1938, \$1,989.18.

Construction of vessels and shore facilities: For an additional amount for construction of vessels and shore facilities, to provide for the construction and equipment of three additional and ten replacement vessels, \$47,000,000, together with such sum or sums as may be transferred to this appropriation pursuant to section 2 of the Defense Aid Supplemental Appropriation Act, 1941, all to remain available until expended and of which not to exceed 4 per centum shall be available for administrative expenses in connection therewith, including personal services in the District of Columbia: *Provided*, That if the sum or sums transferred pursuant to such section 2 exceed a total of \$13,000,000, an amount equal to such excess shall not be expendable from such appropriation of \$47,000,000.

Ante, p. 223.

Ante, p. 54.

Administrative expenses.

Proviso.

Claims for damages, operation of vessels: To pay claims for damages adjusted and determined by the Secretary of the Treasury under the provisions of the Act entitled "An Act to provide for the adjustment and settlement of certain claims for damages resulting from the operation of vessels of the Coast Guard and the Public Health Service, in sums not exceeding \$3,000 in any one case", approved June 15, 1936, as fully set forth in Senate Document Numbered 82, and House Document Numbered 272, Seventy-seventh Congress, \$619.49.

49 Stat. 1514.
14 U. S. C. § 71.

BUREAU OF ENGRAVING AND PRINTING

Salaries and expenses: For an additional amount for salaries and expenses, Bureau of Engraving and Printing, including the objects specified under this head in the Treasury Department Appropriation Acts for the fiscal years that follow:

For 1941, \$260,000;

For 1942, \$50,000.

54 Stat. 66.

Ante, p. 223.

SECRET SERVICE DIVISION

Suppressing counterfeiting and other crimes: For an additional amount for suppressing counterfeiting and other crimes, fiscal year 1942, including the objects specified under this head in the Treasury Department Appropriation Act, 1942, \$51,900: *Provided*, That the limitation on the amount which may be expended under this head for the purchase of motor-propelled passenger-carrying vehicles is hereby increased to \$22,500.

Ante, p. 224.

Proviso.

Purchase of vehicles.

WAR DEPARTMENT—MILITARY ACTIVITIES

Ante, p. 366.

OFFICE OF SECRETARY OF WAR

Ante, p. 391.

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 House Document Numbered 271, Seventy-seventh Congress, \$4,551.02.

37 Stat. 586.
5 U. S. C. § 208.

QUARTERMASTER CORPS

Military Posts

Construction of buildings, utilities, and appurtenances at military posts: For an additional amount for construction of buildings, utilities, and appurtenances at military posts, to be supplemental to and merged with the appropriation under this head in the Military Appropriation Act, 1942, including the objects and subject to the limitations and conditions specified therein, fiscal year 1942, \$6,500,000, to remain available until expended: *Provided*, That no part of this appropriation shall be available for expenditure unless and until the bill H. R. 3537, Seventy-seventh Congress, is enacted into law.

Ante, p. 375.

Proviso.
Post, p. 624.

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 274 of the Seventy-seventh Congress, as follows:

42 Stat. 1066.

Executive Office of the President—Office for Emergency Management, \$42.25;

Federal Communications Commission, \$9.25;

Federal Security Agency, \$79.58;

Federal Works Agency, \$1,145.53;

Veterans' Administration, \$247.12;

Department of Agriculture, \$4,828.14;

Department of Commerce, \$512.33;

Department of the Interior, \$795.50;

Navy Department, \$1,584.77;

Treasury Department, \$264.81;

War Department, \$14,058.39;

Post Office Department, payable from postal revenues, \$2,015.60;

In all, \$25,583.27.

(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 81, Seventy-seventh Congress, as follows:

42 Stat. 1066.

Executive Office of the President:

Office for Emergency Management, \$6.70;

Federal Works Agency, \$1,611;

Selective Service System, \$5.50;

Department of Agriculture, \$165.05;

Department of Commerce, \$166.50;

Department of the Interior, \$495;

Navy Department, \$173.56;

Treasury Department, \$201.87;
 War Department, \$1,668.38;
 Post Office Department, payable from postal revenues, \$46.06;
 In all, \$4,539.62.

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), certified to the Seventy-seventh Congress in House Document Numbered 264, under the following departments and establishments:

24 Stat. 506.

36 Stat. 1168.

Public Buildings Administration (Federal Works Agency), \$3,597.27;

General Accounting Office, \$6,014.60;

Department of Agriculture, \$4,970.06;

Treasury Department, \$825.30;

In all, \$15,407.23, 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), certified to the Seventy-seventh Congress in House Document Numbered 264 under the following department:

Suits in admiralty.

43 Stat. 1112.

Department of Justice, \$284.46, together with such additional sum as may be necessary to pay interest as and where specified in such judgment or as provided by law.

(c) For payment of the final judgment rendered against the United States pursuant to authority contained in the Act entitled "An Act to amend the act entitled 'An Act conferring upon the United States District Court for the Northern District of California, southern division, jurisdiction of the claim of Minnie C. de Back against the Alaska Railroad', approved June 24, 1925", approved August 26, 1937 (Private Act Numbered 384, Seventy-fifth Congress), certified to Congress in House Document Numbered 264, under the Department of the Interior, \$10,000.

Minnie C. de Back,
claim.

50 Stat. 1094.

(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.

Time of payment.

(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.

Interest.

JUDGMENTS, COURT OF CLAIMS

SEC. 203. (a) For payment of the judgments rendered by the Court of Claims and reported to the Seventy-seventh Congress in Senate Document Numbered 80, and House Document Numbered 275, under the following establishment and departments, namely:

Federal Works Agency, \$3,617.52;

Department of the Interior, \$3,485.60;

Navy Department, \$121,617.47;

Post Office Department, \$28,758.86;

Treasury Department, \$210,256.35;

War Department, \$96,336.20;

In all, \$464,072, together with such additional sum as may be necessary to pay interest as and where specified in such judgments.

Time of payment.

(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.

Crooks Terminal
Warehouses, Inc.

For the payment of judgment numbered 44099, rendered by the Court of Claims in favor of Crooks Terminal Warehouses, Inc. (Chicago, Illinois), covering storage of canned meats by the Federal Surplus Commodities Corporation, \$688.35, to be paid from the account "12F5829 Federal Surplus Commodities Corporation, Federal Emergency Relief Administration." (Judgment certified to the Seventy-seventh Congress in House Document Numbered 269.)

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 1938 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 273, Seventy-seventh Congress, there is appropriated as follows:

23 Stat. 254.

Legislative: For public printing and binding, Government Printing Office, \$106.48.

Independent Offices: For Federal Civil Works Administration, \$31.40.

For salaries and expenses, United States Employees' Compensation Commission, \$1.45.

For Federal Trade Commission, \$1.25.

40 Stat. 1009.

For operations under Mineral Act of October 5, 1918, \$9,692.03.

For salaries and expenses, Federal Housing Administration, \$287.20.

49 Stat. 635,
42 U. S. C. § 803.

For diseases and sanitation investigations, Social Security Act, Public Health Service, \$2.21.

For diseases and sanitation investigations, Public Health Service, \$1.

For expenses, Division of Mental Hygiene, Public Health Service, \$155.60.

For pay of personnel and maintenance of hospitals, Public Health Service, \$2,648.57.

For salaries and expenses, Social Security Board, \$207.27.

For repair, preservation, and equipment, public buildings, Procurement Division, 75 cents.

For National Industrial Recovery, Federal Emergency Administration of Public Works, \$400.85.

For administrative expenses, Federal Emergency Administration of Public Works, 75 cents.

For medical and hospital services, Veterans' Bureau, \$2.

For military and naval insurance, Veterans' Bureau, \$7.65.

For military and naval insurance, Veterans' Administration, \$15.

For Army pensions, \$72.

For Army and Navy pensions, \$25.66.

For salaries and expenses, Veterans' Administration, \$2,328.99.

Department of Agriculture: For conservation and use of agricultural land resources, Department of Agriculture, \$2,030.38.

For submarginal land program, Farm Tenancy Act, Department of Agriculture, \$4,402.

50 Stat. 525.
7 U. S. C. §§ 1010-1013.

For National Industrial Recovery, Resettlement Administration, submarginal lands (transfer to Agriculture), \$633.40.

For acquisition of lands for protection of watersheds of navigable streams, \$2,809.61.

For retirement of cotton pool participation trust certificates, Department of Agriculture, \$216.64.

For administration of Sugar Act of 1937, Department of Agriculture, \$149.

50 Stat. 906.
7 U. S. C. ch. 34.
Post, p. 872.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation, Act June 28, 1937), \$321.57.

50 Stat. 323.
16 U. S. C. § 713c.

For salaries and expenses, Bureau of Agricultural Economics, \$4.68.

For salaries and expenses, Soil Conservation Service, \$84.47.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture, \$100.18.

For salaries and expenses, Forest Service, \$11.10.

For loans, title I, Farm Tenant Act, Department of Agriculture, \$2.50.

50 Stat. 522.
7 U. S. C. §§ 1001-1006.

For agricultural credits and rehabilitation, emergency relief, \$61.24.

For salaries and expenses, Rural Electrification Administration, \$2.

For acquisition of lands, Uinta and Wasatch national forests, Utah (receipt limitation), \$300.

For loans and relief in stricken agricultural areas (transfer to Farm Credit Administration), \$45.

For elimination of diseased cattle, Department of Agriculture, \$182.33.

For increase of compensation, Department of Agriculture, \$1.

For salaries and expenses, Bureau of Dairy Industry, \$987.81.

For farmers' crop production and harvesting loans, Farm Credit Administration, \$68.97.

Department of Commerce: For contingent expenses, Department of Commerce, \$2.17.

For maintenance of air-navigation facilities, Civil Aeronautics Authority, \$12.82.

For air-navigation facilities, \$226.

For establishment of air-navigation facilities, Civil Aeronautics Authority, \$2,650.62.

For district and cooperative office service, Department of Commerce, \$5.04.

Department of the Interior: For salaries and expenses, National Bituminous Coal Commission, Department of the Interior, \$130.60.

For National Park Service, \$14.34.

For increase of compensation, Interior Department, \$10.20.

For miscellaneous expenses, Bureau of Fisheries, \$13.75.

For salaries and expenses, Bureau of Biological Survey, 45 cents.

For National Industrial Recovery, Interior, Petroleum Administration Board, \$39.55.

For Petroleum Administration (transfer to Interior), \$9.02.

For National Industrial Recovery, Interior, National Park Service, recreational demonstration projects, \$202.79.

For construction, and so forth, irrigation systems, Indian reservations (reimbursable), \$166.02.

For purchase and transportation of Indian supplies, \$5.83.

For support of Indians and administration of Indian property, \$45.70.

For Indian school support, \$716.58.

For conservation of health among Indians, \$98.93.

For Civilian Conservation Corps (transfer to Interior, Indians), \$137.27.

50 Stat. 10.

For emergency conservation work (transfer to Interior, Indians, Act February 9, 1937), \$59.82.

49 Stat. 1601.

For emergency conservation work (transfer to Interior, Indians, Act June 22, 1936), \$14.90.

For maintenance, Hogback irrigation project, Navajo Reservation, New Mexico, 40 cents.

48 Stat. 1055.

For emergency conservation fund (transfer from War to Interior, Indians, Act June 19, 1934), \$24.

Department of Justice: For salaries and expenses of marshals, and so forth, Department of Justice, \$56.56.

For fees of jurors and witnesses, United States courts, \$20.80.

For contingent expenses, Department of Justice, \$119.36.

For miscellaneous expenses, United States courts, \$314.17.

For United States penitentiary, Leavenworth, Kansas, maintenance, \$3.30.

For salaries and expenses, Federal Bureau of Investigation, \$2.50.

For salaries, fees, and expenses of marshals, United States courts, \$15.60.

For salaries and expenses, Immigration and Naturalization Service, \$3,294.89.

Department of Labor: For salaries and expenses, Division of Labor Standards, Department of Labor, \$29.90.

For traveling expenses, Department of Labor, \$3.60.

Navy Department: For engineering, Bureau of Engineering, \$8,390.55.

For ordnance and ordnance stores, Bureau of Ordnance, \$31,551.25.

For aviation, Navy, \$26,843.03.

For maintenance, Bureau of Supplies and Accounts, \$454.72.

For payment of officers and employees of the United States in foreign countries due to appreciation of foreign currencies (Navy), \$85.20.

For construction and repair, Bureau of Construction and Repair, \$3.649.

For training, education, and welfare, Navy, 50 cents.

For pay, subsistence, and transportation, Navy, \$11,351.12.

Department of State: For contingent expenses, Foreign Service, \$607.03.

For transportation of diplomatic and consular officers, \$263.03.

For transportation of Foreign Service officers, \$231.17.

Treasury Department: For collecting the revenue from customs, \$379.57.

For increase of compensation, Treasury Department, \$5.

For general expenses, Lighthouse Service, \$6.97.

For Coast Guard, \$60.

For pay and allowances, Coast Guard, \$8.

For stationery, Treasury Department, \$1.37.

For collecting the internal revenue, \$102.08.

For retired pay, Lighthouse Service, \$8,328.62.

War Department: For general appropriations, Quartermaster Corps, \$855.11.

For pay, and so forth, of the Army, \$1,827.26.

For pay of the Army, \$598.38.

For National Guard, \$2,550.76.

For supplies, services, and transportation, Quartermaster Corps, \$127.26.

- For ordnance service and supplies, Army, \$24.46.
 For Reserve Officers' Training Corps, \$107.99.
 For Army transportation, \$333.28.
 For arming, equipping, and training the National Guard, \$1,205.41.
 For promotion of rifle practice, \$43.60.
 For regular supplies of the Army, \$7.68.
 For replacing ordnance and ordnance stores, \$14.50.
 For increase of compensation, War Department, \$2.
 For increase of compensation, Military Establishment, \$7.66.
 For subsistence of the Army, \$8.98.
 For Chemical Warfare Service, Army, \$10.20.
 For Air Corps, Army, \$22.05.
 For seacoast defenses, \$6.45.
 For travel of the Army, \$11.59.
 For expenses, camps of instruction, and so forth, National Guard, \$16.80.
 For pay of National Guard for armory drills, \$26.
 For pay, and so forth, of the Army, War with Spain, \$3.30.
 For Civilian Conservation Corps (transfer to War), \$5,068.65.
 For cemeterial expenses, War Department, \$7.46.
 For loans and relief in stricken agricultural areas (transfer from emergency conservation work to War, Act of June 19, 1934), \$213.47. 48 Stat. 1055.
 For emergency conservation work (transfer to War, Act June 22, 1936), \$2,420.35. 49 Stat. 1601.
 For emergency conservation work (transfer to War, Act February 9, 1937), \$1,378.99. 50 Stat. 10.
 For emergency conservation fund (transfer to War, Act March 31, 1933), \$7,025.37. 48 Stat. 22.
 For emergency conservation fund (transfer to War, Act June 19, 1934), \$1,798.73. 48 Stat. 1055.
Emergency Relief: For emergency relief, emergency conservation work, War, Civilian Conservation Corps, \$7,895.69.
 For emergency relief, Federal Emergency Relief Administration, expenses of liquidation, \$56.80.
 For emergency relief, Resettlement Administration, administrative expenses (transfer to Agriculture), \$133.99.
 For emergency relief, Resettlement Administration, rural rehabilitation (transfer to Agriculture), \$10.07.
 For emergency relief, Resettlement Administration, sanitation, prevention of soil erosion, and so forth (transfer to Agriculture), \$2,212.21.
 For emergency relief, Works Progress Administration, grants to States, and so forth, \$282.53.
 For emergency relief, Agriculture, Soil Conservation Service, \$4.50.
 For emergency relief, Interior, National Park Service, acquisition of land for Yosemite National Park, \$190.50.
 For emergency relief, Works Progress Administration, assistance for educational, professional, and clerical persons, \$31.
 For emergency relief, emergency conservation work, Interior, Indians, miscellaneous projects, Indian reservations, \$20.
 For emergency relief, War, rivers and harbors, flood control, and so forth, \$15.02.
 For emergency relief, Interior, assistance for educational, professional, and clerical persons, \$27.50.
 For emergency relief, War, Office of Chief of Staff, work-relief projects, \$3.19.
 For emergency relief, Farm Security Administration, administrative expenses, \$163.29.
 For emergency relief, Agriculture, public roads, highways, roads, and streets, \$73,406.92.

For emergency relief, Works Progress Administration (non-Federal projects approved prior to June 22, 1936), \$973.13.

For emergency relief, Works Progress Administration, public utilities, and so forth, \$4,350.98.

For emergency relief, Works Progress Administration, highways, roads, and streets, \$534.55.

For emergency relief, Works Progress Administration, administrative expenses, \$8.65.

For emergency relief, Works Progress Administration, women's projects, \$128.90.

For emergency relief, Agriculture, Soil Conservation Service, flood control and other conservation, 80 cents.

For emergency relief, Resettlement Administration, flood control and other conservation (transfer to Agriculture), \$5.

For emergency relief, Works Progress Administration, parks and recreational facilities, \$90.86.

For emergency relief, Works Progress Administration, public buildings (Federal projects), \$767.25.

For emergency relief, Works Progress Administration, assistance for educational, professional, and clerical persons, \$66.70.

For emergency relief, Agriculture, administrative expenses, \$38.35.

For emergency relief, Commerce, Census, assistance for educational, professional, and clerical persons, \$1.75.

For emergency relief, Agriculture, Forest Service, parks and recreational facilities, \$47.25.

For emergency relief, Labor, United States Employment Service, administrative expenses, \$4.60.

For emergency relief, Works Progress Administration, non-Federal projects approved prior to June 30, 1937, \$2,155.88.

For emergency relief, Works Progress Administration, public buildings, parks, utilities, flood control, and so forth, \$29.29.

For emergency relief, Works Progress Administration, assistance for educational, professional, and clerical persons, and so forth, \$11.73.

For emergency relief, Agriculture, Farm Security Administration, rural rehabilitation, \$1,436.46.

For emergency relief, Agriculture, Farm Security Administration, public buildings, parks, utilities, flood control, and so forth, \$999.50.

For emergency relief, Works Progress Administration, National Youth Administration (Federal projects), \$30.12.

For emergency relief, Works Progress Administration, administrative expenses, general, \$54.79.

For emergency relief, Works Progress Administration, assistance for educational, professional, and clerical persons, and so forth, Federal projects, \$1.45.

For emergency relief, Works Progress Administration, supply fund, \$78.50.

For emergency relief, War, Quartermaster Corps, highways, roads, and streets, \$3.20.

For emergency relief, War, Quartermaster Corps, public buildings, parks, utilities, flood control, and so forth, \$13.12.

For emergency relief, Justice, administrative expenses, \$10.

For emergency relief, Interior, National Park Service, public buildings, parks, utilities, flood control, and so forth, \$101.17.

For emergency relief, Agriculture, agricultural economics, public buildings, parks, utilities, flood control, and so forth, \$15.

For emergency relief, Treasury, Procurement Division, work relief supply fund, \$3.61.

For emergency relief, Works Progress Administration, administrative expenses, project supervision, \$10.50.

Post Office Department—Postal Service (out of the Postal Revenues): For contract air mail, \$3,792.36.

For city delivery carriers, \$37.50.

For clerks, first- and second-class post offices, \$158.70.

For compensation to postmasters, \$109.71.

For indemnities, domestic mail, \$60.12.

For miscellaneous items, first- and second-class post offices, \$16.

For operating force for public buildings, Post Office Department, \$5.

For operating supplies for public buildings, Post Office Department, \$87.38.

For payment of rewards, \$25.

For post-office stationery, equipment, and supplies, \$7.50.

For Railway Mail Service, salaries, \$414.01.

For railroad transportation and mail messenger service, \$32.19.

For rent, light, and fuel, \$927.01.

For rent, light, fuel, and water, \$147.

For Rural Delivery Service, \$325.14.

For transportation of equipment and supplies, \$4.82.

For Vehicle Service, \$55.90.

For Village Delivery Service, \$4.50.

Total, audited claims, section 204 (a), \$257,527.56, 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.

Total.

(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 where 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 1938 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 78, Seventy-seventh Congress, there is appropriated as follows:

Additional claims.

18 Stat. 110.

23 Stat. 254.

Independent Offices: For operations under Mineral Act of October 5, 1918, \$4,058.94.

40 Stat. 1009.

For wage records, Social Security Board, 11 cents.

For salaries and expenses, Social Security Board, \$2.71.

For salaries and expenses, Veterans' Administration, \$10.70.

Department of Agriculture: For conservation and use of agricultural land resources, Department of Agriculture, \$499.78.

For retirement of cotton pool participation trust certificates, Department of Agriculture, 1938–December 31, 1939, \$41.62.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture (transfer to Federal Surplus Commodities Corporation, Act June 28, 1937), \$74.42.

50 Stat. 323.
15 U. S. C. § 713c.

For salaries and expenses, Soil Conservation Service, 53 cents.

For salaries and expenses, Forest Service, \$5.59.

For elimination of diseased cattle, Department of Agriculture, \$600.

For exportation and domestic consumption of agricultural commodities, Department of Agriculture, \$4.58.

For acquisition of lands for protection of watersheds of navigable streams, \$352.02.

Department of the Interior: For National Park Service, \$3.92.

For salaries and expenses, Bureau of Biological Survey, \$16.96.

For Indian school support, \$44.01.

For general expenses, Indian Service, \$94.55.

For conservation of health among Indians, \$76.89.

For Indian boarding schools, 49 cents.

For support of Indians and administration of Indian property, 59 cents.

For irrigation, Indian reservations (reimbursable), \$2.26.

For expenses of organizing Indian corporations, \$68.35.

For agriculture and stock raising among Indians, \$65.63.

Department of Justice: For salaries and expenses, Immigration and Naturalization Service, \$27.22.

Navy Department: For ordnance and ordnance stores, Bureau of Ordnance, \$47,869.48.

For pay, subsistence, and transportation, Navy, \$929.62.

For payment to officers and employees of the United States in foreign countries due to appreciation of foreign currencies (Navy), \$57.14.

For engineering, Bureau of Engineering, \$32,642.55.

For aviation, Navy, \$1,780.20.

For maintenance, Bureau of Supplies and Accounts, 32 cents.

Department of State: For contingent expenses, Foreign Service, \$505.

For foreign-service pay adjustment, appreciation of Foreign currencies (State), \$19.33.

For transportation of Foreign Service officers, \$63.04.

Treasury Department: For collecting the internal revenue, \$1.59.

For stationery, Treasury Department, \$1.18.

War Department: For Organized Reserves, 15 cents.

For Army transportation, \$85.90.

For pay, etc., of the Army, \$286.19.

For pay of the Army, \$39.11.

For general appropriations, Quartermaster Corps, \$2.38.

For clothing and equipage, \$62.10.

For Air Corps, Army, \$27.36.

For travel of the Army, \$1.20.

For working fund, War, Chemical Warfare Service (Navy, construction repair), \$984.98.

For Reserve Officers' Training Corps, \$22.22.

For Civilian Conservation Corps, \$322.33.

49 Stat. 1601.

For emergency conservation work (transfer to War, Act June 22, 1936), \$64.70.

50 Stat. 10.

For emergency conservation work (transfer to War, Act February 9, 1937), \$72.50.

48 Stat. 22.

For emergency conservation fund (transfer to War, Act March 31, 1933), \$171.93.

48 Stat. 1055.

For emergency conservation fund (transfer to War, Act June 19, 1934), \$28.55.

Emergency relief: For emergency relief, emergency conservation work, War, Civilian Conservation Corps, \$436.17.

For emergency relief, Works Progress Administration, administrative expenses, general, \$55.70.

For emergency relief, Works Progress Administration, Federal projects approved prior to June 30, 1937, \$241.83.

For emergency relief, Resettlement Administration, sanitation, prevention of soil erosion, and so forth (transfer to Agriculture), \$3,229.

For emergency relief, Works Progress Administration, National Youth Administration (Federal projects), \$68.97.

For emergency relief, Works Progress Administration, grants to States, and so forth, \$86.46.

For emergency relief, Works Progress Administration, assistance for educational, professional, and clerical persons, \$7.50.

For emergency relief, Resettlement Administration, rural rehabilitation (transfer to Agriculture), \$63.50.

For emergency relief, Agriculture, Farm Security Administration, public buildings, parks, utilities, flood control, and so forth, \$19.58.

Post Office Department—Postal Service (Out of the Postal Revenues): For clerks, first- and second-class post offices, \$303.74.

For payment of rewards, \$25.

Total, audited claims, section 204 (b), \$96,630.37, 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.

Total.

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), which have been certified to 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 79, and House Document Numbered 266 of the Seventy-seventh Congress, \$285,456.79.

Volunteers, War with Spain.

54 Stat. 176.
10 U. S. C. §§ 866a-866e.
23 Stat. 254.

SEC. 206. For payment of the claim allowed by the General Accounting Office for payment of bounty for destruction of enemy's vessels, provided in section 4635 of the Revised Statutes of the United States, as amended by the Permanent Appropriation Repeal Act, 1934 (31 U. S. C., 725b), which has been certified to Congress in House Document Numbered 265 of the Seventy-seventh Congress, \$28.57.

Payment of bounty.

48 Stat. 1226.

SEC. 207. For payment of the claims allowed by the General Accounting Office for extra pay to volunteers, War with Spain, and certified to Congress as provided by law, under the War Department, in House Document Numbered 268, Seventy-seventh Congress, \$26.

Volunteers, War with Spain.

SEC. 208. For payment of the claim allowed by the General Accounting Office for the payment of prize money to captors, Spanish War, as provided under sections 3689, 4613, and 4652 of the Revised Statutes, as amended by the Permanent Appropriation Repeal Act, 1934 (31 U. S. C., 725f), certified to Congress in House Document Numbered 276, Seventy-seventh Congress, \$1.93.

Prize money to captors, Spanish War.

48 Stat. 1228.

TITLE III—GENERAL PROVISIONS

SEC. 301. Section 502 of the Act entitled "An Act making appropriations for the Department of State, the Department of Commerce, the Department of Justice, and the Federal Judiciary, for the fiscal year ending June 30, 1942, and for other purposes", is hereby amended, effective July 1, 1941, by inserting at the end thereof before the period the following: " : *Provided*, That this section shall not apply to the employment of interpreters in the Immigration and Naturalization Service (not to exceed ten permanent employees and such temporary employees as are required from time to time) where competent citizen interpreters are not available".

Interpreters, Immigration and Naturalization Service.
Ante, p. 302.

Proviso.
Waiver of citizenship requirement.

SEC. 302. No appropriation or part of any appropriation available for obligation during the fiscal year 1942, including funds of Government-owned or controlled corporations, shall be used for granting within-grade salary advancements to any officer or employee of the Government of the United States, the District of Columbia, or of any such corporation, who is compensated on a per annum basis and who occupies a position the compensation of which is fixed (1) according to the schedules prescribed by the Classification Act of 1923, as amended, or (2) by Executive Order Numbered 6746, or

Within-grade salary advancement, restriction.

42 Stat. 1491.
5 U. S. C. § 67a.
Post, p. 614.

Proviso.

(3) administratively according to schedules patterned after such Classification Act: *Provided*, That this section shall cease to be operative whenever a uniform, within-grade, salary-advancement plan for positions compensated according to such Classification Act, as amended, shall take effect, pursuant to law.

Persons advocating overthrow of U. S. Government.

SEC. 303. 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 various executive departments and other governmental agencies as may be designated for the purpose by the heads of the various executive departments and other governmental agencies are hereby authorized to administer the oaths to persons making affidavits referred to in this section and similar sections in other appropriation Acts, 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 for, any other provisions of existing law.

Provisos.
Affidavit.

Administration of oaths.

Penalty.

Citizenship requirements.

SEC. 304. No part of any appropriation contained in this Act or authorized hereby to be expended (except as otherwise provided for herein) 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 is a citizen of the United States, or a person in the service of the United States 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.

Availability of designated appropriations.

Ante, pp. 408, 466, 446, 396.

SEC. 305. The appropriations and authority with respect to appropriations contained herein for the fiscal year 1942 and the appropriations and authority with respect to appropriations contained in the Department of Agriculture Appropriation Act, 1942, the Labor-Federal Security Appropriation Act, 1942, the Legislative Branch Appropriation Act, 1942, and the Emergency Relief Appropriation Act, fiscal year 1942, shall be available from and including July 1, 1941, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between June 30, 1941, and the respective dates of enactment of this Act and such other appropriation Acts in anticipation of such respective appropriations and authority are hereby ratified and confirmed if in accordance with the terms thereof.

Ratification of incurred obligations.

Short title.

SEC. 306. This Act may be cited as the "Second Deficiency Appropriation Act, 1941".

Approved, July 3, 1941.

[CHAPTER 274]

AN ACT

Authorizing the Secretary of the Interior to issue oil and gas leases on certain lands.

July 3, 1941
[S. 178]
[Public Law 151]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to issue leases under the provisions of section 19 of the Act of February 25, 1920 (41 Stat. 437), as amended, except as otherwise provided in this Act, covering lands within the area in Niobrara County, Wyoming, described as follows:

Niobrara County,
Wyo.
Issuance of oil and
gas leases.

41 Stat. 445.
30 U. S. C. § 228.

Southwest quarter section 25; south half section 26; southeast quarter, southeast quarter northwest quarter, and east half southwest quarter section 27; east half section 34; north half and southeast quarter section 35, all the foregoing in township 36 north, range 65 west, of the sixth principal meridian, and west half northeast quarter section 28, township 36 north, range 64 west, of the sixth principal meridian.

Such leases shall be issued to the respective oil and gas operators in possession of lands within the area described above on and prior to January 1, 1940, under placer-mining claims initiated prior to October 16, 1918, and shall inure to the benefit of all parties having contracts with the lessees or operators under such placer mining claims as their interests may appear. Each lease shall be dated as of January 1, 1940, and shall be for a term of ten years and so long thereafter as oil or gas is produced in paying quantities. Each lease shall reserve as royalty to the United States 12½ per centum of all the oil and gas produced except oil or gas used for production purposes or unavoidably lost. No lease shall issue unless (1) an application for lease be made within six months from the effective date of this Act; (2) the application covers all of the lands in the possession of the applicant within the area described above; (3) the applicant shows aggregate expenditures prior to January 1, 1940, by the applicant and his predecessors in interest of not less than \$10,000 on or for the benefit of each claim upon which the application is based; and (4) the applicant shall pay to the United States as royalty 4 cents per barrel for all oil and one-fourth cent per thousand cubic feet for all gas produced from the claim prior to January 1, 1940, except oil or gas used for production purposes or unavoidably lost.

Terms and condi-
tions.

Approved, July 3, 1941.

[CHAPTER 275]

AN ACT

To amend section 2 of the Act of April 3, 1939 (53 Stat. 556), so as to make its provisions applicable to personnel of all components of the Army of the United States.

July 3, 1941
[S. 1246]
[Public Law 152]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of April 3, 1939 (53 Stat. 556), is hereby amended to read as follows:

Aviation, U. S.
Army.
10 U. S. C. § 206a.

SEC. 2. When the facilities of the Army for instruction and training in aviation are deemed by the Secretary of War to be insufficient he may, under such regulations as he may prescribe, and without reference to any limitation contained in section 127a of the National Defense Act, as amended (10 U. S. C. 535), detail personnel of the Army of the United States as students of any technical, professional, or other educational institution, or as students, observers, or investigators at such

Detail of personnel
for special training.

41 Stat. 785.
Ante, pp. 189, 369.

Proviso.
Limitation on ex-
penses.

Payment of tuition.

industrial plants or other places as shall be best suited to enable such personnel to acquire a knowledge of or experience in the specialties incident to aviation in which the training of such personnel is essential: *Provided*, That no expense shall be incurred by the United States in addition to the authorized emoluments of the personnel so detailed except for the cost of tuition at such educational institutions, and the cost of maintenance of necessary personnel who may be detailed as supervisors or inspectors and of the equipment assigned to them for their official use: *Provided further*, That the tuition for the personnel during the period of their detail may be paid from any funds which may hereafter be made available for the procurement branches.

Approved, July 3, 1941.

[CHAPTER 276]

AN ACT

To amend section 2 of the Act of August 27, 1935, as amended.

July 3, 1941
[H. R. 4988]
[Public Law 153]

Coastwise Load
Line Act, 1935,
amendment.
49 Stat. 888, 1543.
46 U. S. C. § 88a.

Proviso.
Establishment of
load lines during na-
tional emergency.
6 F. R. 2617.

47 Stat. 2228.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of August 27, 1935, as amended by the Act of June 20, 1936 (U. S. C., 1934 edition, Supp. V, title 46, sec. 88a), is amended by changing the period at the end thereof to a colon and by the addition immediately thereafter of the following: "*Provided, however*, That during the national emergency proclaimed by the President on May 27, 1941, to exist, but not after June 30, 1943, load lines may be established or marked on any vessel (except a passenger vessel) while engaged on a coastwise voyage by sea from port to port in the continental United States, which load line gives a lesser free board and less buoyance than the load line established by the International Treaty on Load Lines of 1930, when, in the opinion of the Secretary of Commerce, such load line will not be above the actual line of safety."

Approved, July 3, 1941.

[CHAPTER 277]

AN ACT

Granting the consent of Congress to the Norfolk and Western Railway Company to construct, maintain, and operate a bridge across the Tug Fork of Big Sandy River near Nolan, Mingo County, West Virginia.

July 8, 1941
[S. 1304]
[Public Law 154]

Tug Fork of Big
Sandy River.
Bridge authorized
across, near Nolan,
W. Va.

34 Stat. 84.
33 U. S. C. §§ 491-
498.

Right to sell, trans-
fer, etc.

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 Norfolk and Western Railway Company, a corporation organized under the laws of the State of Virginia, and authorized to do business in the States of West Virginia and Kentucky, its successors and assigns, to construct, maintain, and operate a railroad bridge and approaches thereto across the Tug Fork of Big Sandy River at a point suitable to the interests of navigation near Nolan, West Virginia, where the said Tug Fork forms the boundary line between the States of West Virginia and Kentucky, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906.

Sec. 2. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Norfolk and Western Railway Company, its successors and assigns, and any corporation to which such rights, powers, and privileges may be sold, assigned, or transferred, or which shall acquire

the same by mortgage foreclosure or otherwise, is hereby authorized to exercise the same as fully as though conferred herein directly upon such corporation.

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

Approved, July 8, 1941.

[CHAPTER 278]

AN ACT

To amend section 353 (b) of the Communications Act of 1934, as amended.

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, as amended (U. S. C., 1934 edition, Supp. V, title 47, sec. 353 (b)), is hereby amended by inserting before the period at the end thereof a comma and the following: "but during the emergency proclaimed by the President on September 8, 1939, to exist, but not after June 30, 1943, 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".

Approved, July 8, 1941.

July 8, 1941
[H. R. 2074]
[Public Law 155]

Communications Act of 1934, amendment.
Radio operators on cargo ships.
50 Stat. 193.
47 U. S. C. § 353 (b).
Experience requirements.

[CHAPTER 279]

AN ACT

Relating to the manning of certain vessels of five hundred gross tons and less.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any provision of section 13 of the Act of March 4, 1915, as amended (U. S. C., 1934 edition, Supp. V, title 46, sec. 672), every person may be rated as an able seaman for the purpose of serving on vessels of not more than five hundred gross tons, on bays and sounds, when such vessels are not carrying passengers, who is nineteen years of age and upward and who has had at least twelve months of service on deck at sea or on the Great Lakes or on the bays and sounds connected directly with the seas.

Approved, July 8, 1941.

July 8, 1941
[H. R. 4224]
[Public Law 156]

Merchant seamen on certain vessels.
38 Stat. 1169.
46 U. S. C. § 672.
Post, p. 730.
Rating as able seamen.

[CHAPTER 280]

AN ACT

Relating to the manning of certain sail vessels.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of section 13 of the Act of March 4, 1915, as amended (U. S. C., 1934 edition, Supp. V, title 46, sec. 672), relating to the manning of certain vessels, shall not apply to any sail vessel of less than five hundred tons registered tonnage, while not carrying passengers for hire, and while not operating outside the line dividing inland waters from the high seas, as defined in section 2 of the Act of February 19, 1895, as amended (U. S. C., 1934 edition, title 33, sec. 151).

Approved, July 8, 1941.

July 8, 1941
[H. R. 4225]
[Public Law 157]

Able seamen on sailing vessels.
38 Stat. 1169.
46 U. S. C. § 672.
Post, p. 730.

28 Stat. 672.
33 U. S. C. § 151.

[CHAPTER 281]

JOINT RESOLUTION

July 8, 1941
[H. J. Res. 22]
[Public Law 158]

Authorizing the Secretary of War to convey certain lands to the State of West Virginia.

West Virginia.

Whereas in the prosecution of the Tygart River Reservoir project, near Grafton, West Virginia, certain residual lands lying beyond the limits of the reservoir area of the Tygart River Reservoir were acquired for the reason that the cost of such residual lands was much less than the cost of providing access roads thereto; and Whereas the State of West Virginia is desirous of owning for public purposes the aforesaid residual lands: Therefore be it

Conveyance of lands
to State.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to grant and convey by quitclaim deed to the State of West Virginia at such consideration as he shall deem reasonable such lands acquired by the United States in the prosecution of the Tygart River Reservoir project as the Secretary of War deems not necessary for the operation and maintenance of the said Tygart River Dam and Reservoir, under such conditions, restrictions, exceptions, and reservations as the Secretary of War deems necessary for the protection of the lands of the United States adjoining those to be conveyed to the State of West Virginia and for the operation and maintenance of the Tygart River Dam and Reservoir.

Approved, July 8, 1941.

[CHAPTER 282]

AN ACT

July 9, 1941
[H. R. 531]
[Public Law 159]

To amend the Act of April 6, 1938 (52 Stat. 201), entitled "An Act authorizing the Secretary of the Treasury to exchange sites at Miami Beach, Dade County, Florida, for Coast Guard purposes".

Coast Guard.
Exchange of certain
sites in Florida.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of April 6, 1938 (52 Stat. 201) is hereby amended to read as follows:

"That the Secretary of the Treasury is hereby authorized to exchange the existing Coast Guard sites located at Miami Beach, Dade County (commonly known as the House of Refuge property), and at Fort Lauderdale, Broward County (commonly known as the Base SIX property), in the State of Florida, or either of them, for any other site or sites or facilities thereon, or both, located in either of said counties, which are determined by a board of Coast Guard officers, appointed by the Commandant, to be adequate consideration for such exchange and suitable for Coast Guard purposes, subject to the approval of the Secretary: *Provided,* That the title to any land acquired in this manner shall be subject to the approval of the Attorney General: *Provided further,* That any conveyance by the Government under this Act shall be by a quitclaim deed.

Proviso.
Approval of title.

Conveyance by
quitclaim deed.

Contract authoriza-
tion.

"SEC. 2. The Secretary of the Treasury is authorized to enter into such contracts, accept such bonds or other undertakings, and perform any and all other acts as he deems necessary to protect the interests of the United States in carrying out the provisions of this Act."

Approved, July 9, 1941.

[CHAPTER 283]

AN ACT

To amend the Act entitled "An Act to make unlawful the transportation of convict-made goods in interstate commerce, and for other purposes", approved October 14, 1940.

July 9, 1941
[H. R. 3191]
[Public Law 160]

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 make unlawful the transportation of convict-made goods in interstate commerce, and for other purposes", approved October 14, 1940, be amended by inserting after the words "Federal Government", occurring in the first proviso, the words "or the District of Columbia Government".

Convict-made goods.
54 Stat. 1134.
18 U. S. C. § 396a.

Approved, July 9, 1941.

[CHAPTER 284]

AN ACT

To establish a National Archives Trust Fund Board, and for other purposes.

July 9, 1941
[H. R. 4841]
[Public Law 161]

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 "National Archives Trust Fund Board Act".

National Archives Trust Fund Board Act.

SEC. 2. The board is hereby created and established, to be known as the National Archives Trust Fund Board (hereinafter referred to as the "Board"), which shall consist of the Archivist of the United States, as Chairman, and the chairman of the House Library Committee and the chairman of the Senate Library Committee. Membership on the Board shall not be deemed to be an office within the meaning of the statutes of the United States.

Establishment and composition of Board.

SEC. 3. The Board is hereby authorized to accept, receive, hold, and administer such gifts or bequests of money, securities, or other personal property, for the benefit of or in connection with The National Archives, its collections, or its services, as may be approved by the Board.

Acceptance of gifts, etc.

SEC. 4. Any moneys or securities composing trust funds given or bequeathed to the Board shall be receipted for by the Secretary of the Treasury, who shall invest, reinvest, and retain such moneys or securities as the Board may from time to time determine. The Board shall not engage in any business or exercise any voting privilege which may be incidental to securities in such trust funds, nor shall the Secretary of the Treasury make any investments for the account of the Board which could not lawfully be made by a trust company in the District of Columbia, except that he may make any investment directly authorized by the instrument of gift or bequest under which the funds to be invested are derived, and may retain any investments accepted by the Board.

Investment, etc., of moneys in trust funds.

SEC. 5. The income from any trust funds held by the Board, and the money received and proceeds from the sale of securities and other personal property, as and when collected, shall be covered into the Treasury of the United States in a trust fund account to be known as the National Archives Trust Fund, subject to disbursement by the Division of Disbursement, Treasury Department, on the basis of certified vouchers of the Archivist or his duly authorized agent, except where otherwise restricted by the instrument of gift or bequest, for and in the interest of The National Archives, its collections, or its services, including but not restricted to the preparation and publication of special works and collections of sources and the preparation, duplication, editing, and release of

National Archives Trust Fund.

Disbursement.

Sales of publications and releases.

historical photographic materials and sound recordings. The Archivist may make sales of any such publications and releases authorized by this section and paid for out of the income derived from trust funds at a price which will cover their cost and 10 per centum added, and all moneys received from such sales shall be paid into, administered, and expended as a part of the trust fund account herein provided for.

Powers of trustee.

SEC. 6. The Board shall have all the usual powers and obligations of a trustee with respect to all property and funds administered by it, but the members of the Board shall not be personally liable, except for malfeasance.

Tax-exemption of gifts.

SEC. 7. Gifts and bequests received by the Board under the provisions of this Act, and the income therefrom, shall be exempt from all taxes.

Authority of Board.

SEC. 8. In carrying out the purposes of this Act, the Board shall have authority—

(a) To adopt an official seal, which shall be judicially noticed;

(b) To appoint, or to authorize the Archivist to appoint, without regard to the civil-service laws, all necessary employees, and to fix their duties; and

(c) To adopt bylaws, rules, and regulations necessary for the administration of its functions under this Act.

No compensation to Board members. Administration expenditures, etc.

SEC. 9. No compensation shall be paid to the members of the Board for their services as such members. All costs incurred by the Board in carrying out its duties under this Act, including the expenditures necessarily made by the members of the Board in the performance of their duties and the compensation of persons employed by the Board, shall be paid out of income from trust funds available to the Board for the purpose. Unless otherwise restricted by the instrument of gift or bequest, the Board, by resolution duly adopted, may authorize the Archivist to use for such purposes, or for any other purpose or purposes for which funds may be expended under this Act, the principal of any gift or bequest accepted under this Act.

Report to Congress.

SEC. 10. The Board shall submit to the Congress an annual report of the moneys, securities, and other personal property received and held by it and of its operations.

Approved, July 9, 1941.

[CHAPTER 285]

AN ACT

To authorize the Secretary of the Treasury to exchange certain land owned by the United States for a site for a road right-of-way needed for access to the Coast Guard Light Station Reservation, Au Sable, Michigan.

July 9, 1941
[H. R. 4903]

[Public Law 162]

Coast Guard station, Au Sable, Mich.
Exchange of land for right-of-way.

Description.

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 to exchange all of that certain tract of land west of Hurricane River situated in lot 2, section 3, township 49 north, range 15 west, Alger County, Michigan, containing two and seventeen one-hundredths acres, more or less, constituting a part of the Coast Guard Light Station Reservation, Au Sable, Michigan, for a tract of land for a road right-of-way described as follows: A strip of land sixty-six feet in width and five hundred and five feet in length, more or less, lying thirty-three feet on each side of a center line commencing at a point on the southerly section line of said section 3, forty-five and three-tenths feet true west from the one-quarter post of sections 3 and 10; thence south forty-two degrees no minutes east forty-eight and four-tenths feet; thence around a twenty-five-degree curve to the right, two hundred

and six and four-tenths feet; thence south nine degrees thirty-six minutes west twenty-one and eight-tenths feet; thence around a forty-six-degree curve to the left one hundred and forty-seven and no tenths feet; thence south fifty-seven degrees fifty-seven minutes east eighty-one and four-tenths feet to the west right-of-way line of the existing road, containing in all seventy-seven one-hundredths acre, more or less: *Provided*, That title to the land to be acquired shall be subject to the approval of the Attorney General: *Provided further*, That the conveyance of the land of the United States shall be by quitclaim deed.

Proviso.

Approved, July 9, 1941.

[CHAPTER 287]

AN ACT

To prohibit prostitution within such reasonable distance of military and/or naval establishments as the Secretaries of War and/or Navy shall determine to be needful to the efficiency, health, and welfare of the Army and/or Navy.

July 11, 1941
[H. R. 2475]
[Public Law 163]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That until May 15, 1945, it shall be unlawful, within such reasonable distance of any military or naval camp, station, fort, post, yard, base, cantonment, training or mobilization place as the Secretaries of War and/or Navy shall determine to be needful to the efficiency, health, and welfare of the Army and/or Navy, and shall designate and publish in general orders or bulletins, to engage in prostitution or to aid or abet prostitution or to procure or solicit for the purposes of prostitution, or to keep or set up a house of ill fame, brothel, or bawdy house, or to receive any person for purposes of lewdness, assignation, or prostitution into any vehicle, conveyance, place, structure, or building, or to permit any person to remain for the purpose of lewdness, assignation, or prostitution in any vehicle, conveyance, place, structure, or building or to lease, or rent, or contract to lease or rent any vehicle, conveyance, place, structure, or building, or part thereof, knowing or with good reason to know that it is intended to be used for any of the purposes herein prohibited; and any person, corporation, partnership, or association violating the provisions of this Act shall, unless otherwise punishable under the Articles of War or the Articles for the Government of the Navy, be deemed guilty of a misdemeanor and be punished by a fine of not more than \$1,000, or by imprisonment for not more than one year, or by both such fine and imprisonment, and any person subject to military or naval law violating this Act shall be punished as provided by the Articles of War or the Articles for the Government of the Navy, and the Secretaries of War and of the Navy and the Federal Security Administrator are each hereby authorized and directed to take such steps as they deem necessary to suppress and prevent the violation thereof, and to accept the cooperation of the authorities of States and their counties, districts, and other political subdivisions in carrying out the purposes of this Act: *Provided*, That nothing in this Act shall be construed as conferring on the personnel of the War or Navy Department or the Federal Security Agency any authority to make criminal investigations, searches, seizures, or arrests of civilians charged with violations of this Act.

Prohibiting prostitution, etc., near military and naval establishments.

Punishment.

Proviso.
Limitation on authority.

Approved, July 11, 1941.

[CHAPTER 288]

AN ACT

Authorizing the construction of a crypt for the remains of Gutzon and Mary Borglum.

July 11, 1941
[H. R. 3857]

[Public Law 164]

Gutzon and Mary
Borglum.
Construction of
crypt for remains of.
52 Stat. 694.

Proviso.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Mount Rushmore National Memorial Commission, organized under the authority of Public, Numbered 629, Seventy-fifth Congress, is hereby authorized to construct a crypt which shall serve as the permanent resting place for the remains of Gutzon and Mary Borglum, of such a design and at such place in Mount Rushmore National Memorial as the Commission deems appropriate after consultation with the Secretary of the Interior: *Provided*, That such crypt shall not be located in the immediate vicinity of the central figures of such Memorial.

SEC. 2. The cost of the tomb authorized by this Act shall be borne entirely from funds privately subscribed.

Approved, July 11, 1941.

[CHAPTER 289]

AN ACT

To supplement the navigation laws and facilitate the maintenance of discipline on board vessels of the United States.

July 11, 1941
[H. R. 4258]

[Public Law 165]

Narcotic drugs.
Possession of, on
board U. S. vessels.

Penalty.

"Narcotic drug" de-
fined.

35 Stat. 614.
21 U. S. C. §§ 171-
185.
53 Stat. 269.
26 U. S. C. ch. 23.

Effective date.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) whoever brings on board, or has in his possession or control on board, any vessel of the United States, while engaged on a foreign voyage, any narcotic drug not constituting a part of the cargo entered in the manifest or part of the ship stores, shall be fined not more than \$5,000 or be imprisoned for not more than five years, or both.

(b) As used in subsection (a) "narcotic drug" means any narcotic drug as now or hereafter defined by the Narcotic Drugs Import and Export Act, or any substance in respect of which a tax is imposed pursuant to chapter 23 of the Internal Revenue Code, as amended, or pursuant to any regulations thereunder.

SEC. 2. This Act shall take effect thirty days after the date of its enactment.

Approved, July 11, 1941.

[CHAPTER 290]

AN ACT

To amend and clarify certain Acts pertaining to the Coast Guard, and for other purposes.

July 11, 1941
[H. R. 4658]

[Public Law 166]

Coast Guard.

Exchange of rights-
of-way.

Payment of expen-
ses.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of August 28, 1916 (39 Stat. 538; U. S. C., title 33, sec. 732), is hereby amended to read as follows:

"The Secretary of the Treasury is authorized, whenever he shall deem it advisable, to exchange any right-of-way of the United States in connection with lands pertaining to the United States Coast Guard for such other right-of-way as may be advantageous to the Service, under such terms and conditions as he may deem to be for the best interests of the Government; and in case any expenses, not exceeding the sum of \$500, are incurred by the United States in making such exchange, the same shall be payable from the appropriation 'Coast Guard, General Expenses' for the fiscal year during which such exchange shall be effected."

SEC. 2. Section 2 of the Act of August 16, 1937 (50 Stat. 667; U. S. C., Supp. V, title 33, sec. 721a), is hereby amended by striking out the words "Lighthouse Service" wherever they appear and substituting therefor the words "Coast Guard", and by adding a new sentence at the end thereof as follows: "In the event such payment is deposited subsequent to payment by the Coast Guard from appropriated funds to the person or persons repairing or replacing the damaged property, such payment shall be deposited to the credit of the appropriation current at the time the collection is made."

Deposit of damage payments.
33 U. S. C. § 721a.

SEC. 3. (a) The Secretary of the Treasury is hereby authorized, during the national emergency declared by the President on September 8, 1939, to exist, to negotiate contracts on behalf of the Coast Guard for the acquisition, construction, repair, or alteration of complete Coast Guard vessels or aircraft, or any portion thereof, including plans, spare parts, and equipment therefor, that have been or may be authorized, and also for machine tools and other similar equipment on the same basis and subject to the same limitations, and with the same privilege of priority in deliveries as is provided for similar contracts authorized to be negotiated by the Secretary of the Navy by section 2 (a) of the Act of June 28, 1940 (Public, Numbered 671, Seventy-sixth Congress, third session).

Contracts for vessels, aircraft, etc.
54 Stat. 2643.
50 U. S. C., app., prec. § 1 note.

(b) The Act of August 24, 1935 (49 Stat. 793; U. S. C., Supp. V, title 40, secs. 270a–270d), may, in the discretion of the Secretary of the Treasury, be waived with respect to contracts for the purposes enumerated in paragraph (a) of this section.

Machine tools, etc.

54 Stat. 676.
41 U. S. C., prec. § 1 note.

Waiver of certain requirements.
40 U. S. C. §§ 270a–270d.

SEC. 4. The joint resolution of May 5, 1894 (28 Stat. 582; U. S. C., title 31, sec. 542), is hereby repealed.

Repeal.

SEC. 5. Section 1 of the Act of January 28, 1915 (38 Stat. 800; U. S. C., title 14, sec. 1), is hereby amended by striking out the words "which shall constitute a part of the military forces of the United States" appearing immediately after the words "Coast Guard" in the first sentence thereof and substituting therefor the following: "which shall be a military service and constitute a branch of the land and naval forces of the United States at all times".

Status as a military service, etc.

SEC. 6. (a) Section 1 of the Act of January 28, 1915, is hereby further amended by striking out so much of the second sentence thereof as precedes the proviso and substituting therefor the following: "Whenever the Coast Guard or any units thereof are transferred to the Navy Department, applicable appropriations of the Navy Department shall be available for the expenses thereof: *Provided*, That the applicable appropriations of the Coast Guard shall be available for transfer to the Navy Department for such expenses in such amount or amounts as the Director of the Bureau of the Budget shall determine."; and by adding the word "*further*" after the word "*Provided*" where it last appears in said section.

Transfer of Coast Guard units to Navy Department.

Funds available for expenses.
38 Stat. 800.
14 U. S. C. § 1.

(b) The paragraph of the Act of August 29, 1916 (39 Stat. 600; U. S. C., title 14, sec. 4), relating to reimbursement of naval appropriations for expenses of the Coast Guard, is hereby repealed.

Repeal.

SEC. 7. Section 1 of the Act of June 22, 1936 (49 Stat. 1820; U. S. C., Supp. V, title 14, sec. 45), is hereby amended by striking out the proviso at the end of the first sentence thereof and substituting a period for the colon immediately preceding such proviso; and section 4 of said Act (U. S. C., Supp. V, title 14, sec. 48), is hereby amended to read as follows:

Inland waters, jurisdiction.
14 U. S. C. § 45.

14 U. S. C. § 48.

"SEC. 4. Any officer of the Coast Guard enumerated in section 1 of this Act may be designated by the Commandant of the Coast Guard as captain of the port for such port or ports or adjacent navigable waters of the United States as he deems necessary to facilitate execution of the duties prescribed by this Act."

Captain of the port, designation.

Enlistments.
14 U. S. C. § 35.
Post, p. 629.

SEC. 8. Section 1 of the Act of May 26, 1906 (34 Stat. 200), as amended (U. S. C., Supp. V, title 14, sec. 35), is hereby further amended by substituting the word "four" for "three" in subparagraph (a); by changing the phrase "one, two, or three full years" in subparagraph (b) to "one, two, three, or four full years"; by deleting subparagraph (c); and by adding two new subparagraphs, (c) and (d), reading as follows:

Detention beyond
term of enlistment.

"(c) Under such regulations as the Secretary of the Treasury shall prescribe, an enlisted man may be detained in the Coast Guard beyond the term of his enlistment—

"1. until the first arrival of the vessel on which he is serving at its permanent station, or at a port in a State of the United States or in the District of Columbia;

"2. until the first arrival of an enlisted man attached to a shore station beyond the continental limits of the United States or in Alaska at a port in any State of the United States or in the District of Columbia where his reenlistment or discharge may be effected, or until he can be discharged or reenlisted at his station beyond the continental limits of the United States or in Alaska, whichever is earlier, but in no event to exceed three months;

"3. with his consent, while undergoing medical or hospital treatment for injury, sickness, or disease incurred incident to service, until a final determination is made with reference to his eligibility for reenlistment, retirement, or discharge, but in no event to exceed six months;

"4. while awaiting disciplinary action or trial and disposition of his case;

"5. for a period of not exceeding thirty days in other cases not specifically covered by this section, when essential to the public interests: *Provided*, That the determination that such detention is essential to the public interests, made in accordance with regulations prescribed by the Secretary of the Treasury, shall be final and conclusive.

Proviso.

Pay and allowances.

"(d) Any person detained in the Coast Guard, as provided in subparagraph (c) of this section, shall be entitled to receive pay and allowances and benefits under the same conditions as though his enlistment period had not expired, and shall be subject in all respects to the laws and regulations for the government of the Coast Guard until his discharge therefrom: *Provided*, That enlisted men detained under the provisions of subparagraph (c) 1 of this section shall be entitled to the pay and allowances provided for enlisted personnel of the Navy detained under similar circumstances: *Provided further*, That pay or allowances shall not accrue for any period beyond the term of enlistment in the case of an enlisted person detained in accordance with subparagraph (c) 4 of this section if the trial results in conviction."

Proviso.

SEC. 9. (a) The Act of May 27, 1908 (35 Stat. 417), as amended (U. S. C., title 39, sec. 134), is hereby further amended to read as follows:

Mail clerks.

"Enlisted men of the United States Navy, Marine Corps, or Coast Guard may, upon selection by the Secretary of the Navy in the case of the Navy or Marine Corps, and by the Secretary of the Treasury in the case of the Coast Guard, be designated by the Post Office Department as 'Navy mail clerks' and 'assistant Navy mail clerks' and as 'Coast Guard mail clerks' and 'assistant Coast Guard mail clerks', who shall be authorized to receive and open all pouches and sacks of mail addressed to naval and Coast Guard vessels, as the case may be, to make proper delivery of such mail, to receive matter for trans-

mission in the mails, to receipt for registered matter (keeping an accurate record thereof), to keep and have for sale an adequate supply of postage stamps, to make up and dispatch mails, and other postal duties as may be authorized by the Postmaster General, all in accordance with such rules and regulations as may be prescribed by the commanding officer of the vessel or of the squadron to which the vessel is attached. Such enlisted men may also be designated as Navy mail clerks and assistant Navy mail clerks and as Coast Guard mail clerks and assistant Coast Guard mail clerks with expeditionary forces on shore or for duty at stations and shore establishments under the Navy Department and the Treasury Department, respectively, where the services of such mail clerks and assistant mail clerks are necessary. Each mail clerk and assistant mail clerk shall take the oath of office prescribed for employees of the Postal Service and shall be amenable in all respects to naval and Coast Guard discipline, as the case may be, except that, as to their duties as such clerks, the commanding officers of the vessels upon which they are stationed shall require them to be governed by the postal laws and regulations of the United States. Whenever necessity arises therefor any assistant mail clerk may be required by the commanding officer of the vessel upon which he is stationed or of the squadron to which said vessel is attached to perform the duties of mail clerk. They shall receive as compensation for such services from the Navy Department or from the Treasury Department, as the case may be, in addition to that paid them of the grade to which they are assigned, such sum in the case of mail clerks not to exceed \$500 per annum, and in that of assistant mail clerks not to exceed \$300 per annum, as may be determined and allowed by the Navy Department and by the Treasury Department, respectively."

Services with expeditionary forces, etc.

Oath of office.

Compensation.

(b) Section 3 of the Act of August 24, 1912 (37 Stat. 554; U. S. C., title 39, sec. 135), is hereby amended to read as follows:

"Every Navy mail clerk and assistant Navy mail clerk and every Coast Guard mail clerk and assistant Coast Guard mail clerk shall give bond to the United States in such penal sum as the Postmaster General may deem sufficient for the faithful performance of his duties as such clerk."

Bonds.

Sec. 10. The Coast Guard Auxiliary and Reserve Act of 1941 (Public, Numbered 8, Seventy-seventh Congress), is hereby amended as follows:

Coast Guard Auxiliary and Reserve Act of 1941, amendments.

(1) Section 9. Delete the last sentence and substitute therefor: "Any member performing such service shall, upon authorization by the Commandant, be entitled to actual necessary traveling expense, including subsistence or a per diem in lieu thereof, as prescribed for civilian employees of the Government."

Ante, p. 10.
Service in advisory capacity; expenses.

(2) Section 202. Insert a comma after the word "Reserve" in the first line and add the phrase "which shall be a component part of the Coast Guard".

Ante, p. 11.
Reserve, status.

(3) Section 205. Add the following language at the end of said section:

Ante, p. 11.

"In time of peace members of the Coast Guard Reserve may, with their consent, be given additional training or other duty either with or without pay, as may be authorized by the Secretary of the Treasury. When authorized training or other duty without pay is performed by members of the Reserve they may, in the discretion of the Secretary of the Treasury, be furnished with transportation to and from such duty, with subsistence and transfers en route and, during the performance of such duty, be furnished subsistence in kind or commutation thereof at a rate to be fixed from time to time by the Secretary of the Treasury."

Additional training, etc.

Ante, p. 11.

(4) Section 206. Delete the first sentence and substitute therefor the following:

Pay and allowances.

"Commissioned officers, chief warrant officers, warrant officers, and enlisted men of the Reserve when engaged on active duty, on active duty while undergoing training, on training duty with pay, or when engaged in authorized travel to or from such duty, shall receive the same pay and allowances as are received by commissioned officers, chief warrant officers, warrant officers, and enlisted men of the Naval Reserve of the same rank, grade, rating, and length of service."

Ante, p. 12.

(5) Section 210. Delete the entire section and substitute therefor the following:

Uniform allowance.

"Upon first reporting for active or training duty with pay at a location where uniforms are required to be worn, a commissioned or warrant officer of the Reserve shall be paid a sum not to exceed \$100 as reimbursement for the purchase of the required uniforms, and thereafter he shall be paid an additional sum of \$50 for the same purpose upon completion of each period of not less than four years in the Reserve: *Provided*, That this latter amount of \$50 shall not become due any officer until called to active or training duty after the expiration of the previous four-year period: *Provided further*, That in time of war or national emergency a further sum of \$150 for the purchase of required uniforms shall be paid to officers of the Reserve when they first report for active duty: *Provided further*, That the Secretary of the Treasury shall prescribe regulations governing the conditions and requirements under which this allowance shall be payable to temporary members of the Reserve. Enlisted men of the Reserve may be allowed the cost of, or issued such items of uniforms, bedding, and equipment as may be prescribed by the Commandant: *Provided further*, That the value of such allowances or of items so issued to any person during any three-year period shall not exceed \$100: *And provided further*, That notwithstanding the foregoing limitation upon first reporting for active duty, in time of war or national emergency, enlisted men of the Reserve may be issued such additional articles as are required to give them the same outfit as is authorized for enlisted personnel of the regular Coast Guard upon first enlistment."

Proviso.
Condition.

Emergency provision.

Allowances to temporary members.

Limitation.

Outfits in time of war.

Approved, July 11, 1941.

[CHAPTER 291]

AN ACT

To authorize the Secretary of War to exchange certain land located within the Fort Missoula Military Reservation, Montana, for certain land owned by the Missoula Chamber of Commerce, of Missoula, Montana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized to transfer, subject to such conditions, covenants, reservations, and exceptions as he shall prescribe, to the Missoula Chamber of Commerce, of Missoula, Montana, all right, title, and interest of the United States in and to a parcel of land, described in subsection (a) of this Act, located within the boundaries of the Fort Missoula Military Reservation, Montana, in exchange for title to certain land, described in subsection (b) of this Act, from the Missoula Chamber of Commerce, of Missoula, Montana.

(a) The following-described land, located in section 31, township 13 north, range 19 west, Montana principal meridian, containing ninety-one and fifty-two one hundredths acres, more or less: Beginning at a point on the south section line of section 31, township 13

July 14, 1941
[S. 198]

[Public Law 167]

Missoula Chamber
of Commerce, Mis-
soula, Mont.

Exchange of land.

Description.

north, range 19 west, fifty-nine and eight-tenths feet east of the south quarter corner of said section 31; said section line also being a part of the third standard parallel north of the Montana principal meridian; thence north fifty-one degrees ten minutes east a distance of one thousand nine hundred seventy-six and nine-tenths feet; thence north fifty-seven degrees forty-three minutes west a distance of one thousand eight hundred fifty and three-tenths feet; thence south thirty-one degrees thirty minutes west a distance of six hundred sixty-two and nine-tenths feet; thence south seventy-seven degrees forty-six minutes west a distance of one thousand seventy-five and seven-tenths feet; thence south thirty-six degrees fourteen minutes west a distance of four hundred ninety and eight-tenths feet; thence south thirty-eight degrees nine minutes east a distance of two hundred ninety-six and eight-tenths feet; thence south twenty-eight degrees eighteen minutes east a distance of four hundred fifteen and three-tenths feet; thence south sixty-six degrees twenty-four minutes east a distance of two hundred ninety and one-tenth feet; thence south fifty-four degrees twenty minutes east a distance of two hundred sixty-four and seven-tenths feet; thence south thirty-three degrees seventeen minutes east a distance of two hundred eleven and one-tenth feet; thence east along south section line of said section 31, township 13 north, range 19 west, a distance of seven hundred forty-four and one-tenth feet to the point of beginning.

(b) The following-described land, containing four hundred acres, more or less: The west half of the northeast quarter and the west half of section 8, township 12 north, range 20 west, Montana principal meridian.

Approved, July 14, 1941.

[CHAPTER 292]

AN ACT

To authorize the course of instruction at the United States Naval Academy to be given to not exceeding twenty persons at a time from the American republics, other than the United States.

July 14, 1941
[S. 207]

[Public Law 168]

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 permit, upon designation of the President of the United States, not exceeding twenty persons at a time from the American Republics (other than the United States) to receive instruction at the United States Naval Academy at Annapolis, Maryland. Not more than three persons from any of such Republics shall receive instruction under authority of this Act at the same time. The persons receiving instruction under authority of this Act shall receive the same pay, allowances, and emoluments, to be paid from the same appropriations, and, subject to such exceptions as may be determined by the Secretary of the Navy, shall be subject to the same rules and regulations governing admission, attendance, discipline, resignation, discharge, dismissal, and graduation, as midshipmen at the Naval Academy appointed from the United States; but such persons shall not be entitled to appointment to any office or position in the United States Navy by reason of their graduation from the Naval Academy.

Naval Academy.
Attendance of persons from American republics.

Pay, allowances, etc.

Approved, July 14, 1941.

[CHAPTER 293]

AN ACT

July 14, 1941

[S. 961]

[Public Law 169]

To extend the times for commencing and completing the construction of a bridge across the Mississippi River at or near Friar Point, Mississippi, and Helena, Arkansas.

Mississippi River.
Time extended for
bridging, Friar Point,
Miss.-Helena, Ark.

53 Stat. 747; 54 Stat.
222.

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 Friar Point, Mississippi, and Helena, Arkansas, authorized to be built by the Arkansas-Mississippi Bridge Commission and its successors and assigns by an Act of Congress, approved May 17, 1939, heretofore extended by an Act of Congress, approved May 27, 1940, are hereby further extended one and three years, respectively, from the date of approval of this Act.

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

Approved, July 14, 1941.

[CHAPTER 294]

AN ACT

July 14, 1941

[S. 1147]

[Public Law 170]

To revive and reenact the Act entitled "An Act authorizing the village of Cassville, Wisconsin, or its assigns, to construct, maintain, and operate a toll bridge across the Mississippi River at or near Cassville, Wisconsin, and to a place at or near the village of Guttenberg, Iowa", approved August 7, 1939.

Mississippi River.
Bridge across, at
Cassville, Wis.
53 Stat. 1235.

Proviso.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved August 7, 1939, authorizing the village of Cassville, Wisconsin, or its assigns, to construct, maintain, and operate a toll bridge across the Mississippi River at or near Cassville, Wisconsin, and to a place at or near the village of Guttenberg, Iowa, 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 one year and completed within three years from the date of approval hereof.

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

Approved, July 14, 1941.

[CHAPTER 295]

AN ACT

July 14, 1941

[S. 1226]

[Public Law 171]

To extend the times for commencing and completing the construction of a bridge across the Columbia River at Astoria, Clatsop County, Oregon.

Columbia River.
Time extended for
bridging, at Astoria,
Oreg.

48 Stat. 949; 49 Stat.
1066, 1104; 50 Stat. 563;
52 Stat. 445; 53 Stat.
1206; 54 Stat. 1222.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Columbia River at Astoria, Clatsop County, Oregon, authorized to be built by the Oregon-Washington Bridge Board of Trustees by an Act of Congress approved June 13, 1934, as amended, as heretofore extended by Acts of Congress approved August 30, 1935, January 27, 1936, August 5, 1937, May 26, 1938, August 5, 1939, and December 16, 1940, are further extended one and three years, respectively, from June 13, 1941.

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

Approved, July 14, 1941.

[CHAPTER 296]

AN ACT

To amend an Act entitled "An Act authorizing the temporary detail of John L. Savage, an employee of the United States, to service under the government of the State of New South Wales, Australia, and the government of the Punjab, India" (Act of June 29, 1940, Public, Numbered 678, Seventy-sixth Congress, third session).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act authorizing the temporary detail of John L. Savage, an employee of the United States, to service under the government of the State of New South Wales, Australia, and the government of the Punjab, India," approved June 29, 1940 (Public, Numbered 678, Seventy-sixth Congress, third session), is hereby amended by striking out the words "State of New South Wales, Australia," and by inserting in lieu thereof the words: "Commonwealth of Australia".

Approved, July 14, 1941.

July 14, 1941
[S. 1488]
[Public Law 172]

J. L. Savage.
Detail of, for service
in Australia and
India.

54 Stat. 601.

[CHAPTER 297]

AN ACT

To provide for priorities in transportation by merchant vessels in the interests of national defense, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That during the emergency declared by the President on May 27, 1941, to exist but not after June 30, 1943, the President may, notwithstanding any other provisions of law, whenever he deems it in the interest of national defense, including the maintenance of essential supplies and services, authorize the United States Maritime Commission to issue warrants as hereinafter provided with respect to any vessel documented under the laws of the United States or any vessel not so documented but owned by a citizen of the United States. Such warrants may also be issued to foreign-flag vessels not owned by citizens of the United States upon application therefor by the owner of said vessel or the charterer thereof on behalf of such owner. Such application shall be in such form as the United States Maritime Commission may prescribe. All warrants shall be issued and may be revoked pursuant to regulations issued by the United States Maritime Commission with the approval of the President.

SEC. 2. The warrants to be issued pursuant to this Act shall be in such form as the Maritime Commission shall prescribe, and shall set forth the conditions to be complied with by the affected vessel as a condition to receiving the priorities and other advantages provided in this Act, by reference to an undertaking of the owner or charterer with respect to the trades in which such vessel shall be employed, the voyages which it shall undertake, the class or classes of cargo or passengers to be carried, the fair and reasonable maximum rate of charter-hire or equivalent, and such incidental and supplementary matters as appear to the United States Maritime Commission to be necessary or expedient for the purposes of the warrant. Nothing in this Act shall authorize the United States Maritime Commission to require the owner or charterer to relinquish the manning, storing, victualing, supplying, fueling, maintaining, or repairing of his vessel to any other person or persons. Nothing in this Act shall be deemed to alter, amend, or repeal any of the coastwise laws of the United States.

July 14, 1941
[H. R. 4700]
[Public Law 173]

National defense.
Priorities in trans-
portation by merchant
vessels; issuance of
warrants.
6 F. R. 2617.

7 F. R. 837.

Form of warrants;
conditions.

Coastwise laws not
affected.

Priorities in use of certain facilities, etc.

SEC. 3. Vessels holding warrants issued pursuant to this Act shall be entitled to priority over merchant vessels not holding such warrants, with respect to the use of facilities for loading, discharging, lightering or storage of cargoes, the procurement of bunker fuel or coal, and the towing, overhauling, drydocking or repair of such vessels. Vessels holding warrants shall have such priority as among themselves, as the United States Maritime Commission shall determine to be necessary and advisable in the interests of national defense, or as may be specified in the warrants. Persons in the United States, including the Philippine Islands and the Canal Zone, furnishing any of the above-mentioned facilities shall be authorized, and under rules and regulations prescribed by the United States Maritime Commission with the approval of the President may be required, to grant such priorities, anything in any contract whether heretofore or hereafter made to the contrary notwithstanding.

Priorities in importation and transportation.

SEC. 4. In the administration of this Act it shall be the policy of the Commission to make fair and reasonable provision for priorities with respect to (1) the importation of substantial quantities of strategic and critical materials, (2) the transportation of substantial quantities of materials when such transportation is requested by any defense agency, and (3) the transportation in the foreign or domestic commerce of the United States of substantial quantities of materials deemed by the Commission to be essential to the defense of the United States: *Provided*, That there shall be no unjust discrimination between ports of the United States. Nothing in this Act shall authorize the exaction of any sum from the holder of a warrant solely for the privilege of carrying cargo on any route. Vessels that on January 1, 1941, were engaged primarily in the coastwise transportation of coal for national defense and domestic consumption shall be granted warrants only so long as they continue in the same service as of said date, except that in case any such vessel ceased, before June 15, 1941, to engage in such transportation of coal and before such date became principally engaged in the transportation of defense materials, the Commission may grant such vessel a warrant for such service as it deems suitable pursuant to section 2.

Proviso.
No unjust discrimination.

Coastwise transportation of coal.

"Citizen of the United States."

SEC. 5. The term "citizen of the United States" as used in this Act includes corporations, partnerships, and associations existing, authorized, or organized under the laws of the United States or any State, district, Territory, or possession thereof.

Penal provision.

SEC. 6. Whoever willfully violates any rule, regulation, or order issued under the authority conferred herein shall be punished by a fine of not more than \$5,000, or by imprisonment for not more than two years or both: *Provided*, That the District Court of the Canal Zone and the several courts of first instance of the Commonwealth of the Philippine Islands shall have jurisdiction over offenses committed against the provisions of this Act within the Canal Zone and the Philippine Islands, respectively.

Proviso.
Jurisdiction of prosecution.

Approved, July 14, 1941.

[CHAPTER 298]

AN ACT

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

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is hereby authorized to establish or develop the following shore establishments by the construction of the following public-works projects, with which shall be included the authority to acquire

July 14, 1941
[H. R. 4839]
[Public Law 174]

Navy.
Public works projects.

the necessary land, at a cost not to exceed the amount stated after each item enumerated:

- Naval operating base, Newport, Rhode Island: Fleet operating facilities, including dredging, \$2,000,000. Newport, R. I.
- Naval operating base, Norfolk, Virginia: Replacement of marine barracks, \$500,000. Norfolk, Va.
- Naval ammunition depot, Hingham, Massachusetts: Extension of facilities, including purchase of land, \$3,500,000. Hingham, Mass.
- Naval ordnance plant, South Charleston, West Virginia: Replacement of marine barracks, \$125,000. South Charleston, W. Va.
- Naval hospital, Key West, Florida: Construction of hospital facilities, including buildings and accessories and acquisition of land, \$1,000,000. Key West, Fla.
- Marine aviation facilities, Neuse River, North Carolina, \$14,990,000. Neuse River, N. C.
- Expansion of Marine Corps training facilities, \$3,500,000. Great Lakes, Ill.
- Naval training station, Great Lakes, Illinois: Expansion of facilities, \$1,265,000. Newport, R. I.
- Naval training station, Newport, Rhode Island: Expansion of facilities, \$1,095,000. Newport, R. I.
- Naval training station, Norfolk, Virginia: Expansion of facilities, \$1,700,000. Norfolk, Va.
- Naval training station, San Diego, California: Expansion of facilities, \$1,440,000. San Diego, Calif.

The foregoing costs for expansion of facilities at naval training stations may each be varied upward or downward 30 per centum provided the total cost for all four stations is not exceeded. Variance of costs.

The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590-592), as amended, shall be applicable to all public works and public-utilities projects authorized by this Act, regardless of location: *Provided*, That the fixed fee to be paid the contractor as a result of any contract hereafter entered into under the authority of the above-mentioned Act shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of the Navy. Cost-plus-a-fixed-fee contracts.

The provisions of section 8 (a) of the Act approved June 28, 1940 (Public, Numbered 671, Seventy-sixth Congress), shall be applicable to the public-works projects authorized by this Act. Proviso.

The Secretary of the Navy is hereby requested to investigate and report to the Congress, as soon as practicable, but not later than ten days after the convening of the session on or about January 3, 1942, upon the cost and desirability of establishing underground fuel storage facilities and underground hangars at naval shore establishments. Increase of cost limitation.
54 Stat. 680.
41 U. S. C., prec. § 1 note.
Underground fuel storage and hangars; report to Congress.

Approved, July 14, 1941.

[CHAPTER 299]

AN ACT

To amend 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.

July 15, 1941
[S. 215]
[Public Law 175]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Act entitled "An Act 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, is hereby amended by striking out the words "anything in any other Acts of Congress to the contrary notwithstanding" and inserting in lieu thereof a period and the fol-

Ute Indians.
Jurisdictional act.
amendment.
52 Stat. 1210.

lowing: "Anything in any other Acts of Congress to the contrary notwithstanding"; by striking out "range 35" wherever it appears in such section and inserting in lieu thereof the following: "township 35 north"; by striking out the word "of" following the word "ownership" appearing in the first proviso of the said section; and by striking out the word "constituent" in section 1 and inserting in lieu the word "constituent".

Approved, July 15, 1941.

52 Stat. 1209.

[CHAPTER 300]

AN ACT

Authorizing the Copper River and Northwestern Railway Company to convey to the United States its railroad right-of-way and other railroad properties in Alaska, for use as a public highway, tramroad, or tramway, 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 Copper River and Northwestern Railway Company, or any of its successors in interest or assigns, is hereby authorized to give and convey to the United States of America (1) all or any portion of its railroad right-of-way acquired under grants made by Congress or otherwise, including station and terminal grounds and lands used as sites for railroad structures or purposes of any kind, and (2) equipment, including telephone and telegraph poles and lines, ties, rails, rolling stock, bridges, buildings, and other properties in Alaska used in connection with the construction, maintenance, and operation of the railroad.

SEC. 2. The Secretary of the Interior is hereby authorized and empowered to accept, on behalf of the United States and without cost to the United States, gifts and conveyances of said properties to be used, operated, and maintained, as far as may be practicable or necessary, as a public highway, tramroad, or tramway under the provisions of the Act of June 30, 1932 (47 Stat. 446), notwithstanding anything within any Act to the contrary.

SEC. 3. The provisions of the Act of March 8, 1922 (42 Stat. 414), shall not affect the right-of-way, or any portion thereof, or any other lands or properties donated, granted, or conveyed to the United States pursuant to the authorization contained in this Act.

Approved, July 15, 1941.

Copper River and Northwestern Railway Company.
Conveyance of right-of-way, etc., to U. S.

Acceptance of properties for highway purposes.

48 U. S. C. §§ 322-327.

Status of properties acquired.
43 U. S. C. § 912.

[CHAPTER 301]

AN ACT

To ratify a lease entered into by certain Mission Indians of California.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a lease bearing date of December 8, 1939, between the Agua Caliente or Palm Springs Band of Mission Indians of California and the city of Palm Springs, California, in the following words, is hereby ratified and confirmed subject, however, to the conditions stated in section 2 hereof:

This indenture of lease executed at Palm Springs, California, as of the 4th day of December, 1939, by and between the Agua Caliente or Palm Springs Band of Mission Indians of California, the party of the first part hereinafter referred to as lessor and the City of Palm Springs, a municipal corporation of the State of California, the party of the second part, hereinafter referred to as lessee, both of said parties being within the County of Riverside, State of California.

July 15, 1941
[H. R. 2308]
[Public Law 177]

Mission Indians, Calif.
Lease of land to Palm Springs, Calif., ratified.

Witnesseth, that the lessor hereby leases to the lessee the land and premises in the City of Palm Springs, County of Riverside, State of California, described as Section 18, Township 4 South, Range 5 East of the San Bernardino Base and Meridian, for a term of twenty-five years beginning on the first day of January, 1941, and ending on the 31st day of December, 1965, for the rental for said premises for said term which the lessee agrees to pay to the lessor which shall be ten percent of the gross receipts of the lessee for the use of said premises during said term, it being agreed, however, that the minimum rental which the lessee shall pay the lessor shall be the sum of \$640.00 per annum, payable in advance on or before the 31st day of January of each year of the term of this lease, and that during the Month of January, 1942, and the month of January of each year thereafter of said term, the lessee shall furnish to the lessor a sworn statement of the gross receipts received by the lessee for the use of said premises for the preceding year, and on or before the 31st day of said month of January in each said year of the term of this lease the lessee shall pay to the lessor in addition to said sum of \$640.00 an amount equal to ten percent of the excess, if any, of said gross receipts over and above the sum of \$6,400.00.

The term gross receipts as used herein for the purpose of calculating the amount of said rental is herein defined as being all sums of money received by the lessee for the use of said premises for the purposes herein specified during each annual period of the term of this lease.

Said demised premises shall be used by the lessee and its sub-lessees for public airport and other uses and purposes.

Upon the termination of this lease by surrender by the lessee or by dispossession of the lessee by the lessor or by any authority superior to the lessor, all rent and liabilities of the lessee accruing thereafter shall cease and the lessee may within a period of sixty days remove any and all improvements placed upon said premises during the term of said lease save and except buildings permanently affixed to the land, but, upon failure to remove same within that period, any improvements remaining thereon shall become the property of the Agua Caliente Band of Indians.

It is expressly understood and agreed by and between the parties hereto that the lessor does not assume any responsibility for damage caused, either directly or indirectly, by any operations of the lessee under this contract, and the lessee hereby agrees to hold the lessor harmless for any damage which may result from the operations of the lessee, or of its employees or agents under this lease, whether the acts causing such damage be negligent or otherwise.

The lessee must comply with all State, sanitary, health, and housing regulations.

The lessee agrees that it will not use, or permit to be used any part of the premises for the manufacture, sale, gift, storage, or drinking of intoxicating liquor or beverages, so long as these are prohibited by law upon the demised premises.

This lease may be cancelled by the lessor at the discretion of and with the approval of the Secretary of the Interior for failure of the lessee to comply with any of the terms thereof.

The rental herein required to be paid by the lessee to the lessor for the use of said premises during said term shall be paid to the legally authorized agent of the lessor entitled by law to receive the same and receipt therefor, and such payment shall be a full discharge of the lessee therefor.

It is agreed that the lessee may enter upon said premises immediately upon the lawful ratification and approval hereof, and prior to

the beginning of said term for the purpose of improving and preparing said premises for use as an airport.

In witness whereof the parties hereunto have subscribed their names and affixed their seals as of the day first hereinabove mentioned. (Executed in quintuplicate—five copies.)

**AGUA CALIENTE OR PALM SPRINGS BAND OF
MISSION INDIANS OF CALIFORNIA.**

(By) Willie Marcus Belardo, Chairman; Lee Arenas, Vice-Chairman; Lena C. Welmas, Secretary; Juana S. Hatchitt, Member of Council; Clemente Segundo, Member of Council; Carrie Pierce Casero; Francisco Patencio; Viola J. Hatchitt; Frank Morro; John Joseph Andreas; John Joseph Patencio; John Anthony Andreas; Moreno Patencio; Ramon Manuel; Santos Albert Patencio; Eleteria Arenas Nicholson; Marcus J. Pete; Florida Patencio Roxey; Anna J. Pierce; Cecelia Patencio Roxey; Baristo Sol Santiago; Genevieve P. St. Marie; Virginia Patencio Siva; Ramalda Lugo Taylor; Augusta Patencio Torro; Matild Patencio Welmas; Frank Segundo.

CITY OF PALM SPRINGS, CALIFORNIA,

By PHILIP L. BOYD, Mayor.
GUY PINNEY, City Clerk.

I, Clemente Segundo, hereby certify that all the persons named as signers on the lease of the Agua Caliente or Palm Springs Band of Mission Indians for Section 18, Township 4 South, Range 5 East, Riverside County, California, are all duly enrolled and qualified members of said Band; that they have read or had read to them and interpreted to them said lease, made to the City of Palm Springs, California; that they have expressed their understanding of the same and desire to have the same approved and put into effect for the mutual benefit of all, both the Indians and white residents of the said City. That the terms were explained and approved by all signers.

Witness my hand this 6th day of December, 1939.

CLEMENTE SEGUNDO.

I, Lena Welmas, hereby certify that I am the Acting Secretary for the Agua Caliente or Palm Springs Band of Mission Indians of California, and Secretary of the Acting Council. That I certify that all the persons named as signers of the foregoing described lease are Indians qualified to sign the same, and that the said lease has been thoroughly discussed and read, and explained, particularly to those who could not read or understand the English language. Particular care has been exercised to give a thorough explanation to those not understanding the English language. That I have personally seen to giving full explanations as to the same.

Witness my hand and seal this 6th day of December, 1939, at Palm Springs, California.

Approved.

LENA C. WELMAS.

WILLIE MARCUS BELARDO, Chairman.

SEC. 2. No assignment of the foregoing lease shall become effective until approved by the Secretary of the Interior or his authorized representative, and all revenues payable to the Agua Caliente or Palm Springs Band of Mission Indians under the terms of said lease or any assignment thereof shall be remitted to the superintendent or other officer in charge of the Agua Caliente or Palm Springs reservation,

and distributed in per capita payments as authorized by section 2 of the Act of August 25, 1937, Public, Numbered 375, Seventy-fifth Congress.

50 Stat. 811.

The construction, maintenance, and operation of any airport on the land covered by said lease shall conform to such requirements as may be prescribed by the Civil Aeronautics Authority.

Approved, July 15, 1941.

[CHAPTER 302]

AN ACT

To authorize the construction of Coast Guard cutters necessary in the interest of national defense and for performance of Coast Guard duties, and for other purposes.

July 15, 1941
[H. R. 4887]
[Public Law 178]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in the interest of national defense, and to provide necessary facilities for the Coast Guard for the performance of its prescribed duties, the Secretary of the Treasury is hereby authorized to construct and equip thirteen Coast Guard cutters, three of which shall be especially designed for ice breaking in the Arctic regions.

Coast Guard.
Construction of cutters.

SEC. 2. The President is authorized and empowered, in the interest of the national defense, through the Commandant of the Coast Guard, to purchase, charter, requisition the use of, or the possession of, for the use of the Coast Guard in the training of Coast Guard cadets and merchant marine personnel, any foreign vessel designed as a merchant marine training ship, which is lying idle in waters within the jurisdiction of the United States: *Provided,* That the provisions of the Act of Congress approved June 6, 1941 (Public, Numbered 101, Seventy-seventh Congress), except the third and fourth provisos of section 1 thereof, applicable to foreign merchant vessels shall be applicable to any foreign vessel acquired under this section.

Acquisition of foreign vessel for training cadets.

Proviso.
Ante, p. 242.

SEC. 3. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such amount as may be necessary to carry out the purposes of this Act.

Appropriation authorized.

Approved, July 15, 1941.

[CHAPTER 303]

JOINT RESOLUTION

Making an additional appropriation for the Tennessee Valley Authority for the fiscal year ending June 30, 1942.

July 16, 1941
[H. J. Res. 194]
[Public Law 179]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of \$40,000,000 is hereby appropriated, out of any money in the Treasury not otherwise appropriated, as an additional amount for the Tennessee Valley Authority Fund, fiscal year 1942, for (1) beginning construction of two additional hydroelectric projects and two additional storage projects on the Hiwassee River and its tributaries, (2) installing additional electric generating units in existing hydroelectric projects owned by the Authority, and (3) building the transmission facilities needed to connect these projects and units to the existing transmission system of the Authority and to deliver the power produced by these projects and units to the market; such sum to be available for the objects and subject to the conditions specified under the caption "Tennessee Valley Authority" in the Independent Offices Appropriation Act, 1942.

Tennessee Valley Authority.
Additional appropriation, fiscal year 1942.
Purposes.

Ante, p. 118.

SEC. 2. The third proviso clause appearing under the head of Expediting Production in the Military Appropriation Act, 1942

Military Appropriation Act, 1942, amendment.

Ante, p. 366.

Contract obligations.
Public Law 422, 77th Congress.

(Public Law Numbered 139, Seventy-seventh Congress), and reading as follows: "*Provided further*, That no obligations shall be incurred for or on account of objects appropriated for under this head to the Military Establishment except in pursuance of specific appropriations." is hereby amended to read as follows: "*Provided further*, That with respect to the \$500,000,000 provided by this Act which is not for payments under the aforesaid contract authorizations, no obligations shall be incurred for or on account of the objects specified under this head except in pursuance of said specific appropriation."

Approved, July 16, 1941.

[CHAPTER 304]

AN ACT

Providing for the rank of officers ordered to perform special or unusual duty, and of commanders of special naval units afloat.

July 17, 1941
[H. R. 4823]
[Public Law 180]

Navy.
Officers performing special duty.

Number.

Rank, pay, etc.
Application of provisions.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in addition to those officers who may be serving in the grade of vice admiral by virtue of the provisions of section 18 of the Act of May 22, 1917 (40 Stat. 89; U. S. C., title 34, sec. 212), naval officers, not to exceed a total of nine at any one time, designated by the President to perform special or unusual duty, or to command naval units afloat organized for the purpose of performing a special or unusual mission may, within the discretion of the President, have the rank, pay, and all allowances of a vice admiral while so serving. In time of war or national emergency the provisions of this Act shall be applicable only to officers on the active list of the rank or grade of captain and above. At all other times the said provisions shall apply only to officers of the rank or grade of rear admiral.

Approved, July 17, 1941.

[CHAPTER 305]

JOINT RESOLUTION

Requesting the President to proclaim February 11, 1942, as Edison Day, in commemoration of the birthday of Thomas Alva Edison.

July 17, 1941
[H. J. Res. 63]
[Public Law 181]

Thomas Alva Edison Day.
Proclamation authorized.
7 F. R. 685.

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 hereby authorized and requested to issue a proclamation designating February 11, 1942, as Thomas Alva Edison Day and calling upon officials of the Government to display the flag of the United States on all 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.

Approved, July 17, 1941.

[CHAPTER 307]

AN ACT

To grant pension for disability or death resulting from service in the United States Coast Guard before July 2, 1930, and for other purposes.

July 18, 1941
[H. R. 1094]
[Public Law 182]

Coast Guard.
Extension of pension laws to.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the laws administered by the Veterans' Administration granting pension and other benefits to veterans and their dependents are hereby extended to the officers and enlisted men of the United States Coast Guard and their dependents for disability resulting from personal injury or disease contracted in line of duty, or

for aggravation of a preexisting injury or disease contracted or suffered in line of duty, when such disability was incurred in or aggravated by active service in the United States Coast Guard on or after January 28, 1915, and before July 2, 1930, and for death resulting from such injury or disease, under the same regulations and restrictions as provided by law for officers and enlisted men of the United States Coast Guard who incurred disability in line of duty on and after July 2, 1930, or who died as the result of such disability.

SEC. 2. The administrative, penal, and forfeiture provisions governing the granting of benefits, including accrued pension, under Public Law Numbered 2, Seventy-third Congress, approved March 20, 1933, as amended, and the Veterans Regulations promulgated thereunder, as amended, are hereby made applicable to the benefits granted under this Act: *Provided*, That in no event shall the benefits herein provided be awarded for any period prior to the date of enactment of this Act and the date of commencement of pension granted hereunder shall be from the date of filing application in the Veterans' Administration under such regulations as the Administrator of Veterans' Affairs may prescribe.

SEC. 3. This Act shall not be construed to reduce any pension or compensation under any Act, public or private.

Approved, July 18, 1941.

Applicability of existing law.

48 Stat. 8.
38 U. S. C. ch. 12.

Proviso.

Limitation.

[CHAPTER 308]

AN ACT

To amend the Act of June 25, 1938, extending the classified civil service to include postmasters of the first, second, and third classes, and for other purposes.

July 18, 1941
[H. R. 1618]

[Public Law 183]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of of the Act approved June 25, 1938 (52 Stat. 1076), is amended by changing the period to a colon and adding thereto the following: "*Provided*, That residence within the delivery of the post office or within the city or town where the same is situated shall be essential to the examination, appointment, reappointment, or promotion of applicants for postmaster at offices unless the Civil Service Commission finds that peculiar local conditions preclude or render impossible the application of such requirements. In such cases the Commission may examine and certify for appointment, reappointment, or promotion persons who reside in such area adjacent to, or surrounding, the delivery zone of the post office as may be fixed by the Civil Service Commission."

Postal Service.
39 U. S. C. § 31b.

Residence requirements for certain postmasters.

Approved, July 18, 1941.

[CHAPTER 309]

AN ACT

To amend the Tennessee Valley Authority Act, as amended, by striking therefrom subsection (k) of section 4 and substituting therefor a new subsection (k).

July 18, 1941
[H. R. 2097]

[Public Law 184]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Tennessee Valley Authority Act, as amended, is hereby further amended as follows:

Tennessee Valley Authority Act, amendment.

By striking therefrom subsection (k) of section 4 and inserting in lieu thereof a new subsection (k), to read as follows:

49 Stat. 1076.
16 U. S. C. § 831e (k).

Power of Authority. Conveying of land for recreation, etc.

"(k) Shall have power in the name of the United States—

"(a) to convey by deed, lease, or otherwise, any real property in the possession of or under the control of the Corporation to

any person or persons, for the purpose of recreation or use as a summer residence, or for the operation on such premises of pleasure resorts for boating, fishing, bathing, or any similar purpose;

“(b) to convey by deed, lease, or otherwise, the possession and control of any such real property to any corporation, partnership, person, or persons for the purpose of erecting thereon docks and buildings for shipping purposes or the manufacture or storage thereon of products for the purpose of trading or shipping in transportation: *Provided*, That no transfer authorized herein in (b) shall be made without the approval of Congress: *And provided further*, That said corporation, without further action of Congress, shall have power to convey by deed, lease, or otherwise, to the Ingalls Shipbuilding Corporation, a tract or tracts of land at or near Decatur, Alabama, and to the Commercial Barge Lines, Inc., a tract or tracts of land at or near Gunter'sville, Alabama;

“(c) to transfer any part of the possession and control of the real estate now in possession of and under the control of said Corporation to any other department, agency, or instrumentality of the United States: *Provided, however*, That no land shall be conveyed, leased, or transferred, upon which there is located any permanent dam, hydroelectric power plant, or munitions plant heretofore or hereafter built by or for the United States or for the Authority, except that this prohibition shall not apply to the transfer of Nitrate Plant Numbered 1, at Muscle Shoals, Alabama, or to Waco Quarry: *And provided further*, That no transfer authorized herein in (a) or (c), except leases for terms of less than twenty years, shall be made without the approval of the President of the United States, if the property to be conveyed exceeds \$500 in value; and

“(d) to convey by warranty deed, or otherwise, lands, easements, and rights-of-way to States, counties, municipalities, school districts, railroad companies, telephone, telegraph, water, and power companies, where any such conveyance is necessary in order to replace any such lands, easements, or rights-of-way to be flooded or destroyed as the result of the construction of any dam or reservoir now under construction by the Corporation, or subsequently authorized by Congress, and easements and rights-of-way upon which are located transmission or distribution lines. The Corporation shall also have power to convey or lease Nitrate Plant Numbered 1, at Muscle Shoals, Alabama, and Waco Quarry, with the approval of the War Department and the President.”

Approved, July 18, 1941.

[CHAPTER 310]

JOINT RESOLUTION

To amend further the amended joint resolution, approved August 16, 1937 (50 Stat. 668), concerning the importation of articles for exhibition at the New York World's Fair, to permit transfer of liability for duty on articles so imported, and to further amend the amended joint resolution approved May 18, 1937 (50 Stat. 187), concerning the importation of articles for exhibition at the Golden Gate International Exposition, to permit transfer of liability for duty on articles so imported, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the joint resolution “To permit articles imported from foreign countries for the purpose of exhibition at the New York World's Fair 1939, New York City.

Land for shipping purposes.

Provisos.
Approval of transfer.

Designated conveyances.

Transfers to Federal agencies.

Provisos.
Restriction.

Executive approval.

Replacement of lands, easements, etc.

Nitrate Plant No. 1,
Muscle Shoals, Ala.,
and Waco Quarry.

July 18, 1941
[H. J. Res. 173]
[Public Law 185]

New York World's Fair.
Imported exhibits,
time extension for disposition.

New York, to be admitted without payment of tariff, and for other purposes", approved August 16, 1937 (50 Stat. 668), as amended, is hereby further amended by striking out the words "within six months" wherever appearing therein and inserting in lieu thereof the words "within eighteen months", and by adding a new section thereto reading as follows:

"SEC. 3. Notwithstanding any provision of the said joint resolution of August 16, 1937, as amended, or any regulation issued pursuant thereto, the New York World's Fair 1940, Incorporated, shall not be liable for the payment of any duties, charges, or exactions in respect of articles entered under the provisions of the said joint resolution if such articles have been or shall be entered under the general tariff law and the general customs regulations in force at the time of such entry. Nothing in this section shall affect the liability of the New York World's Fair 1940, Incorporated, to reimburse the United States for the actual and necessary customs charges for labor services, and other expenses in connection with the entry, examination, appraisal, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for articles imported, incurred prior to entry under the general tariff law."

SEC. 2. That the joint resolution "Providing for the importation of articles free from tariff or customs duty for the purposes of exhibition at the Golden Gate International Exposition to be held at San Francisco, in 1939, and for other purposes", approved May 18, 1937 (50 Stat. 187), as amended and supplemented, is hereby further amended by striking out the words "within six months" wherever appearing therein and inserting in lieu thereof the words "within eighteen months" and by adding a new section thereto to read as follows:

"SEC. 3. Notwithstanding any provision of the said joint resolution of May 18, 1937, as amended and supplemented, or any regulation issued pursuant thereto, the San Francisco Bay Exposition shall not be liable for the payment of any duties, charges, or exactions in respect of articles entered under the provisions of the said joint resolution if such articles have been or shall be entered under the general tariff law and the general customs regulations in force at the time of such entry. Nothing in this section shall affect the liability of the San Francisco Bay Exposition to reimburse the United States for the actual and necessary customs charges for labor services, and other expenses in connection with the entry, examination, appraisal, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for articles imported, incurred prior to entry under the general tariff law."

Approved, July 18, 1941.

[CHAPTER 311]

AN ACT

To authorize the Legislature of the Territory of Alaska to create a public corporate authority to undertake slum clearance and projects to provide dwelling accommodations for families of low income and to issue bonds and other obligations of the authority for such purpose, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Legislature of the Territory of Alaska may create a public corporate authority to undertake slum clearance and projects to provide dwelling accommodations for families of low income and for persons (and their families) engaged in national-defense activities within the Territory.

53 Stat. 625; 54 Stat. 18, 180.

Release from liability for payment of duties, etc.

Exception.

Golden Gate International Exposition. Imported exhibits, time extension for disposition. 53 Stat. 626, 1221; 54 Stat. 18, 180.

Release from liability for payment of duties, etc.

Exception.

July 21, 1941
[H. R. 93]
[Public Law 186]

Alaska.
Slum clearance and housing projects.

Appointment of
commissioners.

SEC. 2. The Legislature of the Territory of Alaska may provide for the appointment and terms of the commissioners of such authority and for the powers of such authority, except that such authority shall not be given any power of taxation, nor any power to pledge the faith of the people of the Territory for any loan whatever.

Issuance of bonds.

SEC. 3. The Legislature of the Territory of Alaska may authorize such authority to issue bonds or other obligations with such security and in such manner as the legislature may provide, except as provided in this Act. Such bonds and other obligations shall not be a debt of the Territory of Alaska or any political or municipal corporation or other subdivision of the Territory other than such authority; and such bonds and other obligations shall not constitute a debt, indebtedness, or the borrowing of money within the meaning of any limitation or restriction on the issuance of bonds or other obligations contained in the laws of the United States applicable to the Territory of Alaska or any political or municipal corporation or other subdivision of the Territory.

Approved, July 21, 1941.

[CHAPTER 314]

AN ACT

July 22, 1941
[H. R. 4158]
[Public Law 187]

To amend sections 3341, 3351, and 3361 of the Internal Revenue Code and section 309 (a) of the Tariff Act of 1930, and to repeal section 2907 of the Internal Revenue Code.

Internal Revenue
Code, amendments.
53 Stat. 404.
26 U. S. C. § 3341 (c).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (c) of section 3341, Internal Revenue Code, be amended to read as follows:

“(c) DRAW-BACK OF TAX PAID IN THE UNITED STATES.—All provisions of law for the allowance of draw-back of internal revenue tax on articles exported from the United States are, so far as applicable, extended to like articles upon which an internal revenue tax has been paid when shipped from the United States to the Philippine Islands.”

53 Stat. 405.
26 U. S. C. § 3351.

SEC. 2. That section 3351, Internal Revenue Code, be amended by adding at the end thereof a new subsection to read as follows:

“(c) DRAW-BACK OF TAX PAID IN THE UNITED STATES.—All provisions of law for the allowance of draw-back of internal revenue tax on articles exported from the United States are, so far as applicable, extended to like articles upon which an internal revenue tax has been paid when shipped from the United States to the Virgin Islands.”

53 Stat. 406.
26 U. S. C. § 3361 (c).

SEC. 3. That subsection (c) of section 3361, Internal Revenue Code, be amended to read as follows:

“(c) DRAW-BACK OF TAX PAID IN THE UNITED STATES.—All provisions of law for the allowance of draw-back of internal revenue tax on articles exported from the United States are, so far as applicable, extended to like articles upon which an internal revenue tax has been paid when shipped from the United States to Puerto Rico, Guam, or American Samoa.”

Tariff Act of 1930,
amendment.
46 Stat. 690.
19 U. S. C. § 1309 (a).

That section 309 (a) of the Tariff Act of 1930, as amended, be further amended by inserting after the words “internal revenue tax” a comma and the words “or from any internal revenue bonded warehouse, from any brewery, or from any winery premises or bonded premises for the storage of wine, free of internal revenue tax.”

Repeal.
53 Stat. 344.
26 U. S. C. § 2907.

That section 2907 of the Internal Revenue Code be repealed.

Approved, July 22, 1941.

[CHAPTER 320]

AN ACT

Authorizing the temporary appointment or advancement of certain personnel of the Navy and Marine Corps, and for other purposes.

July 24, 1941
[H. R. 4473]
[Public Law 188]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That except as otherwise specified herein the authority granted by this Act shall be exercised only in time of war or national emergency determined by the President.

Navy and Marine Corps, temporary appointments.

SEC. 2. (a) As used in this Act, the words "temporarily appointed" shall be interpreted to mean also "temporarily promoted" or "temporarily advanced in rank", as the case may be.

"Temporarily appointed."

(b) The following personnel may be temporarily appointed to ranks or grades in the Regular Navy or Marine Corps, not above lieutenant in the Navy and captain in the Marine Corps:

Classes eligible.

(1) Commissioned warrant officers of the Regular Navy and Marine Corps.

(2) Warrant officers of the Regular Navy and Marine Corps.

(3) First-class petty officers and above in the Regular Navy and platoon or staff sergeants and above in the Regular Marine Corps, including enlisted men of those grades on the retired list on active duty.

(4) Enlisted men of the Fleet Reserve and the Fleet Marine Corps Reserve on active duty in the grades herein specified for enlisted men of the Regular Navy or Marine Corps.

Advancement of active-list officers.

SEC. 3. Officers on the active list of the Regular Navy or Marine Corps in commissioned ranks, including those appointed under the authority of section 2 of this Act, may be temporarily appointed to higher ranks or grades in the Regular Navy or Marine Corps, and the provisions of paragraph 9 of section 1 of the Act approved June 10, 1922 (42 Stat. 626; U. S. C., title 37, sec. 2), shall be applicable to all officers eligible for consideration for appointment or advancement pursuant to the provisions of this Act, not only during the existence of a state of war formally recognized by Congress, but also during a national emergency determined by the President.

Pay during war or emergency.

SEC. 4. (a) Commissioned or warrant officers on the retired list of the Navy or Marine Corps may, while on active duty, be temporarily appointed to higher ranks or grades on the retired list. Any officer so appointed shall, while on active duty, be entitled to the same pay and allowances as officers of like grade or rank with equivalent service on the active list.

Retired officers on active duty.
Post, p. 800.

(b) In the computation of the retired pay of officers heretofore or hereafter retired with pay at the rate of 21½ per centum of the active-duty pay received by them at the time of retirement multiplied by the number of years of service for which entitled to credit in the computation of their pay on the active list, not to exceed a total of 75 per centum of said active-duty pay, active duty performed by such retired officers subsequent to the date of their retirement shall be counted for the purpose of computing percentage increases in their retired pay. These increases shall be at the rate of 21½ per centum for each year of active duty and a fractional year of six months or more shall be considered a full year in computing the number of years: *Provided*, That the increased retired pay of such retired officers shall in no case exceed 75 per centum of the active-duty pay as authorized by existing law: *Provided further*, That no back pay or allowances shall accrue by reason of the passage of this Act.

Retired pay, computation.

Proviso. Limitation.

No back pay.

Determination of number.

SEC. 5. The temporary appointments under the authority of this Act shall be in such numbers as the President may determine that the needs of the service require and in such manner and under such regulations as he may prescribe.

Senate approval of certain appointments.

SEC. 6. Temporary appointments under the authority of this Act shall, if they are to the rank or grade of rear admiral in the Navy or general officer in the Marine Corps, be made by and with the advice and consent of the Senate; if to lower ranks or grades, they may be made by the President alone.

Permanent status of those temporarily appointed, etc.

SEC. 7. (a) The permanent, probationary, or acting appointments of those persons temporarily appointed in accordance with the provisions of this Act shall not be vacated by reason of such temporary appointments, such persons shall not be prejudiced thereby in regard to promotion, advancement, or appointment in accordance with laws relating to the Regular Navy or Marine Corps, and their rights, benefits, privileges, and gratuities shall not be lost or abridged in any respect whatever by their acceptance of commissions or warrants hereunder: *Provided*, That except as otherwise provided herein no person who shall accept a commission or warrant under sections 2 and 3 of this Act shall, while serving thereunder, be entitled to pay or allowances except as provided by law for the position temporarily occupied: *Provided further*, That no person temporarily appointed under the authority of this Act shall suffer any reduction in pay and allowances to which he would have been entitled had he not been so temporarily appointed.

Provisos.
Pay and allowances.

Temporary appointees to suffer no loss.

Uniform gratuity, enlisted men.

(b) Enlisted men shall, upon being initially appointed as provided by section 2 of this Act, be paid the sum of \$250 as a uniform gratuity.

Retirement benefits for designated classes.

SEC. 8. (a) An officer or enlisted man of the active list of the Regular Navy or Marine Corps, or an enlisted man of the Fleet Reserve or Fleet Marine Corps Reserve, who incurs physical disability while serving under a temporary appointment in a higher rank, shall be retired in such higher rank with retired pay at the rate of 75 per centum of the active-duty pay to which he was entitled while serving in that rank.

(b) An officer or enlisted man of the retired list of the Regular Navy or Marine Corps who was placed thereon for reasons other than physical disability shall, if he incurs physical disability while serving under a temporary appointment in a higher rank, be advanced on the retired list to such higher rank with retired pay at the rate of 75 per centum of the active duty pay to which he was entitled while serving in that rank.

(c) An officer of the retired list of the Regular Navy or Marine Corps who was placed thereon by reason of physical disability shall, if he incurs physical disability while serving under a temporary appointment in a higher rank, subject to the provisions of subsection (e) hereof, be advanced on the retired list to such higher rank with retired pay at the rate of 75 per centum of the active-duty pay to which he was entitled while serving in that rank.

(d) An officer of the retired list of the Regular Navy or Marine Corps who was placed thereon for reasons other than physical disability shall, if he incurs physical disability while serving on active duty in the same rank as that held by him on the retired list and if not otherwise entitled thereto, receive 75 per centum of the active-duty pay to which he was entitled while serving in that rank.

Conditions and degree of disability.

(e) The benefits of this section shall apply only to an individual who incurs physical disability in line of duty in time of war or national emergency. In the case of those officers to whom subsection (c) hereof is applicable retirement in the next higher rank shall

be effected upon a finding by a naval retiring board that the disability was incident to the service while on active duty in the higher rank and upon a rating by such board, in accordance with regulations prescribed by the Secretary of the Navy, at not less than 30 per centum permanent disability. In all other cases officers shall be retired in accordance with existing law providing for the retirement of officers.

(f) The jurisdiction of naval retiring boards is hereby extended as may be necessary in the administration of this section, and their proceedings shall be conducted in all respects as provided by existing law and regulations except as may be necessary to adapt the same to cases provided for in this section.

Naval retiring boards, jurisdiction.

(g) The provisions of this section shall not apply in any case unless the proceedings of the naval retiring board shall be commenced within six months from the termination of the temporary appointment or release from active duty of the individual concerned which ever may occur earlier.

Time limitation.

SEC. 9. Commissioned officers appointed under the authority of section 2 of this Act shall not be counted in any computation to determine the authorized number of officers in any grade. Commissioned officers of the Regular Navy and Marine Corps temporarily appointed to higher ranks or grades therein under the authority of section 3 of this Act shall be counted only in their permanent ranks or grades in such computation.

Authorized number in grade.
Temporary appointments not counted.

SEC. 10. Personnel appointed or advanced under the authority of this Act may be continued in their temporary status during such period as the President may determine, but not longer than six months after the termination of war or national emergency. Upon the termination of their temporary status such personnel shall, unless otherwise provided herein, revert to their permanent grades, ranks, or ratings, but upon being subsequently retired or in the case of retired officers returned to an inactive status, they shall, on condition that their performance of duty under such temporary appointments has been satisfactory, be placed on the retired list, or advanced thereon as the case may be, with the highest rank held by them while on active duty: *Provided*, That except where specific provision is made otherwise, their retired pay shall be based on the pay of the rank or rating held at the time of retirement: *Provided further*, That nothing in this Act shall entitle such personnel, when recalled to active duty, to any other rank or rating than that in which they were serving at the time of retirement.

Continuance in temporary status during emergency.

Return to permanent status.

Proviso.
Retired pay.

Rank.

SEC. 11. The provisions of this Act, except as may be necessary to adapt the same thereto shall apply to—

Applicability of provisions.

(a) Personnel of the Naval Reserve (except the Fleet Reserve) and the Marine Corps Reserve (except the Fleet Marine Corps Reserve) in like manner and to the same extent and with the same relative conditions in all respects as are provided for personnel of the Regular Navy and Marine Corps, but this shall not be construed to authorize the temporary appointment of the personnel thereof to ranks or grades in the Regular Navy or Marine Corps.

Naval and Marine Corps Reserve.

Exception.

(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: *Provided*, That temporary appointments may be made to such rank and grade in the Coast Guard, not above captain, as correspond to the rank and grade that may be attained, either permanently or temporarily, by line officers of the Regular Navy of the same length of total commissioned service.

Coast Guard.

Proviso.

Approved, July 24, 1941.

[CHAPTER 325]

AN ACT

July 29, 1941

[S. 1110]

[Public Law 189]

To amend section 1118 of the Revised Statutes, as amended, to eliminate the prohibition against enlistment in the military service of the United States of any person convicted of a felony.

Enlistments, Army.
10 U. S. C. § 622.

Deserters and persons convicted of felonies.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1118, Revised Statutes, be, and the same is hereby, amended by omitting the period at the end thereof, by substituting therefor a colon, and by adding after the colon the following: "*Provided, however,* That with relation to deserters and persons convicted of felonies the Secretary of War may, by regulations or otherwise, authorize exceptions in special meritorious cases."

Approved, July 29, 1941.

[CHAPTER 326]

JOINT RESOLUTION

July 29, 1941

[S. J. Res. 88]

[Public Law 190]

To strengthen the common defense by suspending section 24b of the National Defense Act and authorizing a more expeditious procedure to vitalize the active list of the Army.

Act to strengthen national defense.
6 F. R. 2617.
41 Stat. 773.
10 U. S. C. § 571.

Removal of certain Army officers.
6 F. R. 2617.

Provisos.
Officers affected.

Action upon board's recommendation.

Hearing allowed.

Honorable discharge.

Retirement.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That during the national emergency announced by the President on May 27, 1941, section 24b of the National Defense Act, as amended, is hereby suspended.

SEC. 2. That during the time of the national emergency announced by the President on May 27, 1941, the Secretary of War, for such causes and under such regulations as he may prescribe, may remove any officer from the active list of the Regular Army: *Provided,* That such removal be made from among officers whose performance of duty, or general efficiency, compared with other officers of the same grade and length of service, is such as to warrant such action, or whose retention on the active list is not justified for other good and sufficient reasons appearing to the satisfaction of the Secretary of War: *Provided further,* That each officer so removed from the active list shall have been recommended for removal by a board of not less than five general officers convened for this purpose by the Secretary of War: *Provided further,* That such officer is allowed a hearing before said board. The action of the Secretary of War in removing an officer from the active list shall be final and conclusive. Officers removed from the active list who have less than seven completed years of commissioned service at the time of removal shall be honorably discharged. Officers removed from the active list who have seven or more completed years of commissioned service at the time of removal shall be retired with retirement pay computed as follows: Any officer so retired who has over thirty years' service or any officer so retired who served in any capacity as a member of the military or naval forces of the United States prior to November 12, 1918, shall be retired with annual pay equal to 75 per centum of his active duty annual pay at the time of his retirement; any other officer so retired shall be retired with annual pay equal to 2½ per centum of his active duty annual pay at the time of his retirement, multiplied by a number equal to the number of complete years of his service counted for pay purposes under existing laws not in excess of thirty years. All officers retired under the provisions of this section shall be placed on the unlimited retired list.

Approved, July 29, 1941.

[CHAPTER 327]

JOINT RESOLUTION

To provide suitable vessels for the use of certain State nautical schools, and for other purposes.

July 29, 1941
[H. J. Res. 139]
[Public Law 191]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That in the administration of the Act entitled "An Act for the establishment of marine schools, and for other purposes", approved March 4, 1911, as amended (U. S. C., 1934 edition, title 34, secs. 1121 to 1123), the United States Maritime Commission may repair or recondition, equip, and furnish to any State maintaining a marine school or a nautical branch under such Act, a suitable vessel owned or acquired by the Commission or otherwise available for disposition hereunder. Any department or agency of the United States is hereby authorized, notwithstanding any other provision of law, to supply to the Commission for disposition hereunder any suitable vessel which can be spared without detriment to the service to which such vessel has been assigned. All vessels furnished to States for the use of such schools shall be and remain the property of the United States, and shall be maintained in good repair by the Commission.

State nautical schools.
U. S. Maritime Commission to furnish vessels to.
36 Stat. 1353.
34 U. S. C. §§ 1121-1123.

Assistance of other agencies.

To remain U. S. property.

SEC. 2. The Maritime Commission is authorized, from any moneys hereafter appropriated or made available to the Commission, to provide for the construction, by contract or otherwise, in accordance with plans and specifications prepared by the Commission and approved by the Secretary of the Navy, of suitable vessels with modern equipment and instruments to replace vessels otherwise furnished to States which are maintaining schools under such Act.

Replacements.

SEC. 3. The maximum amount authorized to be appropriated for any one marine school or nautical branch by section 2 of such Act of March 4, 1911, as amended, is hereby increased from \$25,000 to \$50,000. Each marine school or nautical branch thereof, as a condition to receiving any portion of the monetary aid authorized by said section 2, or the use of any vessel authorized by this joint resolution, shall under appropriate authority agree to conform to such minimum standards in regard to students' entrance requirements, the staff of instructors, and courses of and facilities for training, as the Maritime Commission shall approve. Each marine school or nautical branch thereof, as a condition to receiving any portion of such monetary aid in excess of \$25,000, shall under appropriate authority agree to admit to such school students resident in other States upon such terms and in such numbers as the Commission shall prescribe: *Provided*, That the per capita cost of students designated by the Maritime Commission for admission to such school shall be paid from the Federal funds authorized in said section 2 and that the total number of such students shall not exceed one-third of the student capacity of such school.

Maximum appropriation for any school.
36 Stat. 1353.
34 U. S. C. § 1122.
Condition to receiving monetary aid.

Out-of-State students.

Proviso.
Payment of per capita cost.
Limitation on number.

SEC. 4. The Maritime Commission is authorized to prescribe such rules and regulations as may be necessary or appropriate in the administration of this joint resolution and such Act of March 4, 1911, as amended.

Rules and regulations.

SEC. 5. The Maritime Commission is authorized to extend the benefits of this joint resolution to a State nautical school, established and maintained by any State in accordance with the applicable provisions of the Act entitled "An Act for the establishment of marine schools, and for other purposes", approved March 4, 1911, as amended, at such port as may be designated by the State.

Extension of benefits.

36 Stat. 1353.
34 U. S. C. §§ 1121-1123.

Approved, July 29, 1941.

[CHAPTER 328]

AN ACT

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

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, \$300,000,000 for essential equipment and facilities at either private or naval establishments for building or equipping any complete naval vessel or portion thereof heretofore or hereafter authorized; \$160,000,000 for essential equipment and facilities at either private or naval establishments for repairing, altering, or converting any vessel operated by the Navy or being prepared for naval use; and \$125,000,000 for essential equipment and facilities for the manufacture or production of ordnance material, munitions, and armor at either private or naval establishments.

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

Approved, July 29, 1941.

[CHAPTER 329]

AN ACT

To provide for payment of pension to certain dependent parents notwithstanding remarriage, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That pension or compensation payable to a dependent mother or father under any law administered by the Veterans' Administration shall continue during dependency whether dependency arises prior or subsequent to the death of the veteran on whose account the benefit is payable. The fact of remarriage of the mother or father shall not operate to terminate such pension, provided that dependency exists notwithstanding such remarriage.

SEC. 2. Paragraph IV (b), part I, Veterans Regulation Numbered 2-Series (U. S. C., title 38, ch. 12, appendix), is hereby repealed and any provision of law inconsistent with this Act is also repealed.

Approved, July 30, 1941.

[CHAPTER 330]

AN ACT

To grant the city of Vancouver, Washington, road rights-of-way and a retrocession of jurisdiction thereover.

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 grant to the city of Vancouver, Washington, easements for rights-of-way for street or public-highway purposes over such roads on the Vancouver Barracks Military Reservation, Washington, as the Secretary of War may designate, and subject to such conditions, restrictions, and reservations as the Secretary of War may impose for the protection of the reservation, with the right of the city of Vancouver to surface, pave, illuminate, lay mains, conduits, and culverts, and to make other improvements necessary for public purposes on said rights-of-way:

July 29, 1941
[H. R. 5256]
[Public Law 192]

Navy.
Appropriation au-
thorized for shipbuild-
ing, etc.
Post, p. 680.

Acquisition of lands,
construction of build-
ings, etc.

July 30, 1941
[H. R. 2855]
[Public Law 193]

Veterans.
Payments to certain
dependent parents.

Repeals

July 30, 1941
[H. R. 3933]
[Public Law 194]

Vancouver, Wash.
Grant of road rights-
of-way.

Provided, That the city of Vancouver shall perform at its own cost and expense such work as the Secretary of War may require for the protection of or to prevent interference with the use of any underground or other improvements on said reservation which may be affected by the use and maintenance of said rights-of-way by the city of Vancouver.

SEC. 2. There is hereby granted to the State of Washington a retrocession of jurisdiction over such rights-of-way as may be granted hereunder by the Secretary of War to the city of Vancouver, subject to all of the conditions, restrictions, and reservations as may be contained in the grant.

SEC. 3. Whenever the city of Vancouver shall cease to occupy and use the land and premises for highway purposes as authorized herein then the same and all jurisdiction thereover shall revert to the United States.

SEC. 4. The retrocession of jurisdiction granted shall not become effective until the State of Washington shall by legislative action accept such retrocession of jurisdiction.

Approved, July 30, 1941.

Proviso.

Retrocession of jurisdiction.

Reversion.

Subject to State acceptance.

[CHAPTER 331]

AN ACT

To adjust the salaries of rural letter carriers.

July 30, 1941
[H. R. 4210]

[Public Law 195]

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 8 of the Act entitled "An Act reclassifying the salaries of postmasters and employees of the Postal Service, readjusting their salaries and compensation on an equitable basis, increasing postal rates to provide for such readjustment, and for other purposes", approved February 28, 1925, as amended, is hereby amended by inserting after the first sentence thereof the following new sentence: "The Postmaster General may, in his discretion, allow and pay such additional compensation as he may determine to be fair and reasonable in each individual case to rural letter carriers serving heavily patronized routes not exceeding forty-two miles in length: *Provided*, That in no case shall the total compensation of a rural letter carrier serving a heavily patronized route of forty-two miles or less in length exceed \$2,100 per annum, exclusive of maintenance allowance: *Provided further*, That the Postmaster General shall include in his annual report to the Congress the number and names of the routes on which increases have been made."

Postal Service.

43 Stat. 1063.
39 U. S. C. § 197.

Rural letter carriers, salary adjustments.

Proviso.
Limitation.

Report to Congress.

Effective date.

SEC. 2. This Act shall take effect on the 1st day of the calendar month next following the month in which it is approved.

Approved, July 30, 1941.

[CHAPTER 332]

AN ACT

To further amend the Act of February 9, 1927, entitled "An Act relating to the transfusion of blood by members of the Military Establishment" (U. S. C., title 24, sec. 30), as amended June 2, 1939 (Public, Numbered 109, Seventy-sixth Congress), so as to provide compensation for donors of blood for persons entitled to treatment at Government expense whether or not the donors are in the Government service, and for other purposes.

July 30, 1941
[H. R. 4293]

[Public Law 196]

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 transfusion of blood by members of the Military Establishment", approved February 9, 1927, as amended by the Act of June 2, 1939 (U. S. C., title 24, sec. 30), is hereby further amended to read as follows: "That any person, whether or not in the

Donors of blood, compensation.

44 Stat. 1066.

53 Stat. 803.

employ of the United States, who shall furnish blood from his or her veins for transfusion into the veins of a person entitled to and undergoing treatment at Government expense, whether in a Federal hospital or institution or in a civilian hospital or institution, or who shall furnish blood for blood banks or for other scientific and research purposes in connection with the care of any person entitled to treatment at Government expense, shall be entitled to be paid therefor such reasonable sum, not to exceed \$50, for each blood withdrawal as may be determined by the head of the department or independent agency concerned, from public funds available to such department or independent agency for medical and hospital supplies: *Provided*, That no payment shall be made under this authority to any person for blood withdrawn for the benefit of the person from whom it is withdrawn."

Proviso.

Approved, July 30, 1941.

[CHAPTER 333]

AN ACT

July 30, 1941
[H. R. 4816]

[Public Law 197]

To facilitate the construction, extension, or completion of interstate petroleum pipe lines related to national defense, and to promote interstate commerce.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That as used in this Act—

National defense.
Interstate petroleum pipe lines.
"Interstate commerce."

(1) The term "interstate commerce" means commerce between any point in a State and any point outside thereof or between points within the same State but through any place outside thereof.

"Person."

(2) The term "person" includes an individual, firm, copartnership, corporation, company, or association, and any trustee, receiver, assignee, or personal representative thereof.

Executive proclamation.

SEC. 2. Whenever the President finds that the construction of any pipe line for the transportation and/or distribution of petroleum or petroleum products moving in interstate commerce, or the extension or completion of any such pipe line already wholly or partly constructed, is or may be necessary for national-defense purposes, he shall by proclamation declare such finding.

Construction, etc., by other than Federal Government.
Acquisition of land.

SEC. 3. In case the construction, extension, or completion of any such pipe line is undertaken otherwise than as provided in section 4, the person or persons undertaking such construction, extension, or completion may acquire such land or interests in land, including rights-of-way or easements, by the exercise of the right of eminent domain, as, in the opinion of the President, may be necessary for such purposes, and for purposes of operation and maintenance of such pipe line.

Where private construction impracticable.
Federal participation.

SEC. 4. (a) In the event that it is impracticable for any private person promptly and satisfactorily to construct, extend, or complete any such pipe line, the President, if of the opinion that such action is desirable in the interests of national defense, may provide for the construction, extension, completion, or operation of such pipe line by such department or agency of the Government as he may designate.

Acquisition of land.

(b) The department or agency undertaking such construction, extension, or completion may acquire such land or interests in land, including rights-of-way or easements, by purchase or by the exercise of the right of eminent domain, as may be necessary for such purposes, and for purposes of operation and maintenance of such pipe line.

Proceeding when right of eminent domain exercised.

SEC. 5. (a) The exercise of the right of eminent domain under the authority of this Act shall be by a proceeding instituted in the district court of the United States for the district in which the land is located, under the provisions of the Act entitled "An Act to expedite

the construction of public buildings and works outside of the District of Columbia by enabling possession and title of sites to be taken in advance of final judgment in proceedings for the acquisition thereof under the power of eminent domain", approved February 26, 1931 (U. S. C., 1934 edition, title 40, secs. 258a to 258e, inclusive).

46 Stat. 1421.
40 U. S. C. §§ 258a-258e.

Bond required if private undertaking.

46 Stat. 1421.
40 U. S. C. §§ 258a-258e.

(b) Where such proceeding is instituted by any person or persons under the authority granted by section 3, the provisions of such Act of February 26, 1931, shall apply with respect to the acquisition of the land or interest in land by such person or persons in the same manner, as nearly as may be, as in the case of the acquisition of land or an interest in land by the United States in a proceeding instituted thereunder by and in the name of the United States, except that in addition to the deposit in the court of the amount estimated by such person or persons to be just compensation for the land or interest in land being taken, such person or persons shall give such bond as the court may deem proper to secure the payment to the persons entitled thereto of the amount of compensation finally awarded in the proceeding, with such interest as may be payable under the provisions of such Act of February 26, 1931.

SEC. 6. In case the construction, extension, or completion of any such pipe line is undertaken otherwise than as provided in section 4, the President, for the purpose of facilitating such construction, extension, or completion, may provide for the making of such advances as he deems advisable, through such department or agency of the Government as he may designate, to the person or persons undertaking the proposed construction, extension, or completion. Any such advance shall be made upon such security and at such rate of interest, shall be amortized by means of such periodical payments of principal and interest over such period of time, and shall be made subject to such other terms and conditions, as the President shall prescribe.

Federal advances to private groups.

Security, interest, etc.

SEC. 7. In any case where a pipe line is constructed, extended, or completed as provided in section 4, the President may direct that any department or agency of the Government designated by him may operate and maintain such pipe line and exercise such powers and functions with respect thereto as he may deem necessary, and he may, upon such terms and conditions as he may prescribe, dispose of or lease to any person or persons such right, title, and interest as the United States may have acquired under this Act in such pipe line, or in any land or interest in land, including easements or rights-of-way.

Federally constructed pipe lines. Operation, etc.

Disposition or lease.

SEC. 8. (a) Any pipe line with respect to which an advance is made or the right of eminent domain is exercised, under authority of this Act, shall be constructed, extended, or completed, and operated and maintained, subject to such terms and conditions as the President may prescribe as necessary for national-defense purposes.

Terms and conditions.

(b) Nothing in this Act shall operate to relieve any person, operating any pipe line, from any duty or liability to which such person may be subject under the provisions of the Interstate Commerce Act, including all Acts amendatory thereof or supplemental thereto, or the Natural Gas Act, except that the President is authorized to relieve any person, operating any pipe line with respect to which an advance is made or the right of eminent domain is exercised, under authority of this Act, from any duty or liability under either of such Acts to such extent as he may deem advisable for national-defense purposes.

Duty or liability under designated Acts.

24 Stat. 379.
49 U. S. C. ch. 1.

52 Stat. 821.
15 U. S. C. §§ 717-717w.

SEC. 9. After June 30, 1943, neither the President, any department or agency of the Government, nor any person shall exercise any of

Termination of authority.

the powers conferred by section 2, 3, 4, or 6 of this Act; and in no case shall any pipe line constructed, extended, or completed under authority of section 4 be operated or maintained by or under the direction or control of the President or any department or agency of the Government after the expiration of one year after the termination of the unlimited national emergency proclaimed in the proclamation issued by the President of the United States on May 27, 1941.

6 F. R. 2617.

Approved, July 30, 1941.

[CHAPTER 334]

AN ACT

For the acquisition of Indian lands for the Central Valley project, 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 aid of the construction of the Central Valley project, authorized by the Acts of April 8, 1935 (49 Stat. 115), and August 26, 1937 (50 Stat. 850), there is hereby granted to the United States, subject to the provisions of this Act, (a) all the right, title, and interest of the Indians in and to the tribal and allotted lands within the area embraced by the Central Valley project, including sites of agency and school buildings and related structures, as may be designated therefor by the Secretary of the Interior from time to time, and (b) such other interests in or to any of such lands and property as may be required and as may be designated by the Secretary of the Interior from time to time for the construction of reservoirs, canals, ditches, pipe lines, highways, railroads, telegraph, telephone, and electric-transmission lines in connection with the project, or for the relocation or reconstruction of such facilities made necessary by the construction of the project.

SEC. 2. As lands or interests in lands are designated from time to time under this Act, the Secretary of the Interior shall determine the amount of money to be paid to the Indians as just and equitable compensation therefor. As to the tribal lands, the amounts so determined shall be transferred in the Treasury of the United States from the funds now or hereafter made available for the construction of the Central Valley project to the credit of the appropriate tribe pursuant to the provisions of the Act of May 17, 1926 (44 Stat. 560). The amounts due individual landowners or their heirs or devisees shall be paid from funds now or hereafter made available for the construction of said project to the superintendent of the appropriate Indian Agency or such other officer as shall be designated by the Secretary of the Interior for credit on the books of such agency to the accounts of the individuals concerned.

SEC. 3. Funds deposited to the credit of allottees, their heirs, or devisees may be used, in the discretion of the Secretary of the Interior, for the acquisition of other lands and improvements, or the relocation of existing improvements or construction of new improvements on the lands so acquired for the allottees or heirs whose lands and improvements are acquired under the provisions of this Act. Lands so acquired shall be held in the same status as those from which the funds were derived, and shall be nontaxable until otherwise provided by Congress.

SEC. 4. As to any Indian cemetery lands required for the project, the Secretary of the Interior is authorized, in his discretion, in lieu

July 30, 1941
[S. 1120]
[Public Law 198]

Central Valley project,
Calif.
Acquisition of Indian
lands for.

Compensation for
lands, etc.

26 U. S. C. § 155.

Use of funds for
other acquisitions.

Indian cemetery
lands.

of requiring payment therefor, to establish cemeteries on other lands that he may select and acquire for the purpose, and to remove bodies, markers, and other appurtenances to the new sites. All costs incurred in connection with any such relocation shall be paid from moneys appropriated for the project. All right, title, and interest of the Indians in the lands within any cemetery so relocated shall terminate and the grant of title under this Act take effect as of the date the Secretary of the Interior authorizes the relocation. Sites of the relocated cemeteries shall be held in trust by the United States for the appropriate tribe, or family, as the case may be, and shall be nontaxable.

SEC. 5. The Secretary of the Interior is hereby authorized to perform any and all acts and to prescribe such regulations as he may deem appropriate to carry out the provisions of this Act.

Authority of Secretary of Interior.

Approved, July 30, 1941.

[CHAPTER 335]

JOINT RESOLUTION

Directing the Comptroller General to readjust the account between the United States and the State of Vermont.

July 30, 1941
[S. J. Res. 1]
[Public Law 199]

Resolved 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 audit the claim of the State of Vermont with respect to advances and expenditures made by such State for military purposes during the War of 1812-1815, with Great Britain, and after applying the rules of evidence and settlement to this class of claims, provided for in resolution of May 14, 1836 (5 Stat. L. 132), and in section 12 of the Act approved March 3, 1857 (11 Stat. L. 229), to submit to the Senate a report containing the results of an audit of such claim, in conformity with said rules, and to certify to Congress for an appropriation the balance found due the State of Vermont.

State of Vermont.
Audit of claim.

Report, etc.

Approved, July 30, 1941.

[CHAPTER 346]

AN ACT

To amend the Classification Act of 1923, as amended.

August 1, 1941
[H. R. 1073]
[Public Law 200]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Classification Act of 1923, as amended, is hereby further amended as follows:

Classification Act of 1923, amendments.
42 Stat. 1488.
5 U. S. C., ch. 13.

SEC. 2. Section 7 of the said Act is hereby amended by inserting the letter "(a)" after the figure "7" at the beginning of said section, and by adding the following paragraphs as subsections thereof:

42 Stat. 1490.
5 U. S. C. § 667.

"(b) All employees compensated on a per annum basis, and occupying permanent positions within the scope of the compensation schedules fixed by this Act, who have not attained the maximum rate of compensation for the grade in which their positions are respectively allocated, shall be advanced in compensation successively to the next higher rate within the grade at the beginning of the next quarter, following the completion of: (1) Each eighteen months of service if such employees are in grades in which the compensation increments are \$60 or \$100, or (2) each thirty months of service if such

Compensation advancements within grade.

Periods.

- Conditions. employees are in grades in which the compensation increments are \$200 or \$250, subject to the following conditions:
- “(1) That no equivalent increase in compensation from any cause was received during such period, except increase made pursuant to subsection (f) of this section;
- “(2) That an employee whose rate of compensation is below the middle rate of the grade shall not be advanced unless his current efficiency is good or better than good;
- “(3) That an employee whose rate of compensation is at or above the middle rate of the grade shall not be advanced unless his current efficiency is better than good;
- “(4) That the service and conduct of such employee are certified by the head of the department or agency or such official as he may designate as being otherwise satisfactory.
- “Good” defined.
42 Stat. 1490.
5 U. S. C. § 669. “(c) The term ‘good’ as used herein shall be defined in accordance with the systems of efficiency rating established pursuant to section 9 of this Act.
- Custodial service. “(d) For the purposes of this section, the fourth salary rate in grades 2 and 3 of the custodial service shall be considered the middle rate.
- Service immediately preceding. “(e) Employees eligible under subsection (b) for compensation advancement by reason of service immediately preceding the effective date of this amendment shall be advanced to the next higher rate of compensation within the grade to which their positions are respectively allocated at the beginning of the next quarter immediately following the effective date of this amendment.
- Especially meritorious services, advancements. “(f) Within the limit of available appropriations, and in recognition of especially meritorious services, the head of any department or agency is authorized to make additional within-grade compensation advancements, but any such additional advancements shall not exceed one step and no employee shall be eligible for more than one additional advancement hereunder within each of the time periods specified in subsection (b). All actions under this subsection and the reasons therefor shall be reported to the Civil Service Commission. The Commission shall present an annual consolidated report to the Congress covering the numbers and types of actions taken under this subsection.
- Report of actions. “(g) The President is hereby authorized to issue such regulations as may be necessary for the administration of this section.
- Administrative regulations. “(h) The provisions of subsections (b) to (f), both inclusive, of this section shall not apply to the compensation of persons appointed by the President, by and with the advice and consent of the Senate.”
- Presidential appointments. “SEC. 3. Section 9 of the said Act is hereby amended by adding thereto the following paragraph:
- 42 Stat. 1490.
5 U. S. C. § 669.
Efficiency ratings. “The Civil Service Commission and heads of departments are authorized and directed to take such action as will apply the provisions of this section uniformly to all employees occupying positions within the compensation schedules fixed by this Act as nearly as is practicable.”
- Compensation schedules. “SEC. 4. Section 13 of the said Act is hereby further amended so as to provide the following annual rates of compensation and salary steps within grades 14 and 15 of the clerical, administrative, and fiscal service and grades 7 and 8 of the professional and scientific service:
- “Clerical, administrative, and fiscal service:
“Grade 14: \$6,500, \$6,750, \$7,000, \$7,250, \$7,500.
“Grade 15: \$8,000, \$8,250, \$8,500, 8,750, \$9,000.

“Professional and scientific service:

“Grade 7: \$6,500, \$6,750, \$7,000, \$7,250, \$7,500.

“Grade 8: \$8,000, \$8,250, \$8,500, \$8,750, \$9,000.”

SEC. 5. (a) Title II of the Act of November 26, 1940, entitled “An Act extending the classified executive civil service of the United States”, is hereby amended by deleting from section 3 (d) (viii) the words “verifiers, openers, packers, guards, inspectors, station inspectors” so that the paragraph as amended will read as follows:

“(viii) Offices or positions of clerks and laborers in the Customs Service of the Treasury Department, the compensation of which is fixed under an Act of Congress approved May 29, 1928 (45 Stat. 955), as amended;”.

(b) Upon the passage of this Act, the Secretary of the Treasury shall allocate to the services and grades of the compensation schedules of the Classification Act of 1923, as amended, the other positions heretofore covered by said Act of May 29, 1928, in the same manner as other positions in the field service of the Treasury Department are allocated under section 2 of the Act of July 3, 1930 (46 Stat. 1003).

(c) Nothing contained in this section shall be construed to decrease the existing compensation of any employee, but when his position shall become vacant it shall be filled in accordance with the regular compensation schedule applicable to such position.

SEC. 6. Section 3 of the Legislative Pay Act of 1929 is hereby amended effective on the date of the enactment of this Act by adding at the end of the first paragraph thereof, before the period, the following: “*Provided further*, That the compensation of any employees under the Office of the Architect of the Capitol whose tenure of employment is temporary or of uncertain duration may be fixed by the Architect of the Capitol without reference to the provisions of the Classification Act of 1923, as amended”.

SEC. 7. There are hereby authorized to be appropriated such sums as may be necessary to carry the provisions of this Act into effect.

SEC. 8. Insofar as they are inconsistent or in conflict with prior laws, the provisions of this Act shall control.

SEC. 9. This Act shall take effect on July 1, 1941.

Approved, August 1, 1941.

[CHAPTER 347]

AN ACT

Relating to compensation of former employees of the Railway Mail Service in certain positions and reinstated prior to August 14, 1937.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the thirteenth paragraph of section 7 of the Act entitled “An Act reclassifying the salaries of postmasters and employees of the Postal Service, readjusting their salaries and compensation on an equitable basis, increasing postal rates to provide for such readjustment, and for other purposes”, approved February 28, 1925 (U. S. C., title 39, sec. 621), as amended, is amended by inserting before the period at the end thereof a colon and the following new proviso: “*And provided further*, That former employees of the Railway Mail Service reinstated to stenographic positions prior to August 14, 1937, may be promoted successively to their grade at the time of separation from the service, but not to a higher grade than grade 4”.

Approved, August 1, 1941.

54 Stat. 1212, 1214.
5 U. S. C. § 681.

Deletions.

Customs Service.

19 U. S. C. §§ 6a-6d.

Allocations.

42 Stat. 1488.
5 U. S. C. §§ 661-674.

No decrease in exist-
ing compensation.
Filling vacancy.

46 Stat. 32, 38.
5 U. S. C. § 662.

Temporary employ-
ees, Architect's office.

Appropriation au-
thorized.
Post, p. 830.
Inconsistent prior
laws.

Effective date.

August 1, 1941
[H. R. 3367]
[Public Law 201]

Railway Mail Serv-
ice.

43 Stat. 1053, 1063.

Promotion of certain
employees.

[CHAPTER 348]

AN ACT

Making provision for payment of employees of the United States Government, its Territories or possessions, or the District of Columbia, for accumulated or accrued annual leave when ordered to active duty with the military or 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 employees of the United States Government, its Territories or possessions, or the District of Columbia (including employees 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 have heretofore or who may hereafter be ordered to active duty with the military or naval forces of the United States shall be entitled to receive, in addition to their military pay, 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 active military or naval service.

Approved, August 1, 1941.

[CHAPTER 352]

AN ACT

To authorize a plant-protection force for naval shore establishments, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is hereby authorized to establish a plant-protection force for naval shore establishments, and to maintain and operate the same until June 30, 1943, unless Congress shall have, in the meantime, by concurrent resolution, declared such a force no longer necessary. The duty of this force shall be to investigate any existing or threatened espionage or sabotage or subversive or other activities contrary to the interests of the United States in and to the naval shore establishments. The force will be under the general supervision of the Director of the Office of Naval Intelligence under rules and regulations prescribed by the Secretary of the Navy.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, a sum not to exceed \$1,000,000 annually to effectuate the purposes of this Act, including salaries, travel, clothing, weapons, motor-propelled vehicles and their maintenance, and any other necessary equipment and supplies.

SEC. 3. The civilian in charge of the force herein authorized, together with the other personnel thereof, may be appointed by the Secretary of the Navy in accordance with civil-service laws and the Classification Act of 1923, as amended, or otherwise as he may elect, the civilian in charge to receive a salary at a rate not to exceed \$7,500 per annum, the salaries of the other personnel to be in accordance with the Classification Act of 1923, as amended: *Provided*, That any person appointed to the force who is employed in the civil service at the time of such appointment shall retain his civil-service status for all purposes and shall suffer no reduction in pay by reason of such appointment.

Approved, August 11, 1941.

August 1, 1941

[S. 505]

[Public Law 202]

Government, etc., employees ordered to active military or naval duty.

Compensation or credit for leave.

Public Law 517, 77th Congress.

August 11, 1941

[H. R. 4671]

[Public Law 203]

Naval shore establishments.
Plant-protection force authorized.

Supervision.

Appropriation authorized.

Personnel provisions.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Ante, p. 613.

Proviso.

[CHAPTER 353]

AN ACT

To authorize the Secretary of War to convey to the Territory of Hawaii certain lands on the island of Oahu, Territory of Hawaii, in consideration of the Governor of Hawaii having transferred to the United States certain lands in the Hawaiian Islands.

August 16, 1941

[S. 1346]

[Public Law 204]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized to convey to the Territory of Hawaii all right, title, and interest of the United States in and to that portion of the military reservation known as Hickam Field, island of Oahu, Territory of Hawaii, containing about ninety-seven and thirteen one-hundredths acres, described in subsection (a) of this Act, in consideration of the Governor of Hawaii having transferred to the United States five tracts of land containing about seven hundred and fifty and four hundred and ninety-five one-thousandths acres in the Hawaiian Islands described in subsection (b) of this Act:

Oahu, T. H.
Conveyance.

(a) Beginning at an iron pin marking the most easterly corner of Hickam Field Military Reservation, said point is located thirteen thousand six hundred and twenty-one and twenty-six one-hundredths feet south and three thousand two hundred and seventy-two and fifty one-hundredths feet west from United States Coast and Geodetic Survey triangulation station "Salt Lake"; thence from said point of beginning by azimuths (measured clockwise from true south) and distances as follows: Fifteen degrees twenty-six minutes thirty seconds, one hundred and seventy-four and fifty one-hundredths feet to a pipe; thence fifty-seven degrees fifty-three minutes and no seconds, six hundred and forty and thirty one-hundredths feet along Kaihikapu Pond to concrete post; thence sixty degrees forty-three minutes thirty seconds, eight hundred and thirty-six and sixty one-hundredths feet along the same to pipe; thence sixty-four degrees thirty-eight minutes thirty seconds, one hundred and ninety and ten one-hundredths feet along the same to pipe; thence sixty-six degrees forty-one minutes and no seconds, three hundred and forty-one and ninety one-hundredths feet along the same to pipe; thence three hundred and forty-six degrees twelve minutes and no seconds, fifty-two and twenty one-hundredths feet along the same to pipe; thence two hundred and eighty-four degrees twenty-four minutes and no seconds, one hundred and fifty-four and seventy one-hundredths feet along the same to pipe; thence two degrees three minutes and no seconds, two hundred and sixteen and ninety one-hundredths feet along the same to pipe; thence eight degrees twelve minutes and no seconds, one hundred and eighty-seven and forty one-hundredths feet along the same to pipe; thence thirteen degrees thirty-four minutes thirty seconds, two hundred and sixty-one and sixty one-hundredths feet along the same to pipe; thence eleven degrees twenty-nine minutes thirty seconds, one hundred and eighty-four and ten one-hundredths feet along the same to pipe; thence sixteen degrees seven minutes thirty seconds, two hundred and twelve and ten one-hundredths feet along the same to pipe; thence one hundred and sixty-nine degrees nineteen minutes twenty-four seconds, four thousand two hundred and forty-three and thirty-five one-hundredths feet along the remainder of Hickam Field Military Reservation to the boundary of Land Court Application 1074; thence two hundred and seventy degrees no minutes and no seconds, one thousand and forty-nine and fifteen one-hundredths feet along Land Court Application 1074 to a spike; thence three hundred and forty-six degrees forty-five minutes and no seconds, one thousand five hundred and seventy-seven and thirty one-hundredths feet along

Description.

John Rodgers Airport to iron pin; thence two hundred and seventy-five degrees thirty-five minutes and no seconds, six hundred and seventy-four and no one-hundredths feet along the same to a point; thence two hundred and ninety-nine degrees thirty-one minutes and no seconds, six hundred and eighteen and forty one-hundredths feet along the same to the point of beginning. Containing an area of ninety-seven and thirteen one-hundredths acres.

(b) (1) Mana Airport, Mana, Waimea, Kauai (being portion of the Government (Crown) land of Waimea):

Beginning at a pipe at the northeast corner of this tract of land and about one hundred twenty feet west of a drainage canal (twenty feet wide), the coordinates of said point of beginning referred to Government Survey Triangulation Station "Nohili" being four thousand seven hundred fifty-five and fifty one-hundredths feet South and one thousand nine hundred fifty-five and fifty one-hundredths feet east, as shown on Government Survey Registered Map 2679, and running by azimuths measured clockwise from true south: Twelve degrees and no minutes, five hundred thirty feet along Government land; thence twenty-six degrees and no minutes, nine hundred feet along same; thence six degrees and no minutes, one thousand two hundred feet along same to a pipe; thence ten degrees thirty-four minutes and no seconds, nine hundred fifty-six and sixty one-hundredths feet along same; thence twenty-five degrees and no minutes, eight hundred fifty feet along same; thence one degree and no minutes, six hundred seventy feet along same; thence thirteen degrees and no minutes, two hundred ninety-four and eighty-five one-hundredths feet along same; thence one hundred six degrees eighteen minutes and twenty seconds, three hundred twenty-six and eight one-hundredths feet along the same to a pipe; thence one hundred one degrees twenty-eight minutes and thirty seconds, one hundred twenty and fifty one-hundredths feet along cemetery to a pipe; thence seven degrees twenty-eight minutes and thirty seconds, one hundred eighty-six and twenty one-hundredths feet along cemetery to a pipe; thence two hundred eighty-two degrees fifty-eight minutes and thirty seconds, ninety-one and twenty one-hundredths feet along cemetery to a pipe; thence two hundred eighty-six degrees eighteen minutes and twenty seconds, three hundred thirty-seven and thirty-nine one-hundredths feet along Government land to a pipe; thence thirteen degrees and no minutes, two hundred fifteen and ninety-six one-hundredths feet along same to a pipe; thence three hundred thirty-three degrees and no minutes, six hundred sixty feet along same to a pipe; thence three hundred fifty-seven degrees and no minutes, five hundred fifty feet along same to a pipe; thence seventeen degrees and no minutes, nine hundred fifty feet along same to a pipe; thence twenty-two degrees forty minutes and no seconds, one thousand one hundred thirty feet along same to a pipe; thence eleven degrees and no minutes, one thousand seven hundred thirty feet along same to a pipe; thence twenty-two degrees and no minutes, six hundred seventy feet along same to a pipe; thence three hundred forty-one degrees and no minutes, one thousand six hundred eighty feet along same to a pipe; thence twenty-five degrees ten minutes and no seconds, six hundred thirty feet along same to a pipe; thence eighty degrees and no minutes, five hundred forty feet along same to the seashore at high-water mark, passing over a pipe at four hundred eighty feet; thence along the seashore at highwater mark in a general northerly direction to the southwest corner of Mana Park (Executive Order 148), the direct azimuths and distances between points at seashore being: One hundred sixty-two degrees twenty minutes and no seconds, three thousand three hundred feet; thence one hundred seventy-four degrees

and no minutes, one thousand eight hundred feet; thence one hundred ninety degrees forty minutes and no seconds, two thousand nine hundred forty-seven and forty one-hundredths feet; thence one hundred eighty-six degrees thirty minutes and thirty seconds, two thousand four hundred sixty-one and ten one-hundredths feet; thence two hundred degrees and no minutes, two thousand feet; thence one hundred sixty degrees and no minutes, one thousand feet to the southwest corner of Mana Park (Executive Order 148); thence two hundred sixty-six degrees forty-two minutes and no seconds, one thousand two hundred ninety-one and ninety one-hundredths feet along Mana Park (Executive Order 148) to a pipe, passing over a pipe at ninety feet; thence two hundred sixty-six degrees forty-two minutes and no seconds, one thousand two hundred eighty-eight and ten one-hundredths feet along Government land to the point of beginning. Containing an area of five hundred forty-eight and fifty-seven one-hundredths acres.

(2) Molokai Airport Military Reservation, Palaau, Molokai (being portions of the Government (Crown) land of Palaau):

Beginning at the west corner of this parcel of land and on the south side of Keonelele Avenue, the coordinates of said point of beginning referred to Government Survey Triangulation Station "Middle Hill" being two thousand five hundred and thirty-nine and twenty-nine one-hundredths feet north and fourteen thousand one hundred and seventy-two and sixty-eight one-hundredths feet west, as shown on Government Survey Registered Map 1288, and running by azimuths measured clockwise from true south: Two hundred and seventy-nine degrees fifty-five minutes and thirty seconds, seven hundred and six and nine one-hundredths feet along the south side of Keonelele Avenue; thence sixty degrees twenty-five minutes and no seconds, five hundred and twenty-nine and nine one-hundredths feet along the remainder of Molokai Airport; thence one hundred and forty-eight degrees twenty-five minutes and no seconds, four hundred and forty-nine and forty-nine one-hundredths feet along same to the point of beginning. Containing an area of two and seven hundred and twenty-eight one-thousandths acres.

(3) Upolu Point Airport, Upolu Point, North Kohala, Hawaii (being a portion of the Government land of Opihipau):

Beginning at the northeast corner of this piece of land, and the northwest corner of part 2 of Presidential Executive Order Numbered 7893, the coordinates of said point of beginning referred to Government Survey Triangulation Station "Puu o Nale" being twenty-two thousand nine hundred and eighty-two and eighty-seven one-hundredths feet north and six thousand three hundred and seventy-eight and seventy-nine one-hundredths feet west; thence running by azimuths measured clockwise from true south: Three hundred and forty-seven degrees thirty minutes and no seconds, two hundred feet along part 2 of Presidential Executive Order Numbered 7893; thence two hundred and fifty-seven degrees thirty minutes and no seconds, four hundred and ninety-four and thirty-three one-hundredths feet along same; thence three hundred and twenty-two degrees fifteen minutes and no seconds, fifty-five and twenty-eight one-hundredths feet along lot 11 of land court application 1120; thence seventy-seven degrees thirty minutes and no seconds, five hundred and sixty-seven and ninety-one one-hundredths feet along the remainder of Upolu Airport; thence one hundred and sixty-seven degrees thirty minutes and no seconds, two hundred and fifty feet along same; thence two hundred and fifty-seven degrees thirty minutes and no seconds, fifty feet along same to the point of beginning. Containing an area of eight hundred and sixty-eight one-thousandths acre.

(4) Hilo Airport Military Reservation, Waiakea, Hilo City, South Hilo, Hawaii (being portion of the Government (Crown) land of Waiakea):

Beginning at the northeast corner of this parcel of land and on the east boundary of the Hilo Airport, the coordinates of said point of beginning referred to Government Survey Triangulation Station "Halai" being one thousand two hundred seventeen feet north and fifteen thousand five hundred eight and fifty-three one-hundredths feet east, as shown on Government Survey Registered Map 2540, and running by azimuths measured clockwise from true south: Three hundred sixty degrees and no minutes, five hundred ninety-nine and seventy-four one-hundredths feet along the west side of a fifty-foot road; thence ninety degrees and no minutes, one thousand two hundred eighty-two and fifty one-hundredths feet along the Hawaii National Guard Rifle Range (Governor's Executive Order 286); thence one hundred seventy-two degrees fifty-five minutes and no seconds, one hundred sixty and seventy-five one-hundredths feet along Hilo Airport; thence two hundred twenty degrees forty-five minutes and no seconds, five hundred eighty-one and nine one-hundredths feet along same; thence two hundred seventy degrees and no minutes, nine hundred twenty-three and one one-hundredth feet along same to the point of beginning. Containing an area of fifteen and ninety-eight one-hundredths acres.

(5) Kalae Military Reservation, known as "Morse Field", Kamaoa, Kau, Hawaii (being a portion of the Government land of Kamaoa, set aside for the use of the Hawaiian Homes Commission (sec. 1662, Revised Laws of Hawaii, 1935), and returned to the Commissioner of Public Lands by the Hawaiian Homes Commission by its resolution numbered 65, dated November 16, 1939, for the purpose of which this Executive order is issued):

Beginning at point "B" on the east boundary of Kalae Lighthouse Reservation, said Point "B" marked by a drilled hole in solid rock is situated seven hundred and twenty-four and seventy-two one-hundredths feet south, and one hundred and seventy-four and forty-one one-hundredths feet east of United States Coast and Geodetic Survey Triangulation Station "Ka Lae"; thence from the said point of beginning by azimuths (measured clockwise from true south) and distances as follows: One hundred and seventy-four degrees forty-nine minutes and no seconds, one thousand and twenty-eight feet along Kalae Lighthouse Reservation; thence one hundred and thirty-four degrees seventeen minutes and no seconds, five hundred and ninety-nine feet along the same to point "A" marked by a drilled hole in the center of a square cut in solid rock; thence one hundred and thirty-four degrees seventeen minutes and no seconds, seventy-one and thirty-eight one hundredths feet along the same to a point marking the southwest corner of existing Kalae Military Reservation; thence two hundred and seventy degrees and no minutes, three thousand two hundred and eleven and five one-hundredths feet along the south boundary of Kalae Military Reservation to a one-inch pipe in concrete; thence two hundred and twenty-eight degrees four minutes and no seconds, one thousand seven hundred and seventy and twenty-two one hundredths feet along the same to a one-inch pipe in concrete; thence two hundred and sixty-five degrees forty-seven minutes and no seconds, one thousand two hundred and seventy-three and fifty-three one-hundredths feet along the same to a one-inch pipe in concrete; thence two hundred and three degrees and no minutes, one thousand one hundred and thirty-seven feet along the same to a one-inch pipe in concrete; thence two hundred and fifty-nine degrees forty-three minutes and no seconds, one thousand eight hundred and

seventy-two feet along the same to a one-inch pipe in concrete marking the southeast corner of existing Kalae Military Reservation; thence three hundred and sixty degrees and no minutes, five hundred and seventy feet to a point on the seacoast at high-water line; thence along the seacoast at high-water line in a southwesterly direction to a point at the southeast corner of Kalae Lighthouse Reservation, the direct azimuth and distance is: Sixty-four degrees eight minutes and six seconds, eight thousand three hundred and forty-one and sixty one-hundredths feet; thence one hundred and seventy-four degrees forty-nine minutes and no seconds, sixty feet along Kalae Lighthouse Reservation to the point of beginning. Containing an area of one hundred and eighty-two and thirty-eight one-hundredths acres, more or less.

Approved, August 16, 1941.

[CHAPTER 354]

AN ACT

To amend the Act entitled "An Act to authorize the leasing of public lands for use as public aviation fields", approved May 24, 1928, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the Act entitled "An Act to authorize the leasing of public lands for use as public aviation fields", approved May 24, 1928, as amended, is amended by striking out the words "not to exceed six hundred and forty acres in area" and inserting in lieu thereof the words "not to exceed two thousand five hundred and sixty acres in area".

Approved, August 16, 1941.

August 16, 1941
[S. 1480]

[Public Law 205]

Public lands.
Airport leases, area.
45 Stat. 728.
49 U. S. C. § 211.

[CHAPTER 355]

AN ACT

Providing for certain deferments and exemptions under the Selective Training and Service Act of 1940, for publicity with respect to classifications, 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 5 (b) (1) of the Selective Training and Service Act of 1940, as amended, is hereby amended by inserting before the colon the following: "or any enlisted man who has been or is hereafter honorably discharged from the Regular Army or the Coast Guard for the convenience of the Government within six months prior to the completion of his regular three-year period of enlistment".

SEC. 2. Section 5 (e) of the Selective Training and Service Act of 1940 is amended by adding "(1)" after "(e)", and by adding at the end thereof the following: "Rules and regulations issued pursuant to this subsection shall include provisions requiring that there be posted in a conspicuous place at the office of each local board a list setting forth the names and classifications of those men who have been classified by such local board.

"(2) Anything in this Act to the contrary notwithstanding, there shall be deferred from training and service under this Act in the land and naval forces of the United States until Congress shall declare otherwise, the men who, on the 1st day of July 1941, or on the 1st day of July of any subsequent year, (1) are liable for such training and service, (2) have not been inducted into the land or naval forces for such training and service, and (3) have attained the twenty-eighth anniversary of the day of their birth: *Provided*, That any of such men may after volunteering for induction be inducted pursuant and subject to the provisions of section 3 (a) of this Act: *Provided*

August 16, 1941
[S. 1524]

[Public Law 206]

Selective Training
and Service Act of
1940, amendments.
54 Stat. 887.
50 U. S. C., app.
§ 305 (b) (1).
Ante, p. 211.
Peacetime service
exemption, extension.

Publicity respecting
classifications.
54 Stat. 888.
50 U. S. C., app.
305(e).
Post, p. 845.

Deferment of men
who have attained
their 28th birthday.
Post, p. 845.

Proviso.
Volunteering for in-
duction.
Post, p. 845.

Release from service upon request.

54 Stat. 886.
50 U. S. C., app. § 303 (b).
Transfer to reserve component.

54 Stat. 886.
50 U. S. C., app. § 303 (c).
Post, p. 627.

Certificate.

54 Stat. 890.
50 U. S. C., app. § 308.

further, That the Secretary of War shall, as soon as practicable and when not in conflict with the interests of national defense, release from active training and service under section 3 (b) of this Act, and transfer to a reserve component of the land forces for the same period and with the same rights, duties, and liabilities, as any other person transferred to a reserve component of the land forces under the provisions of section 3 (c) of this Act, regardless of his period of training and service, any person who has heretofore been inducted into the land forces under this Act, who requests such release, and who had attained the twenty-eighth anniversary of the day of his birth on or prior to July 1, 1941, and prior to such induction: *Provided further*, That any person so released under this paragraph who, in the judgment of those in authority over him, has served satisfactorily shall be entitled to a certificate to that effect which shall be in the same form and have the same force and effect as a certificate issued under the provisions of section 8 of this Act."

Approved, August 16, 1941.

[CHAPTER 356]

AN ACT

To reserve a certain part of the public land in California for the benefit of the Rincon Band of Mission Indians.

August 16, 1941
[S. 1626]
[Public Law 207]

Rincon Indian Reservation, Calif.
Addition of certain lands.

Description.

Proviso.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subject to all valid existing rights and claims, the following-described lands of the United States be, and the same are hereby, withdrawn from entry, sale, or other disposition and set aside as an addition to the Rincon Indian Reservation in California: The north half, excepting that portion included in the Pauma Rancho, southeast quarter, north half southwest quarter, southeast quarter southwest quarter, section 25, northwest quarter southwest quarter, south half southwest quarter, southwest quarter southeast quarter, section 27, west half, northwest quarter northeast quarter, south half northeast quarter, section 34, township 10 south, range 1 west, San Bernardino meridian: *Provided*, That until otherwise directed by Congress none of said lands shall be allotted in severalty or shall be subject to taxation.

Approved, August 16, 1941.

[CHAPTER 357]

AN ACT

To provide compensation for disability or death resulting from injury to persons employed at military, air, and naval bases acquired by the United States from foreign countries, and on lands occupied or used by the United States for military or naval purposes outside the continental limits of the United States, including Alaska, Guantanamo, and the Philippine Islands, but excluding the Canal Zone, and for other purposes.

August 16, 1941
[S. 1642]
[Public Law 208]

Persons employed on bases acquired from foreign governments, etc.

Compensation for injury or death.
33 U. S. C. §§ 901-950.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That except as herein modified, the provisions of the Act entitled "Longshoremen's and Harbor Workers' Compensation Act", approved March 4, 1927 (44 Stat. 1424), as amended, and as the same may be amended hereafter, shall apply in respect to the injury or death of any employee engaged in any employment at any military, air, or naval base acquired after January 1, 1940, by the United States from any foreign government or any lands occupied or used by the United States for military or naval purposes in any Territory or possession outside the continental United States, including Alaska, Guantanamo, and the Philippine Islands, but excluding the Canal Zone, irrespective of the place where the injury or death occurs.

SEC. 2. (a) That the minimum limit on weekly compensation for disability, established by section 6 (b), and the minimum limit on the average weekly wages on which death benefits are to be computed, established by section 9 (e), of the Longshoremen's and Harbor Workers' Compensation Act, approved March 4, 1927 (44 Stat. 1424), as amended, shall not apply in computing compensation and death benefits under this Act.

Computation of benefits.
44 Stat. 1426, 1430.
33 U. S. C. §§ 906 (b), 909 (e).

(b) Compensation for permanent total or permanent partial disability under section 8 (c) (21) of the Longshoremen's and Harbor Workers' Compensation Act, or for death under this Act to aliens and nonnationals of the United States not residents of the United States or Canada shall be in the same amount as provided for residents, except that dependents in any foreign country shall be limited to surviving wife and child or children, or if there be no surviving wife or child or children, to surviving father or mother whom the employee has supported, either wholly or in part, for the period of one year immediately prior to the date of the injury, and except that the United States Employees' Compensation Commission may, at its option or upon the application of the insurance carrier shall, commute all future installments of compensation to be paid to such aliens or nonnationals of the United States by paying or causing to be paid to them one-half of the commuted amount of such future installments of compensation as determined by the Commission.

Aliens and non-nationals.

44 Stat. 1428.
33 U. S. C. § 908.

Commutacion.

SEC. 3. (a) The United States Employees' Compensation Commission is authorized to extend compensation districts established under the Longshoremen's and Harbor Workers' Compensation Act, approved March 4, 1927 (44 Stat. 1424), or to establish new compensation districts, to include any area to which this Act applies; and to assign to each such district one or more deputy commissioners, as the Commission may deem necessary.

Compensation districts, extension, etc.

44 Stat. 1442.
33 U. S. C. § 939 (b).

(b) Judicial proceedings provided under sections 18 and 21 of the Longshoremen's and Harbor Workers' Compensation Act in respect to a compensation order made pursuant to this Act shall be instituted in the United States district court of the judicial district wherein is located the office of the deputy commissioner whose compensation order is involved if his office is located in a judicial district, and if not so located, such judicial proceedings shall be instituted in the judicial district nearest the base at which the injury or death occurs.

Judicial review of compensation orders.
44 Stat. 1434, 1436.
33 U. S. C. §§ 918, 921.

SEC. 4. This Act shall not apply in respect to the injury or death of (1) an employee subject to 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 (39 Stat. 742), as amended; (2) an employee engaged in agriculture, domestic service, or any employment that is casual and not in the usual course of the trade, business, or profession of the employer; and (3) a master or member of a crew of any vessel.

Nonapplicability of provisions.

5 U. S. C. ch. 15.

Approved, August 16, 1941.

[CHAPTER 358]

JOINT RESOLUTION

Providing for the representation of the Government and people of the United States in the observance of the two hundredth anniversary of the coming of Doctor Henry Melchior Muhlenberg to the American colonies.

August 16, 1941
[S. J. Res. 40]
[Public Law 209]

Whereas Muhlenberg College will hold celebrations during the year 1942 commemorating the two hundredth anniversary of the arrival in the American colonies of Henry Melchior Muhlenberg, patriarch of the Lutheran Church in America; and

Two hundredth anniversary of arrival of Henry Melchior Muhlenberg.

Whereas the said Henry Melchior Muhlenberg was prominently identified with the early days of the Commonwealth of Pennsylvania, having been active for many years in the Ministerium of Pennsylvania, mother synod of the Lutheran Church in America; and

Whereas the said Henry Melchior Muhlenberg was the father of Frederick Augustus Muhlenberg, first Speaker of the House of Representatives, and of General John Peter Gabriel Muhlenberg, a friend of George Washington and a member of his staff, famous for his action in having thrown off his clerical gown while delivering a sermon at Woodstock, Virginia, disclosing himself dressed in the uniform of an officer of the Continental Army and making a remark to the effect that there was a time to pray and a time to fight; and

Whereas it is appropriate that the Government and the people of the United States should join with Muhlenberg College in the celebrations commemorating the two-hundredth anniversary of the arrival in the American colonies of one so closely identified with the early days of the Republic: Therefore be it

Observance.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Government and people of the United States unite with Muhlenberg College in a fitting and appropriate observance of the two-hundredth anniversary of the arrival in the American colonies of Henry Melchior Muhlenberg.

Commission established.

SEC. 2. There is hereby established a commission to be known as the United States Muhlenberg Bicentennial Commission (hereinafter referred to as the Commission) to be composed of fifteen Commissioners, as follows: The President of the United States and four persons to be appointed by him, the President of the Senate and four Members of the Senate to be appointed by said President of the Senate, and the Speaker of the House of Representatives and four Members of the House to be appointed by said Speaker.

Participation.

SEC. 3. The Commission, on behalf of the United States, shall cooperate with representatives of Muhlenberg College extend appropriate courtesies to the delegates of foreign universities and other foreign learned bodies or individuals attending the celebrations commemorating such anniversary.

Members to serve without compensation.

SEC. 4. The members of the Commission shall serve without compensation and shall select a chairman from among their number, but the President of the United States shall be designated as the "honorary chairman" of the Commission.

Vacancies.

SEC. 5. Any vacancies occurring in the membership of the Commission shall be filled in the same manner in which original appointments to such Commission are made.

Approved, August 16, 1941.

[CHAPTER 359]

AN ACT

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

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is hereby authorized to establish, develop, or increase naval aviation facilities, designed primarily for lighter-than-air purposes with which shall be included the authority to acquire land, with approximate costs as indicated, at or in the vicinity of the following areas:

August 16, 1941

[H. R. 3537]

[Public Law 210]

Naval aviation facilities, establishment, etc.

Ante, p. 566.

Norfolk, Virginia—Cape Hatteras, North Carolina, Naval Air Station, \$6,500,000.

Boston, Massachusetts, Naval Air Station, \$6,500,000.

Various locations, auxiliary lighter-than-air facilities, \$3,000,000.

The provisions of section 8 (a) of the Act approved June 28, 1940 (Public, Numbered 671, Seventy-sixth Congress), shall be applicable to the foregoing projects.

SEC. 2. The custody and control of the former Naval Air Station at Sunnyvale, California, now known as Moffett Field, are hereby transferred from the Secretary of War to the Secretary of the Navy, who is authorized to reestablish the same as a Naval Air Station, and the Secretary of War is hereby authorized to establish at such location as he may, with the approval of the President, deem best suited to the purpose, basic heavier-than-air training facilities in lieu of those at Moffett Field at a cost not to exceed \$6,500,000. Physical possession of Moffett Field shall be transferred when, in the opinion of the President, the facilities herein authorized for the War Department are sufficiently complete to permit of their use for the purposes specified, but not later than eight months after money is made available to the War Department to provide such facilities.

SEC. 3. The Secretary of the Navy is hereby authorized to conduct aeronautical experiments in the field of other than standard heavier-than-air craft, such as, but not limited to, rotary-wing type aircraft, gliders, metal-hulled and other than conventionally propelled lighter-than-air craft and the like at a cost not to exceed \$100,000.

SEC. 4. There is hereby authorized to be appropriated, out of any money in the Treasury of the United States not otherwise appropriated, such sums as may be necessary to effectuate the purposes of this Act.

Approved, August 16, 1941.

[CHAPTER 360]

AN ACT

To provide for the adjustment of tolls to be charged by the city of Washington, Missouri, in the maintenance and operation of a toll bridge across the Missouri River at or near Washington, Missouri.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the event that the city of Washington, Missouri, shall issue toll bridge revenue refunding bonds for the purpose of refunding or redeeming its outstanding 4 per centum toll bridge revenue bonds dated July 1, 1934, which were issued to provide funds for the construction of the bridge authorized by the Act of Congress approved June 15, 1933, entitled "An Act granting the consent of Congress to the city of Washington, Missouri, to construct, maintain, and operate a toll bridge across the Missouri River at or near Washington, Missouri", or in the event that said city shall extend the maturity date or dates of said outstanding bonds, the rates of toll to be charged for the use of said bridge shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating said bridge and its approaches under economical management and to provide a fund sufficient to pay the principal and interest and the redemption premium, if any, of such toll bridge revenue refunding bonds, or of said outstanding bonds, as soon as possible under reasonable charges, but within a period of not exceeding twenty years from the date of approval of this Act, and such tolls shall be continued until such payments shall have been made. After such bonds and the interest thereon shall have been paid, said bridge

Ante, p. 557.

Cost increase.
54 Stat. 680.
41 U. S. C., prec. § 1 note.

Reestablishment of Moffett Field, Calif., as Naval Air Station.

Heavier-than-air training facilities for War Department.
Ante, p. 556.

Aeronautical experiments.

Appropriation authorized.

August 16, 1941
[H. R. 3625]
[Public Law 211]

Bridge, Washington, Mo.
Adjustment of toll rates.

48 Stat. 152.

Record of expenditures and receipts.

shall thereafter be maintained and operated free of tolls. An accurate record of the expenditures for maintaining, repairing, and operating said bridge, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

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

Approved, August 16, 1941.

[CHAPTER 361]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Ohio River at or near Mauckport, Harrison County, Indiana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Ohio River, at or near Mauckport, Harrison County, Indiana, authorized to be built by the Indiana State Toll Bridge Commission by an Act of Congress approved August 7, 1939, heretofore extended by an Act of Congress approved May 27, 1940, are hereby further extended one and three years, respectively, from August 7, 1941.

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

Approved, August 16, 1941.

[CHAPTER 362]

JOINT RESOLUTION

To extend the periods of service of persons in the military service, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Congress, acting in accordance with and solely for the purpose of carrying into effect the provisions of section 3 (b) of the Selective Training and Service Act of 1940, hereby declares that the national interest is imperiled.

SEC. 2. The President is hereby authorized, subject, however, to the condition hereinafter stated, to extend, for such periods of time as may be necessary in the interests of national defense, the periods of service, training and service, enlistment, appointment, or commission, of any or all persons inducted for training and service under said Act, members and units of the reserve components of the Army of the United States (including the National Guard of the United States), retired personnel and enlisted men of the Regular Army, and any other members of the Army, who are now, or who may hereafter be, in or subject to active military service, or training and service: *Provided*, That extension of the periods of active military service, or training and service, in the case of any person subject to the provisions of this section, shall not, without his consent, exceed eighteen months in the aggregate; except that whenever the Congress declares that it is in the interests of national defense to further extend such periods of active military service and training and service, such periods may be further extended by the President, in the case of any such persons, for such time as may be necessary in the interests of national defense: *Provided further*, That the authority hereby conferred is subject to the condition that the delegation of such authority may be revoked at any time by concurrent resolution of the Congress.

SEC. 3. Any person whose period of active military service or training and service is extended under section 2 and who was (a) ordered to active Federal service under Public Resolution Numbered 96,

August 16, 1941
[H. R. 4052]
[Public Law 212]

Ohio River.
Time extended for
bridging, at Mauck-
port, Ind.

53 Stat. 1241; 54
Stat. 222.

August 18, 1941
[S. J. Res. 95]
[Public Law 213]

Service Extension
Act of 1941.

54 Stat. 886.
50 U. S. C., app. §
303 (b).

Extension of periods
of service, etc.

Provisos.
Limitation.

Condition.

Insurance.
54 Stat. 885.
50 U. S. C., app. §
302.

Seventy-sixth Congress, or (b) inducted under the Selective Training and Service Act of 1940, as amended, prior to the enactment of this Act, shall, notwithstanding the limitation in section 602 (a) of the National Service Life Insurance Act of 1940 upon the time within which application for National Service Life Insurance may be made, be granted insurance under such section without further medical examination if application therefor is filed within one hundred and twenty days after the date of enactment of this Act.

SEC. 4. The Secretary of War shall, when not in conflict with the interests of national defense, release from active military service those persons who apply therefor through the regular military channels and state their reasons for such release, and whose retention in active military service would, in the judgment of the Secretary of War, subject them or their wives or other dependents to undue hardship if retained on active military service. Any person so released who, in the judgment of those in authority over him, has served satisfactorily shall be entitled to a certificate to that effect, which shall be in the same form and have the same force and effect as a certificate issued under the provisions of section 8 of the Selective Training and Service Act of 1940, as amended. Any person so released shall be transferred to, or remain in, as the case may be, a reserve component of the land forces for the same period and with the same rights, duties, and liabilities as any person transferred to a reserve component of the land forces under the provisions of section 3 (c) of such Act.

SEC. 5. Section 3 (c) of the Selective Training and Service Act of 1940, as amended, is amended by adding at the end thereof the following: "The active military service or training and service of any person pursuant to section 2 of the Service Extension Act of 1941 shall be credited against the service in a reserve component required by this section or section 4 of the Service Extension Act of 1941."

SEC. 6. The President is hereby authorized to order retired personnel of the Regular Army to active duty and to employ them as he shall deem necessary in the interests of national defense.

SEC. 7. Any person who, subsequent to May 1, 1940, and prior to the termination of the authority conferred by section 2 of this joint resolution, shall have entered upon active military or naval service in the land or naval forces of the United States shall be entitled to all the reemployment benefits of section 8 of the Selective Training and Service Act of 1940 to the same extent as in the case of persons inducted under said Act: *Provided*, That the provisions of section 8 (b) (A) of said Act shall be applicable to any such person without regard to whether the position which he held shall have been covered into the classified civil service during the period of his military or naval service.

SEC. 8. (a) Any person inducted into the land or naval forces of the United States for active training and service, under section 3 (b) of the Selective Training and Service Act of 1940 shall, in addition to the amounts otherwise payable to such person with respect to such training and service, be entitled to receive the sum of \$10 for each month of such training and service in excess of twelve. The provisions of this section shall also apply (1) to any enlisted personnel of the National Guard of the United States or of any other reserve component of the Army of the United States ordered into the active military service under the authority of Public Resolution Numbered 96, approved August 27, 1940, or section 37a of the National Defense Act of 1916, as amended, for any such service so rendered by any such personnel in excess of twelve months, and (2) to any enlisted

54 Stat. 885.
50 U. S. C., app. §§
301-318.
54 Stat. 1009.
38 U. S. C. § 802 (a).

Release when retention would impose undue hardship.

Certificate for satisfactory service.

54 Stat. 890.
50 U. S. C., app. §
308.
Transfer to reserve component.

54 Stat. 886.
50 U. S. C., app. §
303 (c).
Credit for extended service.
54 Stat. 886.
50 U. S. C., app. §
303 (c).

Recall of retired personnel.

Reemployment benefits.

54 Stat. 890.
50 U. S. C., app. §
308.
Proratio.
Government or
D. C. employees.
54 Stat. 890.

Additional pay for service in excess of 12 months.
54 Stat. 886.
50 U. S. C., app. §
303 (b).

Applicability of provisions.

54 Stat. 858.
50 U. S. C., app. §§
401-406.
41 Stat. 776.
10 U. S. C. §§361, 364,
369.

personnel of the Regular Army for each month of military service rendered by him after the date of enactment of this joint resolution, and after his total military service (rendered before or after such date) exceeds twelve months.

(b) The provisions of this section shall be applicable only during the period of the unlimited emergency declared by the President on May 27, 1941.

Provisions limited to present emergency. 6 F. R. 2617.

Suspension of numerical limitation.

54 Stat. 886.
50 U. S. C., app. § 303 (b).

Proviso.
Monthly report to Congress.

Enlistments without regard to component.

54 Stat. 213.
41 Stat. 785.
10 U. S. C. § 634.

Army reserve components, etc., extension of service.

54 Stat. 858.
50 U. S. C., app. § 401.

Short title.

SEC. 9. During the existence of the authority conferred by section 2 of this joint resolution and for six months thereafter the limitation on the number of men who may be in active training and service at any one time under section 3 (b) of the Selective Training and Service Act of 1940 is hereby suspended: *Provided*, That the Secretary of War shall report to the Congress each month the number of men in active training and service in the land forces under section 3 (b) of said Act.

SEC. 10. During the existence of the authority conferred by section 2 of this joint resolution, enlistments in the Army of the United States, without regard to component, are hereby authorized in the manner provided by the concluding paragraph of section 127a of the National Defense Act, as amended.

SEC. 11. Section 1 of Public Resolution Numbered 96, Seventy-sixth Congress, approved August 27, 1940, is hereby amended (1) by inserting after "June 30, 1942," the following: "or six months after the termination of the authority conferred by section 2 of the Service Extension Act of 1941, whichever is the later" and (2) by adding at the end thereof the following: "Notwithstanding the foregoing provisions of this section the President is authorized to order the same member or the same unit into the active military service of the United States for more than one period, except that in the case of any such member any active military service under authority of this resolution in excess of twelve months shall be deemed an extension of active military service within the meaning of section 2 of the Service Extension Act of 1941."

SEC. 12. This joint resolution may be cited as the "Service Extension Act of 1941".

Approved, August 18, 1941.

[CHAPTER 363]

AN ACT

To amend section 61 of the National Defense Act of June 3, 1916, as amended, for the purpose of extending to Hawaii, Alaska, Puerto Rico, and the Canal Zone the permission to organize military units not a part of the National Guard which was granted to the States by the amendment made to such section by the Act of October 21, 1940.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 61 of the National Defense Act of June 3, 1916, is amended to read as follows:

"SEC. 61. No State or Territory nor Puerto Rico or the Canal Zone shall maintain troops in time of peace other than as authorized in accordance with the organization prescribed under this Act: *Provided*, That nothing contained in this Act shall be construed as limiting the rights of the States and Territories and Puerto Rico and the Canal Zone in the use of the National Guard within their respective borders in time of peace: *Provided further*, That nothing contained in this Act shall prevent the organization and maintenance of State or Territorial police or constabulary: *Provided further*, That under such regulations as the Secretary of War may prescribe for discipline in training, the organization by and maintenance within any State or Territory or Puerto Rico or the Canal Zone of such military forces

National Defense Act, amendment.

39 Stat. 198; 54 Stat. 1206.

32 U. S. C. § 194.
Maintenance of troops by State, Territory, etc.

Proviso.
Use of National Guard.

Police or constabulary.

Other military forces while National Guard in active Federal service.

August 18, 1941
[S. 173]

[Public Law 214]

other than National Guard as may be provided by the laws of such State or Territory is hereby authorized while any part of the National Guard of the State or Territory or Puerto Rico or the Canal Zone concerned is in active Federal Service: *Provided further*, That such forces shall not be called, ordered, or in any manner drafted, as such, into the military services of the United States; however, no person shall, by reason of his membership in any such unit, be exempted from military service under any Federal law: *And provided further*, That the Secretary of War in his discretion and under regulations determined by him, is authorized to issue, from time to time, for the use of such military units, to any State or Territory or Puerto Rico or the Canal Zone, upon requisition of the Governor thereof, such arms and equipment as may be in possession of and can be spared by the War Department.”

Forces not subject to U. S. military call.

Arms and equipment.

Approved, August 18, 1941.

[CHAPTER 364]

AN ACT

To provide for the extension of enlistments in the Navy, and for other purposes.

August 18, 1941
[S. 353]
[Public Law 215]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter enlistments in the Navy and Marine Corps may be for minority or terms of two, three, four, or six years, and all laws now applicable to four-year enlistments shall apply, under such regulations as may be prescribed by the Secretary of the Navy, to enlistments for a shorter or longer period with proportionate benefits upon discharge and reenlistment: *Provided*, That upon the presentation of satisfactory evidence as to his age and upon application for discharge by his parent or guardian presented to the Secretary of the Navy within ninety days after the date of his enlistment, any man enlisted in the naval service, including the Marine Corps, under twenty-one years of age, who was enlisted without the written consent of his parent or guardian, if any, shall be discharged for his own convenience: *Provided further*, That all enlistments hereafter entered into may be extended by the Secretary of the Navy for such additional time as he may deem necessary in the public interest in time of war, or national emergency declared by the President, to exist: *Provided further*, That all men whose terms of enlistment are extended in accordance with the provisions of this Act shall continue during such extensions to be subject in all respects to the laws and regulations for the government of the Navy: *And provided further*, That men detained in service in accordance with this Act shall, unless they voluntarily extend their enlistments, be discharged not later than six months after the date of the termination of the war or national emergency.

Navy and Marine Corps.
Terms of enlistment.

Proviso.
Discharge of men under 21 upon application of parent.

Extension of enlistments.
Post, p. 799.

Regulations, etc., during extensions.

Discharge upon termination of war or emergency.

Additional enlistment allowance.

42 Stat. 630.
37 U. S. C. § 16.

SEC. 2. During war, or a national emergency declared by the President to exist, an enlistment allowance, equal in amount to that provided for enlisted men of the Marine Corps by section 9 of the Act approved June 10, 1922 (42 Stat. 629; U. S. C., title 37, sec. 13), and by section 10 of that Act for enlisted men of the Navy and Coast Guard, and to be in addition to the enlistment allowance so provided, shall be paid to every honorably discharged enlisted man of the Navy, Marine Corps, and Coast Guard who reenlists, within twenty-four hours after such discharge, on board the ship or at the station, Marine barracks, or other naval, Marine Corps, or Coast Guard activity from which he was last discharged.

Regular Coast Guard.
Ante, p. 598.

SEC. 3. The provisions of sections 1, 4, and 5 of this Act shall apply to personnel of the Regular Coast Guard in relationship to the Coast

Authority of Secretary of Treasury.

Guard in the same manner and to the same extent as they apply to personnel of the Regular Navy in relationship to the Navy, and the same authority vested in the Secretary of the Navy by this Act with respect to the Navy and Marine Corps shall be, and is hereby, vested in the Secretary of the Treasury with respect to the Coast Guard.

Detention pay. Nonapplicability of designated provision.

SEC. 4. That portion of section 1422 of the Revised Statutes (18 Stat. 484; 34 U. S. C. 201) which reads as follows: "All persons who shall be so detained beyond their terms of enlistment or who shall, after the termination of their enlistment, voluntarily reenter to serve until the return to an Atlantic or Pacific port of the vessel to which they belong, and their regular discharge therefrom, shall receive for the time during which they are so detained, or shall so serve beyond their original terms of enlistment, an addition of one-fourth of their former pay:" shall not apply to enlistments which are extended pursuant to this Act.

Shipping articles.

SEC. 5. Hereafter the shipping articles shall contain the substance of section 1 of this Act.

Approved, August 18, 1941.

[CHAPTER 365]

AN ACT

August 18, 1941

[S. 752]

[Public Law 216]

To provide for the establishment of the Coronado International Memorial, in the State of Arizona.

Coronado International Memorial, establishment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of permanently commemorating the explorations of Francisco Vásquez de Coronado, the President of the United States is authorized to declare, by proclamation, any lands within the following-described area, subject to all valid existing rights, to be established as the "Coronado International Memorial":

Description of area.

Gila and Salt River meridian: Township 24 south, range 20 east, section 10, south half southwest quarter, south half southeast quarter; section 11, south half southwest quarter; section 13, southwest quarter northwest quarter, south half; section 14, northwest quarter, south half, northwest quarter northeast quarter, south half northeast quarter; section 15, all; section 22, all; section 23, all; section 24, all; township 24 south, range 21 east, section 17, south half southwest quarter; section 18, southwest quarter, south half southeast quarter; section 19, all; section 20, lots 3 and 4; aggregating approximately two thousand eight hundred and eighty acres: *Provided*, That said proclamation shall not be issued until the President of the United States shall have been advised through official channels that the Government of Mexico has established, or provided for the establishment of, an area of similar type and size adjoining the area described herein.

Proviso. Establishment of adjoining area by Mexico.

Regulation, etc., by National Park Service.

SEC. 2. The National Park Service, under the direction of the Secretary of the Interior, shall promote and regulate the use of the Coronado International Memorial for the benefit and enjoyment of the people of the United States. Insofar as applicable and not in conflict with this Act, the Act of August 25, 1916 (39 Stat. 535), providing for the establishment of a National Park Service, as amended and supplemented, shall govern the promotion and regulation of the designated memorial area: *Provided*, That nothing in this Act shall be construed to authorize any recreational or other development by the National Park Service within the sixty-foot strip north of the international boundary between the United States and Mexico withdrawn by proclamation of the President dated May 27, 1907 (35 Stat., part II, p. 2136), unless such development has received the prior approval of the Secretary of State.

16 U. S. C. §§ 1-4.

Proviso. Development within strip north of international boundary.

SEC. 3. The Secretary of the Interior, under such regulations as shall be prescribed by him, which regulations shall be substantially similar to those now in effect, shall permit—

Grazing, mining, etc., within memorial area.

(a) Grazing of livestock within the memorial area to the extent now permitted within the said area when such grazing will not interfere with recreational development authorized by this Act; and

(b) Prospecting and mining within the memorial area, when not inconsistent with the public uses thereof. Rights to minerals in the area shall not extend to the lands containing such minerals, but the Secretary of the Interior shall grant rights to use so much of the surface of the lands as may be required for all purposes reasonably incident to the mining and removal of the minerals.

SEC. 4. In the administration of the memorial area the Secretary shall not permit the construction of fences except (a) along the international boundary, (b) beside memorial roads or approach roads, and (c) around memorial areas within which improvements have been located by the National Park Service: *Provided*, That any roads constructed within the memorial area by the National Park Service shall include necessary cattle underpasses properly located for the passage of cattle across such roads: *And provided further*, That the right to the exclusive beneficial consumptive use for stock-watering purposes of any water heretofore developed or used for such purposes within the memorial area shall remain in the present holders thereof, their heirs, assigns, successors, and administrators, so long as such water continues to be used exclusively for such purposes: *And provided further*, That nothing in this Act shall be construed to alter or affect any water right in the State of Arizona or the jurisdiction of said State over its waters: *And provided further*, That neither roads nor public campgrounds shall be constructed by the National Park Service within the south half southwest quarter of said section 10.

Construction of fences, roads, etc.

Provided.
Cattle underpasses.

Stock-watering rights.

Water rights, Arizona.

Restriction.

SEC. 5. Upon submission of title satisfactory to him, the Secretary of the Interior, on behalf of the United States, may accept lands and interests in lands which are within the memorial area but are not in Federal ownership and which are offered to the United States without cost.

Acceptance of non-Federal lands, etc.

Approved, August 18, 1941.

[CHAPTER 366]

AN ACT

To provide for the punishment of persons transporting stolen cattle in interstate commerce, and for other purposes.

August 18, 1941
[S. 1261]
[Public Law 217]

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 National Cattle Theft Act.

National Cattle Theft Act.

SEC. 2. When used in this Act—

(a) The term "cattle" shall mean one or more bulls, steers, oxen, cows, heifers, or calves, or the carcass or carcasses of one or more bulls, steers, oxen, cows, heifers, or calves.

"Cattle."

(b) The term "interstate or foreign commerce" shall include transportation from one State, Territory, or the District of Columbia, to another State, Territory, or the District of Columbia, or to a foreign country, or from a foreign country to any State, Territory, or the District of Columbia.

"Interstate or foreign commerce."

SEC. 3. Whoever shall transport or cause to be transported in interstate or foreign commerce any cattle, knowing the same to have been stolen, shall be punished by a fine of not more than \$5,000 or by imprisonment for not more than five years, or both.

Stolen cattle. Penalty for transporting.

Penalty for buying, selling, etc.

SEC. 4. Whoever shall receive, conceal, store, barter, buy, sell, or dispose of any cattle, moving in or constituting a part of interstate or foreign commerce, knowing the same to have been stolen, shall be punished by a fine of not more than \$5,000 or by imprisonment for not more than five years, or both.

Venue of prosecution.

SEC. 5. Any person violating section 3 of this Act may be prosecuted in any district from, into, or through which such cattle has or have been transported or removed.

48 Stat. 794.
18 U. S. C. §§ 413-419.

SEC. 6. Nothing herein shall be construed to repeal, modify, or amend any part of the National Stolen Property Act.

Approved, August 18, 1941.

[CHAPTER 367]

AN ACT

To extend the provisions of the Act entitled "An Act to provide that the United States shall aid the States in wildlife-restoration projects, and for other purposes", approved September 2, 1937.

August 18, 1941
[H. R. 587]
[Public Law 218]

Wildlife-restoration projects.

50 Stat. 917.
16 U. S. C. §§ 660-669.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the Act entitled "An Act to provide that the United States shall aid the States in wildlife-restoration projects, and for other purposes", approved September 2, 1937, be amended by adding a new section to read as follows:

Alaska, Hawaii, Puerto Rico, and Virgin Islands.

"SEC. 8. (a) The Secretary of the Interior is authorized to cooperate with the Alaska Game Commission, the Division of Game and Fish of the Board of Commissioners of Agriculture and Forestry of Hawaii, the Commissioner of Agriculture and Commerce of Puerto Rico, and the Governor of the Virgin Islands, in the conduct of wildlife-restoration projects, as defined in section 2 of this Act, upon such terms and conditions as he shall deem fair, just, and equitable, and is authorized to apportion to said Territories, Puerto Rico, and the Virgin Islands, out of money available for apportionment under this Act, such sums as he shall determine, not exceeding \$25,000 for Alaska, and \$10,000 each for Hawaii, Puerto Rico, and the Virgin Islands, in any one year, which apportionments, when made, shall be deducted before making the apportionments to the States provided for by this Act; but the Secretary shall in no event require any of said cooperating agencies to pay an amount which will exceed 25 per centum of the cost of any project. Any unexpended or unobligated balance of any apportionment made pursuant to this section shall be available for expenditure in the Territories, Puerto Rico, or the Virgin Islands, as the case may be, in the succeeding year, on any approved project, and if unexpended or unobligated at the end of such year is authorized to be made available for expenditure by the Secretary of the Interior in carrying out the provisions of the Migratory Bird Conservation Act."

Apportionment of funds.

Limitation on payments.

Use of unexpended, etc., balances.

45 Stat. 1222.
16 U. S. C. §§ 715-716r.

Approved, August 18, 1941.

[CHAPTER 368]

AN ACT

For the protection of walrus in the Territory of Alaska.

August 18, 1941
[H. R. 1608]
[Public Law 219]

Protection of walrus in Alaska.
Penalty for possession, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whoever, within the Territory of Alaska or in or on any of the waters thereof, shall take, possess, sell, barter, purchase, or export, at any time or in any manner, any walrus, alive or dead, or any part thereof, except as hereinafter in this section provided, shall be fined not more than

\$500 or imprisoned not more than six months, or both: *Provided*, That walruses may be taken at any time by natives for food and clothing for themselves and by miners or explorers or any other person when in need of food and other food is not available, and the skins, hides, tusks, or ivory of walruses so taken may be possessed, sold, bartered, or purchased in the Territory and said tusks or ivory, when carved or otherwise manufactured or processed in the Territory, may be exported therefrom: *Provided further*, That the Secretary of the Interior is authorized to permit the taking, possession, and export of walruses or parts thereof for scientific or educational purposes under special permits to be issued by him under such restrictions and conditions as he shall prescribe.

Provisions.
Taking for food and clothing.

For scientific purposes.

SEC. 2. That it shall be the duty of all marshals and deputy marshals, collectors and deputy collectors of customs, officers of the Coast Guard, and law-enforcement officers of the Fish and Wildlife Service and the Alaska Game Commission of the Department of the Interior to enforce this Act and they shall have, with respect to such enforcement, all the powers and authority conferred by the second paragraph of section 5 of the Alaska Game Law of January 13, 1925 (43 Stat. 739), as amended by the Acts of February 14, 1931, and June 25, 1938 (46 Stat. 1111 and 52 Stat. 1169, respectively), upon the officers therein mentioned; and all guns, traps, nets, boats, dogs, sleds, implements, or other paraphernalia used in or in aid of a violation of this Act, and any walrus, or part thereof, taken, possessed, sold, bartered, purchased, or exported contrary to this Act, shall be seized by the officers 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, possessed, sold, bartered, purchased, or exported contrary to the provisions 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, less any expenses incurred in and about the seizure and forfeiture thereof, shall be deposited in the Treasury to the credit of miscellaneous receipts.

Enforcement of act.

43 Stat. 741.
48 U. S. C. § 192.

SEC. 3. That as used in this Act "whoever" includes individuals, associations, partnerships, and corporations; "take" includes also pursue, hunt, shoot, wound, kill, capture, trap, or willfully molest or disturb; "export" means transportation or offering for transportation from the Territory of Alaska or any of the waters thereof to any place outside said Territory or waters; and "natives" means Eskimos, Aleuts, and other aborigines of one-half or more Eskimo, Aleut, or other aboriginal blood.

Definitions.

SEC. 4. That all other Acts or parts of Acts insofar as they relate to walruses in the Territory of Alaska or in or on any of the waters thereof are hereby repealed.

Acts repealed.

Approved, August 18, 1941.

[CHAPTER 369]

AN ACT

Granting an extension of patent to the United Daughters of the Confederacy.

August 18, 1941
[H. R. 2688]

[Public Law 220]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a certain design patent issued by the United States Patent Office of date November 8, 1898, being patent numbered 29,611, which was renewed and extended for a period of fourteen years by Public Law Numbered 242, Sixty-ninth Congress, approved May 18, 1926, is hereby renewed and extended for an additional period of fourteen years from and after the passage of this Act, with all the rights and privi-

United Daughters
of the Confederacy.
Renewal of design
patent.

44 Stat. 562.

Proviso.

leges pertaining to the same, being generally known as the insignia of the United Daughters of the Confederacy: *Provided, however,* That no person who has manufactured the design of said patent between the 18th day of May 1940 and the date of the passage of this Act shall be held liable for infringement of this patent by reason of the continued manufacture and sale thereof.

Approved, August 18, 1941.

[CHAPTER 370]

AN ACT

To afford greater protection to the purchaser of patent rights.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4898 of the Revised Statutes (35 U. S. C. 47) be, and the same is hereby, amended to read as follows:

"SEC. 4898. Every application for patent or patent or any interest therein shall be assignable in law by an instrument in writing, and the applicant or patentee or his assigns or legal representatives may in like manner grant and convey an exclusive right under his application for patent or patent to the whole or any specified part of the United States. An assignment, grant, or conveyance shall be void as against any subsequent purchaser or mortgagee for a valuable consideration, without notice unless it is recorded in the Patent Office within three months from the date thereof or prior to such subsequent purchase or mortgage.

"If any such assignment, grant, or conveyance of any application for patent or patent shall be acknowledged before any notary public of the several States or Territories or the District of Columbia, or any commissioner of any court of the United States for any district or Territory, or before any secretary of legation or consular officer authorized to administer oaths or perform notarial acts under section 1750 of the Revised Statutes (U. S. C., title 22, sec. 131) the certificate of such acknowledgment, under the hand and official seal of such notary or other officer, shall be prima facie evidence of the execution of such assignment, grant, or conveyance."

Approved, August 18, 1941.

[CHAPTER 371]

AN ACT

To extend the times for commencing and completing the construction of bridges across the Monongahela River in Allegheny County, Pennsylvania.

Be it enacted by the Senate and the House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge in Allegheny County, Pennsylvania, across the Monongahela River at a point suitable to navigation from the Borough of Dravosburg, in Allegheny County, Pennsylvania, to a point at or adjacent to the dividing line between the city of McKeesport, Pennsylvania, and the Borough of Glassport, Pennsylvania, and a bridge across the Monongahela River at a point suitable to navigation from the Borough of Rankin, Pennsylvania, to the Borough of Whitaker, Pennsylvania, construction of which bridges was authorized by an Act of Congress approved July 25, 1939, and heretofore extended by an Act of Congress approved August 9, 1940, be, and are hereby, further extended one and three years, respectively, from July 25, 1941.

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

Approved, August 18, 1941.

August 18, 1941
[H. R. 3206]

[Public Law 221]

Assignments of patent applications, etc.

Recording in Patent Office.

Evidence of execution.

August 18, 1941
[H. R. 4085]

[Public Law 222]

Monongahela River. Time extended for bridging, in Allegheny County, Pa.

53 Stat. 1078.

54 Stat. 784.

[CHAPTER 372]

AN ACT

Granting the consent of Congress to the South Carolina State Highway Department to construct, maintain, and operate a free highway bridge across the Santee River, at or near Leneudes Ferry, South Carolina.

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 South Carolina State Highway Department to construct, maintain, and operate a free bridge across the Santee River at a point suitable to the interest of navigation, at or near Leneudes Ferry, between Jamestown and Andrews, South Carolina, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations of this Act.

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

Approved, August 18, 1941.

August 18, 1941
[H. R. 4231]
[Public Law 223]

Santee River.
Bridge authorized
across, at Leneudes
Ferry, S. C.

34 Stat. 84.
33 U. S. C. §§ 491-
498.

[CHAPTER 373]

AN ACT

To extend the times for commencing and completing the construction of a toll bridge across the Wabash River at or near Mount Vernon, Posey County, Indiana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a toll bridge across the Wabash River, at or near Mount Vernon, Posey County, Indiana, authorized to be built by the Indiana State Toll Bridge Commission, by an Act of Congress approved October 9, 1940, are hereby extended one and three years, respectively, from October 9, 1941.

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

Approved, August 18, 1941.

August 18, 1941
[H. R. 4306]
[Public Law 224]

Wabash River.
Time extended for
bridging, at Mount
Vernon, Ind.

54 Stat. 1085.

[CHAPTER 374]

AN ACT

To legalize the construction by the Big Creek Bridge Company, Consolidated, of a bridge across the Tug Fork of the Big Sandy River at Nolan, West Virginia.

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 Big Creek Bridge Company, Consolidated, its successors and assigns, to complete construction of a bridge and approaches thereto across the Tug Fork of the Big Sandy River, at Nolan, West Virginia, and to maintain and operate said bridge as a lawful structure subject to the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

SEC. 2. The Big Creek Bridge Company, Consolidated, its successors and assigns, is hereby authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under authority contained in the Act of March 23, 1906.

SEC. 3. After the completion of such bridge, as determined by the Secretary of War, either the State of West Virginia, the State of Kentucky, any public agency or political subdivision of either of such States, within or adjoining which any part of such bridge is located,

August 18, 1941
[H. R. 4315]
[Public Law 225]

Tug Fork of Big
Sandy River.
Completion of bridge
across, at Nolan, W.
Va.

34 Stat. 84.
33 U. S. C. §§ 491-
498.

Tolls.

Acquisition by
State, etc., after com-
pletion.

or any two or more of them jointly, may at any time acquire and take over all right, title, and interest in such bridge and its approaches, and any interest in real property necessary therefor, by purchase or by condemnation, or expropriation, in accordance with the laws of either of such States governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of five years after the completion of such bridge the same is acquired by condemnation or expropriation, the amount of damages or compensation to be allowed shall not include goodwill, going value, or prospective revenues or profits, but shall be limited to the sum of (1) the actual cost of constructing such bridge and its approaches, less a reasonable deduction for actual depreciation in value; (2) the actual cost of acquiring such interests in real property; (3) actual financing and promotion costs, not to exceed 5 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interests in real property; and (4) actual expenditures for necessary improvements.

Acquisition after expiration of 5 years after completion.

Application of tolls to operation, sinking fund, etc.

SEC. 4. If such bridge shall at any time be taken over or acquired by the States or public agencies or political subdivisions thereof, or by either of them, as provided in section 3 of this Act, and if tolls are thereafter charged for the use thereof, the rates of toll shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management, and to provide a sinking fund sufficient to amortize the amount paid therefor, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the date of acquiring the same. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls. An accurate record of the amount paid for acquiring the bridge and its approaches, the actual expenditures for maintaining, repairing, and operating the same and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested.

Operation as free bridge after amortizing costs, etc.

Record of expenditures and receipts.

Statement of construction costs, etc.

SEC. 5. The Big Creek Bridge Company, Consolidated, its successors and assigns, shall within ninety days after the completion of such bridge file with the Secretary of War and with the highway departments of the States of West Virginia and Kentucky, a sworn itemized statement showing the actual original cost of constructing the bridge and its approaches, the actual cost of acquiring any interest in real property necessary therefor, and the actual financing and promotion costs. The Secretary of War may, and upon request of the highway department of either of such States shall, at any time within three years after the completion of such bridge, investigate such costs and determine the accuracy and the reasonableness of the costs alleged in the statement of costs so filed, and shall make a finding of the actual and reasonable costs of constructing, financing, and promoting such bridge; for the purpose of such investigation the said Big Creek Bridge Company, Consolidated, its successors and assigns, shall make available all of its records in connection with the construction, financing, and promotion thereof. The findings of the Secretary of War as to the reasonable costs of the construction, financing, and promotion of the bridge shall be conclusive for the purposes mentioned in section 3 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Investigation of costs.

Secretary's findings conclusive; exception.

Right to sell, transfer, etc.

SEC. 6. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Big Creek Bridge Company, Consolidated, its successors and assigns, and any corporation to which or any person to whom such rights, powers, and privileges may be sold, assigned, or transferred,

or who shall acquire the same by mortgage foreclosure or otherwise, is hereby authorized and empowered to exercise the same as fully as though conferred herein directly upon such corporation or person.

SEC. 7. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 18, 1941.

Right to amend, etc.

[CHAPTER 375]

AN ACT

To permit construction, maintenance, and use of certain pipe lines for petroleum and petroleum products in the District of Columbia.

August 18, 1941

[H. R. 4582]

[Public Law 226]

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 Steuart Brothers, Incorporated, a corporation organized in the State of Delaware, lessee of square south of 1048 bounded by M Street Southeast on the north, Fourteenth Street Southeast and Water Street Southeast on the east, and Virginia Avenue on the south, in the city of Washington, in the District of Columbia, its successors and assigns, to lay down, construct, maintain, and use not more than five pipe lines for the carriage of petroleum and petroleum products with such auxiliary steam lines as may be necessary from a point or points within said square south of 1048 due north in and through M Street Southeast to the right-of-way of the Philadelphia, Baltimore and Washington Railroad; and also the right to lay down, construct, maintain, and use not more than five pipe lines for the carriage of petroleum and petroleum products with such auxiliary steam lines as may be necessary from a point or points within square south of 1048 due north to the said M Street, thence westwardly along the said M Street to its intersection with Thirteenth Street Southeast, thence south in and along the said Thirteenth Street to the Anacostia River.

District of Columbia.

Petroleum pipe lines, construction, etc.

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 the Steuart Brothers, Incorporated, its successors or assigns.

Regulations and rentals.

Approval of plans, etc.

SEC. 3. That no permission granted or enjoyed hereunder shall vest any title or interest in or to the land within Thirteenth Street Southeast or M Street Southeast.

Property rights.

SEC. 4. The right to alter, amend, or repeal this Act is expressly reserved.

Approved, August 18, 1941.

[CHAPTER 376]

AN ACT

Granting the consent of Congress to the Department of Highways, Commonwealth of Virginia, to construct, maintain, and operate two free bridges across the New River, one at Bluff City and the other at Eggleston, in the State of Virginia.

August 18, 1941

[H. R. 4732]

[Public Law 227]

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 Department of Highways, Commonwealth of Virginia, to construct, maintain, and operate two free highway bridges and approaches thereto across the New River, at

New River.
Bridges authorized across, at Bluff City and Eggleston, Va.

points suitable to the interest of navigation, one at Bluff City, Giles County, Virginia, and the other at Eggleston, Giles County, Virginia, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

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

Approved, August 18, 1941.

[CHAPTER 377]

AN ACT

Authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter Federal investigations and improvements of rivers and other waterways for flood control and allied purposes shall be under the jurisdiction of and shall be prosecuted by the War Department under the direction of the Secretary of War and supervision of the Chief of Engineers, and Federal investigations of watersheds and measures for run-off and waterflow retardation and soil-erosion prevention on watersheds shall be under the jurisdiction of and shall be prosecuted by the Department of Agriculture under the direction of the Secretary of Agriculture, except as otherwise provided by Act of Congress.

SEC. 2. That section 3 of the Act approved June 22, 1936 (Public, Numbered 738, Seventy-fourth Congress), as amended by section 2 of the Act approved June 28, 1938 (Public, Numbered 761, Seventy-fifth Congress), shall apply to all works authorized in this Act, except that for any channel improvement or channel rectification project provisions (a), (b), and (c) of section 3 of said Act of June 22, 1936, shall apply thereto, and except as otherwise provided by law: *Provided*, That the third proviso of section 1 of the Flood Control Act approved August 28, 1937 (Public, Numbered 406, 75th Congress) and all of section 8 of the Flood Control Act approved August 11, 1939, (Public, Numbered 396, 76th Congress) are hereby repealed: *Provided further*, That the authorization for any flood-control project heretofore or herein adopted requiring local cooperation shall expire five years from the date on which local interests are notified in writing by the War Department of the requirements of local cooperation, unless said interests shall within said time furnish assurances satisfactory to the Secretary of War that the required cooperation will be furnished: *And provided further*, That in any case where the total authorization for a project heretofore or hereafter authorized by Congress is not sufficient to complete plans that may have been made the Chief of Engineers is authorized in his discretion to plan and make expenditures on preparations for the project, such as the purchase of lands, easements, and rights-of-way; readjustments of roads, railroads, and other utilities; removal of towns, cemeteries, and dwellings from reservoir sites; and the construction of foundations. The Chief of Engineers is also authorized in his discretion to modify the plan for any dam or other work heretofore or hereafter authorized so that such dam or work will be smaller than originally planned with a view to completing a useful improvement within an authorization: *Provided*, That the smaller structure shall be located on the chosen site so that it will be feasible at some future time to enlarge the work in order to permit

34 Stat. 84.
33 U. S. C. §§ 491-498.

August 18, 1941
[H. R. 4911]
[Public Law 228]

Flood control, etc.
Jurisdiction over
Federal activities.

State, etc., cooperation.
49 Stat. 1571; 52
Stat. 1215.
33 U. S. C. § 701c.

Provisos.
Repeals.
50 Stat. 877; 53 Stat.
1417.

Assurances of local
cooperation; time limitation.

Initiating projects
when total authorization
insufficient.

Construction of
smaller dams.

Location.

the full utilization of the site for all purposes of conservation such as flood control, navigation, reclamation, the development of hydroelectric power, and the abatement of pollution.

SEC. 3. That the following works of improvement for the benefit of navigation and the control of destructive floodwaters and other purposes are hereby adopted and authorized in the interest of national security and the stabilization of employment, and shall be prosecuted as speedily as may be consistent with budgetary requirements, under the direction of the Secretary of War and the supervision of the Chief of Engineers in accordance with the plans in the respective reports hereinafter designated and subject to the conditions set forth therein: *Provided*, That penstocks or other similar facilities adapted to possible future use in the development of hydroelectric power shall be installed in any dam herein authorized when approved by the Secretary of War upon the recommendation of the Chief of Engineers and of the Federal Power Commission:

Projects adopted and authorized.

Provido.
Penstocks, etc.

CONNECTICUT RIVER BASIN

In addition to previous authorizations, there is hereby authorized to be appropriated the sum of \$6,000,000 for local protection works and \$10,000,000 for reservoirs for the prosecution of the comprehensive plan approved in the Act of June 28, 1938, for the Connecticut River Basin, and such comprehensive plan is hereby modified to include the works recommended by the Chief of Engineers in House Document Numbered 653, Seventy-sixth Congress, third session, and House Document Numbered 724, Seventy-sixth Congress, third session, with such further modifications as may be found justifiable in the discretion of the Secretary of War and the Chief of Engineers.

Local protection works, etc.
Additional appropriations authorized.

52 Stat. 1216.

The Secretary of War is authorized to reimburse the city of Hartford, Connecticut, the sum of \$252,000 heretofore contributed to the United States by said city for the realignment of the South Meadows section of the flood-protection works in accordance with the plans contained in House Document Numbered 653, Seventy-sixth Congress, third session: *Provided*, That there shall be deducted from the aforementioned sum any reimbursement which may be made to said city pursuant to the provisions of section 1 of the War Department Civil Appropriation Act, 1938, approved July 19, 1937.

Hartford, Conn., reimbursement.

Provido.

50 Stat. 515.

THAMES RIVER BASIN

The plan for a system of reservoirs and channel improvements in the Thames River Basin, Connecticut, Rhode Island, and Massachusetts, in accordance with the recommendation of the Chief of Engineers in House Document Numbered 885, Seventy-sixth Congress, third session, is approved, and there is hereby authorized \$6,000,000 for initiation and partial accomplishment of the project.

Appropriation authorized.

PAWTUXET RIVER BASIN

The project for local flood protection on the North Branch of Pawtuxet River at Clyde, Rhode Island, and for the Pontiac diversion is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 747, Seventy-sixth Congress, third session, at an estimated cost of \$1,320,000.

HUDSON RIVER BASIN

The projects adopted by the Act of June 22, 1936, to provide for local flood-protection works in the Hoosic River Basin at North Adams in Massachusetts; at Hoosick Falls, New York, and at Ben-

Hoosic River, Mass.,
N. Y., and Vt.
49 Stat. 1572.

Inclusion of Adams,
Mass.

nington, Vermont, are hereby modified and extended to include the town of Adams, Massachusetts, in accordance with the recommendation of the Chief of Engineers in House Document Numbered 182, Seventy-sixth Congress, first session, and are authorized to be constructed substantially in accordance with said recommendation at an estimated cost of \$2,170,000.

LAKE CHAMPLAIN BASIN

Winooski River,
Waterbury, Vt.

The project for local flood protection on the Winooski River at Waterbury, Vermont, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 656, Seventy-sixth Congress, third session, at an estimated cost of \$880,000.

Otter Creek, Rut-
land, Vt.
49 Stat. 1572.

The project adopted by the Act of June 22, 1936, to provide for local flood-protection works on Otter Creek at Rutland, Vermont, is hereby modified in accordance with the recommendation of the Chief of Engineers in Senate Document Numbered 171, Seventy-sixth Congress, third session, and is authorized to be constructed substantially in accordance with said recommendation at an estimated cost of \$308,000.

OSWEGO RIVER BASIN

The projects for flood control and other purposes at Canandaigua, Keuka, and Owasco Lakes, and at Hammondsport, Watkins Glen, Montour Falls, Ithaca, and Syracuse, New York, are hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 846, Seventy-sixth Congress, third session, at an estimated cost of \$3,220,000.

BUFFALO RIVER BASIN

Lancaster, N. Y.

The project for local flood protection on Cayuga Creek at Lancaster, New York, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 326, Seventy-seventh Congress, first session, at an estimated cost of \$575,000.

SUSQUEHANNA RIVER BASIN

Sunbury, Pa.
49 Stat. 1573.

The project adopted by the Act of June 22, 1936, to provide for local flood-protection works on the Susquehanna River at Sunbury, Pennsylvania, is hereby modified in accordance with the recommendation of the Chief of Engineers in House Document Numbered 366, Seventy-sixth Congress, first session, and is authorized to be constructed substantially in accordance with said recommendation at an estimated cost of \$1,900,000.

Lackawanna River,
Stillwater Reser-
voir, Pa.
49 Stat. 1573.

The project for flood control in the Susquehanna River Basin in southern New York and eastern Pennsylvania adopted by the Act of June 22, 1936, is hereby modified to include and authorize the construction of the Stillwater Reservoir on the Lackawanna River, Pennsylvania, for flood control and other purposes in accordance with plans now in the Office of the Chief of Engineers at an estimated cost to the United States of \$2,420,000.

DELAWARE RIVER BASIN

Rancocas Creek,
Mount Holly, N. J.

The project for local flood protection on Rancocas Creek in the vicinity of Mount Holly, New Jersey, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 128, Seventy-seventh Congress, first session, at an estimated cost of \$300,000.

NEUSE RIVER BASIN

The project for local flood protection on the Neuse River in the vicinity of Goldsboro, North Carolina, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 327, Seventy-seventh Congress, first session, at an estimated cost of \$40,000.

Goldsboro, N. C.

MOBILE RIVER BASIN

The project for local flood protection at Prattville, Alabama, on Autauga Creek, a tributary of the Alabama-Coosa River, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 657, Seventy-sixth Congress, third session, at an estimated cost of \$530,000.

Autauga Creek,
Prattville, Ala.

The plan for the Allatoona Reservoir on the Etowah River in the Coosa River Basin, Georgia, for flood control and other purposes in accordance with the recommendation of the Chief of Engineers in House Document Numbered 674, Seventy-sixth Congress, third session, is approved and there is hereby authorized \$3,000,000 for initiation and partial accomplishment of the project.

Etowah River.
Allatoona Reservoir,
Ga.Appropriation
authorized.

The project for flood control on the Tombigbee River authorized by the Act of June 22, 1936, is hereby modified to provide for additional channel improvements and related works for flood control for the Tombigbee River and tributaries above the mouth of and including the Noxubee River in accordance with plans approved by the Chief of Engineers at an estimated cost of \$150,000.

Tombigbee River.
49 Stat. 1570, 1575.

BAYOU TECHE AND VERMILION RIVER

The project for the improvement of Bayou Teche and the Vermilion River, Louisiana, is hereby authorized to be constructed substantially in accordance with the recommendations of the Chief of Engineers in Senate Document Numbered 93, Seventy-seventh Congress, first session, at an estimated cost of \$1,390,000.

MERMENTAU RIVER BASIN

The project for the improvement of the Mermentau River in Louisiana for flood control is hereby authorized to be constructed substantially in accordance with the recommendations of the Chief of Engineers in Senate Document Numbered 94, Seventy-seventh Congress, first session, at an estimated cost of \$970,000.

COLORADO RIVER BASIN (TEXAS)

The plan for improvement of the Lower Colorado River, Texas, for flood control in accordance with the recommendation of the Chief of Engineers in House Document Numbered 312, Seventy-sixth Congress, first session, is approved and there is hereby authorized \$6,500,000 for the construction of the project.

Appropriation au-
thorized.

The plan for San Angelo Reservoir for flood control and other purposes on the North Concho River, Texas, and for local flood-protection works at San Angelo, Texas, in accordance with the recommendation of the Chief of Engineers in House Document Numbered 315, Seventy-sixth Congress, first session, is approved and there is hereby authorized \$2,000,000 for initiation and partial accomplishment of the project.

North Concho
River.
San Angelo, Tex.Appropriation
authorized.

The plan for Hords Creek Reservoir and for enlargement of the existing Lake Brownwood Reservoir for flood control and other purposes on Pecan Bayou and its tributaries in Texas, in accordance with

Hords Creek Res-
ervoir.
Lake Brownwood
Reservoir.

Appropriations
authorized.

the recommendation of the Chief of Engineers in House Document Numbered 370, Seventy-sixth Congress, first session, is approved and there is hereby authorized \$1,400,000 for initiation and partial accomplishment of the project, including \$460,000 for the Hords Creek Reservoir.

Brady, Tex.

The project for local flood protection on Brady Creek at Brady, Texas, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 441, Seventy-sixth Congress, first session, at an estimated cost of \$825,000.

BRAZOS RIVER BASIN

Whitney Reservoir,
Tex.

The plan for Whitney Reservoir on the Brazos River in Texas, for flood control and other purposes in accordance with the recommendation of the Chief of Engineers in House Document Numbered 390, Seventy-sixth Congress, first session, is approved and there is hereby authorized \$5,000,000 for the initiation and partial accomplishment of the project.

Appropriation
authorized.

LOWER MISSISSIPPI RIVER

Modification.
45 Stat. 534; 49 Stat.
1508; 50 Stat. 876; 52
Stat. 1220.
33 U. S. C. §§ 702a-
702m.

The project for flood control of the Lower Mississippi River adopted by the Act of May 15, 1928, as amended by the Act of June 15, 1936, as amended by the Acts of August 28, 1937, and June 28, 1938, is hereby modified and, as modified, is hereby authorized and adopted, and the Flood Control Act of June 15, 1936, as amended, is amended as follows:

Levees in Yazoo
Basin.

(a) The existing engineering plan for flood control in the alluvial valley of the Mississippi River is hereby modified so as to provide for the construction of plan 4 as set forth in the report of the Mississippi River Commission, dated March 7, 1941, to the Chief of Engineers, except that the levees in the Yazoo Basin on the east bank of the Mississippi River south of the Coahoma-Bolivar County line in said plan shall have a three-foot freeboard over the project flood, and all levees shall be constructed with adequate section and foundation to conform to increased levee heights. The Boeuf Floodway in the project adopted by the Act of May 15, 1928, and the Eudora Floodway as well as the Northward Extension and the back protection levee extending from the head of the said Eudora Floodway north to the Arkansas River in the project adopted by the Act of June 15, 1936, as amended, are hereby abandoned, and the provisions of said Acts relating to the prosecution of work on said floodways and extension are hereby repealed.

Projects abandoned.
45 Stat. 534.

49 Stat. 1511.
33 U. S. C. §§ 702a-2
to 702a-11.

(b) The project for flood control of the Yazoo River shall be as authorized by the Flood Control Act approved June 15, 1936, as amended by section 2 of the Act approved June 28, 1938, except that the Chief of Engineers may, in his discretion, from time to time, substitute therefor combinations of reservoirs, levees, and channel improvements; and except that the extension of the authorized project and improvements contemplated in plan C of the report of March 7, 1941, of the Mississippi River Commission are authorized, including the extension of the levee on the east bank of the Mississippi River generally along the west bank of the Yazoo River to a connection in the vicinity of Yazoo City with the Yazoo River levee, authorized by the existing project for protection against headwater floods of the Yazoo River system, and the adjustment in the discretion of the Chief of Engineers of the grades of the existing levees in the backwater area on the east bank of Yazoo River below Yazoo City, all at an estimated additional cost of \$11,982,000: *Provided*, That the Chief of Engineers shall fix the grade of the extension levees along the Yazoo River, with

Yazoo River.
49 Stat. 1509; 52
Stat. 1215.
33 U. S. C. §§ 702j-1,
701c-1.
Substitutions.

Levee extension.

Adjustment of
grades of existing
levees.

Proviso.
Grade of extensions.

higher levees in his discretion, so that their construction will give the maximum practical protection without jeopardizing the safety and integrity of the main Mississippi River levees: *And provided further*, That prior to the beginning of construction local authorities shall furnish satisfactory assurances that they will (1) maintain the levees in accordance with the provisions of section 3 of the Act of May 15, 1928, and will (2) not raise the levees in the backwater above the limiting elevations established therefor by the Chief of Engineers.

(c) In the development of the authorized project, the construction of a levee and improvements contemplated in the report of March 7, 1941, of the Mississippi River Commission from the main-line levee on the west bank of the Mississippi River in the vicinity of Shaw, Louisiana, westward and northward to the vicinity of New-light, Louisiana, for the protection of that part of the Red River backwater known as the Tensas-Cocodrie area at an estimated cost of \$6,976,000 is hereby authorized: *Provided*, That the Chief of Engineers shall fix the grade of said levee, with a higher levee in his discretion, so that its construction will give the maximum practical protection without jeopardizing the safety and integrity of the main Mississippi River levees: *And provided further*, That prior to the beginning of construction local authorities shall furnish satisfactory assurances that they will (1) maintain the levee in accordance with the provisions of section 3 of the Act of May 15, 1928, and will (2) not raise the said levee above the limiting elevations established therefor by the Chief of Engineers: *Provided further*, That subject to the foregoing conditions of local cooperation the Chief of Engineers may in his discretion substitute other levees and appurtenant works for, or make such modifications of, the levees and improvements herein authorized for the protection of the Tensas-Cocodrie area as may be found after further investigation to afford protection to a larger area in the Red River Backwater at a total cost not to exceed \$14,000,000 and without jeopardizing the safety and integrity of the main Mississippi River levees and without preventing or jeopardizing the diversions contemplated in the adopted project through the Atchafalaya River and Atchafalaya Basin.

(d) The Chief of Engineers, with approval of the Secretary of War, shall reimburse local authorities for actual expenditures found by the Chief of Engineers to be reasonable, for providing at the request of the United States, in accordance with local legal procedure or custom, rights-of-way and flowage easements required for future setbacks of main-line Mississippi River levees.

(e) The existing engineering plan for flood control of the Saint Francis River is hereby modified so as to permit the substitution for the suspended portions of the original project below Oak Donnick, Arkansas, of the construction of a ditch in Cross County, Arkansas, beginning in the vicinity of the outlet end of the existing Oak Donnick to Saint Francis Bay floodway and terminating in Saint Francis Bay about two miles north of Riverfront, including the construction of a highway bridge at State Highway Numbered 42 made necessary by the ditch construction: *Provided*, That local interests give assurances satisfactory to the Secretary of War that they will (1) provide without cost to the United States all lands, easements, and rights-of-way necessary for the construction; (2) hold and save the United States free from damages due to the construction works; and (3) maintain the works after completion in accordance with regulations prescribed by the Secretary of War.

(f) In the development of the authorized project, the construction of improvements for Bayou Rapides, Boeuf, and Cocodrie, Louisiana,

Local cooperation.

45 Stat. 535.
33 U. S. C. § 702c.

Tensas-Cocodrie
area, protection.

Proviso.
Grade adjustment,
etc.

Local cooperation.

45 Stat. 535.
33 U. S. C. § 702c.

Substitutions.
Red River Back-
water, protection.

Reimbursement of
local authorities.

Saint Francis River.

Proviso.
Local cooperation.

Bayou Rapides,
Boeuf, and Cocodrie,
La.

contemplated in the report dated March 24, 1941, of the Special Board of Officers at an estimated cost of \$2,600,000 is hereby authorized.

No increase in total authorizations; exceptions.

(g) The total authorizations heretofore made for the flood control project of the alluvial valley of the Mississippi River shall not be increased by reason of any provision in this Act, except for the additional amounts necessary for the Yazoo and Red River backwater improvements, and any appropriations heretofore or hereafter made or authorized for said project as herein or heretofore modified may be expended upon any feature of the said project, notwithstanding any restrictions, limitations, or requirements of existing law: *Provided*, That funds hereafter expended for maintenance shall not be considered as reducing present remaining balances of authorizations.

Proviso.

President of Mississippi River Commission.
Retirement provisions.

(h) Any officer of the Corps of Engineers who has served or shall serve four years as President of the Mississippi River Commission and who has been or shall subsequently be retired, shall, from the date of such retirement, receive the rank, pay, and allowances of a retired major general.

Homochitto River, Miss.
Additional channel improvements.
49 Stat. 1575; 52 Stat. 1222.

The project for flood control on the Homochitto River in Mississippi, authorized by the Act of June 22, 1936 (Public, Numbered 738, Seventy-fourth Congress), and modified by the Act of June 28, 1938 (Public, Numbered 761, Seventy-fifth Congress), is hereby further modified to provide for additional channel improvements and related works for flood control on the Homochitto River and tributaries in accordance with plans approved by the Chief of Engineers, and for the execution of these plans there is hereby authorized \$50,000.

Appropriation authorized.

RED-OUACHITA RIVER BASIN

Calion, Ark.

The project for local flood protection on the Ouachita River near Calion, Arkansas, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 427, Seventy-sixth Congress, first session, at an estimated cost of \$50,000.

Grant Parish, La.
52 Stat. 1220.

The project for local protection on the Red River in Grant Parish below Colfax, Louisiana, authorized by the Act approved June 28, 1938, is hereby amended to add and authorize the following: Levee enlargement, new levee extension, and the construction of appurtenant drainage structures on the left bank of the Red River opposite Alexandria for the protection of Pineville, Louisiana, and vicinity, at an estimated cost to the United States of \$159,100, subject to the provisions of section 3 of the Act approved June 22, 1936.

Pineville, La.
49 Stat. 1571.
33 U. S. C. § 701c.

Improvements included.
52 Stat. 1220.

The project for local flood protection on the Red River in Grant Parish below Colfax, Louisiana, authorized by the Act approved June 28, 1938, is hereby further amended to include and to authorize the following: Levees and appurtenant drainage works on the left bank of the Red River and along Bayous Darrow and Rigolette, the improvement of the channel of Bayou Rigolette, and the separation of the channels of Bayous Darrow and Rigolette in the Aloha-Rigolette area, Grant and Rapides Parish, Louisiana, all at an estimated cost to the United States of \$914,500, subject to the provisions of section 3 of the Flood Control Act approved June 22, 1936.

49 Stat. 1571.
33 U. S. C. § 701c.

Bayou Bodcau Reservoir, La.
49 Stat. 1578; 52 Stat. 1220; 53 Stat. 860.

The project for the Bayou Bodcau Reservoir, Louisiana, authorized by the Act of June 22, 1936, as modified by the Acts of June 28, 1938, and June 28, 1939, is hereby further modified to include and to authorize channel improvements below the reservoir on Bayou Bodcau, Red Chute, and Loggy Bayou at an estimated cost of \$198,000, subject to the provisions of Section 3 of the Flood Control Act approved June 22, 1936.

49 Stat. 1571.
33 U. S. C. § 701c.

The plan for the Narrows Reservoir for flood control and other purposes on the Little Missouri River, Arkansas, and for local flood protection on the main river below Murfreesboro and on the Terre Noire and Ozan Creeks, substantially in accordance with recommendation of the Chief of Engineers in House Document Numbered 837, Seventy-sixth Congress, third session, is approved and there is hereby authorized \$3,000,000 for initiation and partial accomplishment of the project.

Little Missouri River, Ark.

Appropriation authorized.

WHITE RIVER BASIN

In addition to previous authorizations, there is hereby authorized to be appropriated the sum of \$24,000,000 for the prosecution of the comprehensive plan approved in the Act of June 28, 1938, for the White River Basin in Missouri and Arkansas, including the projects for flood control and other purposes recommended by the Chief of Engineers in House Document Numbered 917, Seventy-sixth Congress, third session, and the modifications in the Norfolk Reservoir project recommended by the Chief of Engineers in House Document Numbered 290, Seventy-seventh Congress, first session.

Additional appropriation authorized.

52 Stat. 1218.

Norfolk Reservoir.

The projects for local flood protection on the White River, on the east side between Augusta and Clarendon, Arkansas, and at the town of De Valls Bluff, Arkansas, are hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 98, Seventy-sixth Congress, first session, at an estimated cost of \$2,847,500.

Projects for local protection.

ARKANSAS RIVER BASIN

The general comprehensive plan for flood control and other purposes, approved by the Act of June 28, 1938, for the Arkansas River Basin, is hereby modified to include the reservoirs in the Grand (Neosho) River Basin in Oklahoma and Missouri, and in the Verdigris River Basin in Kansas, in accordance with the recommendations of the Chief of Engineers in House Documents Numbered 107 and 440 of the Seventy-sixth Congress, first session. In addition to previous authorizations, there is hereby authorized to be appropriated the sum of \$29,000,000 for the prosecution of said comprehensive plan.

52 Stat. 1218.

Reservoirs included.

Additional appropriation authorized.

The project for local flood protection on the Salt Fork of the Arkansas River in the vicinity of Cherokee, Oklahoma, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 480, Seventy-sixth Congress, second session, at an estimated cost of \$800,000.

Cherokee, Okla.

The project for local flood protection along the south bank of the Arkansas River between Little Rock and Pine Bluff, Arkansas, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 718, Seventy-sixth Congress, third session, at an estimated cost of \$641,000, with such modifications as may be advisable in the discretion of the Secretary of War and the Chief of Engineers.

Project between Little Rock and Pine Bluff, Ark.

The project for local flood protection along the north bank of the Arkansas River in the Crawford County Levee District, Arkansas, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 720, Seventy-sixth Congress, third session, at an estimated cost of \$284,000.

Crawford County, Ark.

The project for local flood protection on both sides of the Arkansas River in the immediate vicinity of Tulsa and West Tulsa, Oklahoma, is hereby authorized to be constructed substantially in accord-

Tulsa and West Tulsa, Okla.

ance with the recommendation of the Chief of Engineers in House Document Numbered 157, Seventy-seventh Congress, first session, at an estimated cost of \$513,000.

OHIO RIVER BASIN

Additional appro-
priation authorized.

52 Stat. 1217.
Allegheny Reser-
voir.

Licking River, Sal-
yersville, Ky.

In addition to previous authorizations, there is hereby authorized to be appropriated the sum of \$45,000,000 for the prosecution of the comprehensive plan approved in the Act of June 28, 1938, for the Ohio River Basin, modified to include the Allegheny Reservoir project in accordance with the recommendation of the Chief of Engineers in House Document Numbered 300, Seventy-sixth Congress, first session.

The project for local flood protection on the Licking River at Salyersville, Kentucky, is hereby authorized to be constructed substantially in accordance with the recommendations of the Chief of Engineers in House Document Numbered 261, Seventy-seventh Congress, first session, at an estimated cost of \$174,000.

TENNESSEE RIVER BASIN

Chattanooga, Tenn.,
and Rossville, Ga.

The projects for local flood protection on the Tennessee River at Chattanooga, Tennessee, and Rossville, Georgia, are hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 479, Seventy-sixth Congress, second session, at an estimated cost of \$13,500,000.

UPPER MISSISSIPPI RIVER BASIN

Dry Run Reser-
voir, Iowa.
49 Stat. 1582.

The project adopted by the Act of June 22, 1936, for the Dry Run Reservoir near Decorah, Iowa, is hereby modified to authorize the Chief of Engineers to modify the project so as to provide protection by diversion of floodwaters in accordance with revised plans now on file in his office, at an estimated Federal cost of \$460,000.

SEBEWAING RIVER

Sebewaing, Mich.

The project for local flood protection on the Sebewaing River in the vicinity of Sebewaing, Michigan, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 286, Seventy-sixth Congress, first session, at an estimated cost of \$250,000.

MISSOURI RIVER BASIN

Additional appro-
priation authorized.

52 Stat. 1218.
Republican River,
Nebr.

Cherry Creek, Colo.

Appropriation au-
thorized.

Platte River, Schuy-
ler, Nebr.

In addition to previous authorizations, there is hereby authorized to be appropriated the sum of \$7,000,000 for the prosecution of the comprehensive plan approved in the Act of June 28, 1938, for the Missouri River Basin, including the project for the Harlan County Reservoir on the Republican River, Nebraska, recommended by the Chief of Engineers in House Document Numbered 842, Seventy-sixth Congress, third session, and such other supplemental flood-control works on the Republican River as the Secretary of War and the Chief of Engineers may find advisable.

The comprehensive plan for the improvement of Cherry Creek and tributaries, Colorado, for flood control and other purposes in accordance with the recommendations of the Chief of Engineers in House Document Numbered 426, Seventy-sixth Congress, first session, is approved and there is hereby authorized \$3,000,000 for the initiation and partial accomplishment of the project.

The project for local flood protection on the Platte River in the vicinity of Schuyler, Nebraska, is hereby authorized to be constructed substantially in accordance with the recommendation of

the Chief of Engineers in House Document Numbered 250, Seventy-sixth Congress, first session, at an estimated cost of \$63,000.

The project for local flood protection on the Missouri River and Indian Creek at Council Bluffs, Iowa, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 577, Seventy-sixth Congress, third session, at an estimated cost of \$18,000.

The project for the improvement of Fall River and tributaries, South Dakota, for flood control is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 655, Seventy-sixth Congress, third session, at an estimated cost of \$1,050,000.

The project for flood protection in the vicinity of Sioux City, Iowa, and along both banks of the Missouri River between Sioux City and Kansas City for flood control in accordance with the recommendation of the Chief of Engineers in House Document Numbered 821, Seventy-sixth Congress, third session, is approved and there is hereby authorized \$1,000,000 for the initiation and partial accomplishment thereof: *Provided*, That such project is hereby modified by eliminating the requirement that the States having a common boundary on the Missouri River shall, as a condition precedent to the initiation of construction along that portion of the river, establish by interstate compact floodway boundary lines and floodway regulations satisfactory to the Secretary of War.

Council Bluffs, Iowa.

Fall River, S. Dak.

Sioux City, Iowa,
and Kansas City.

Appropriation authorized.
Proviso.
Modification.

SANTA ANA RIVER BASIN

In addition to previous authorizations, there is hereby authorized to be appropriated the sum of \$2,500,000 for the prosecution of the projects approved in the Acts of June 22, 1936, and June 28, 1938, for flood control in the Santa Ana River Basin and for the protection of Orange County in California.

Additional appropriation authorized.

49 Stat. 1589; 52 Stat. 1222.

LOS ANGELES-SAN GABRIEL RIVER BASIN AND BALLONA CREEK

The general comprehensive plan for flood control and other purposes in the basins of the Los Angeles and San Gabriel Rivers and Ballona Creek as set forth in House Document Numbered 838, Seventy-sixth Congress, third session, is approved, and in addition to previous authorizations there is hereby authorized \$25,000,000 for the partial accomplishment of that plan.

Additional appropriation authorized.

SACRAMENTO-SAN JOAQUIN RIVER BASIN

The projects for the control of floods and other purposes in the Sacramento River, California, adopted by the Acts approved March 1, 1917, May 15, 1928, and August 26, 1937, are hereby modified substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 205, Seventy-seventh Congress, first session, at an estimated cost of \$10,500,000, and also modified to provide for channel clearing, rectification, snagging, and bank protection on the Sacramento River and tributaries in Tehama County, and from Red Bluff southerly, at an additional estimated cost of \$150,000.

Modifications.
39 Stat. 949; 45 Stat. 539; 50 Stat. 849.
33 U. S. C. §§ 703, 704.

Tehama County,
Calif., etc.

Fresno County
Stream Group.

The project for the Fresno County Stream Group for flood control is hereby authorized to be constructed substantially in accordance with the recommendations of the Chief of Engineers in House Document Numbered 845, Seventy-sixth Congress, third session, at an estimated cost of \$510,000.

UMPQUA RIVER BASIN

The project for improvement of the Umpqua River in Oregon for flood control is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 684, Seventy-sixth Congress, third session, at an estimated cost of \$176,000.

YAQUINA RIVER BASIN

The project for local flood protection on the Yaquina River in the Mill Four District, Oregon, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 304, Seventy-seventh Congress, first session, at an estimated cost of \$72,000.

WILLAMETTE RIVER BASIN

Additional appro-
priation authorized.

52 Stat. 1222.

Pudding River,
Oreg.

In addition to previous authorizations, there is hereby authorized to be appropriated the sum of \$11,000,000 for the prosecution of the comprehensive plan approved in the Act of June 28, 1938, for the Willamette River Basin in Oregon.

The project for improvement of the Pudding River in Oregon for flood control is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in Senate Document Numbered 185, Seventy-sixth Congress, third session, at an estimated cost of \$62,000.

COLUMBIA RIVER BASIN

Touchet River,
Dayton, Wash.

The project for local flood protection on the Touchet River at Dayton, Washington, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 662, Seventy-sixth Congress, third session, at an estimated cost of \$146,000.

Walla Walla River,
Milton and Free-
water, Oreg.

The project for levees, channel enlargement, and channel rectification on Walla Walla River in the vicinity of Milton and Freewater, Oregon, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 719, Seventy-sixth Congress, third session, and the project for the protection of the city of Walla Walla, Washington, authorized by the Act approved June 28, 1938, is hereby modified in accordance with the recommendations of the Chief of Engineers, in House Document Numbered 719, Seventy-sixth Congress, third session, at an estimated cost of \$754,000.

Walla Walla, Wash.
52 Stat. 1222.

Cowlitz River,
Castle Rock, Wash.

The project for levees on the Cowlitz River, Washington, for local flood protection at Castle Rock, Washington, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in House Document Numbered 721, Seventy-sixth Congress, third session, at an estimated cost of \$31,000.

Pilot Rock, Oreg.

The project for local flood protection on Birch Creek in the vicinity of Pilot Rock, Oregon, is hereby authorized to be constructed substantially in accordance with the recommendation of the Chief of Engineers in Senate Document Numbered 89, Seventy-seventh Congress, first session, at an estimated cost of \$34,000.

Preliminary flood-
control examinations,
etc.

SEC. 4. The Secretary of War is hereby authorized and directed to cause preliminary examinations and surveys for flood control, to be made under the direction of the Chief of Engineers, in drainage areas of the United States and its territorial possessions, which include the following-named localities, and the Secretary of Agriculture is authorized and directed to cause preliminary examina-

tions and surveys for run-off and water-flow retardation and soil-erosion prevention on such drainage areas; the cost thereof to be paid from appropriations heretofore or hereafter made for such purposes: *Provided*, That after the regular or formal reports made on any examination, survey, project, or work under way or proposed are submitted to Congress, no supplemental or additional report or estimate shall be made unless authorized by law except that the Secretary of War may cause a review of any examination or survey to be made and a report thereon submitted to the Congress if such review is required by the national defense or by changed physical or economic conditions: *And provided further*, That the Government shall not be deemed to have entered upon any project for the improvement of any waterway or harbor mentioned in this Act until the project for the proposed work shall have been adopted by law:

Barren River, Kentucky and Tennessee, with special reference to a dam in the vicinity of a site known as Barren No. 2.

Byram River and tributaries, Connecticut.

Blind Brook and tributaries, New York.

Mamaroneck and Sheldrake Rivers and their tributaries, New York.

Bronx River and tributaries, New York.

Hutchinson River and tributaries, New York.

Saw Mill River and tributaries, New York.

Garden Creek, Mathews County, Virginia.

Indian River, Upper Saint Johns River and Marsh, and North Fork, Saint Lucie River, and their tributaries, the Kissimmee River and its tributaries, Florida.

Red River in the vicinity of Shreveport, Louisiana, with a view to determining the advisability of providing bank-protection works.

Polecat Creek, Creek County, Oklahoma.

Walnut Creek, Love and Carter Counties, Oklahoma.

Rio Grande and tributaries, New Mexico.

Mimbres River and tributaries, New Mexico.

Pearl River, Mississippi.

Lake Pontchartrain, Louisiana, from the Orleans-Jefferson Parish line westward and northward to the vicinity of Frenier.

Black River, Catahoula and Concordia Parishes, Louisiana.

Dog and Clear Creeks, tributaries of the Arkansas River, Oklahoma.

Salt Creek of the Arkansas River and tributaries, Osage County, Oklahoma.

Red River of the North Drainage Basin, Minnesota, South Dakota, and North Dakota.

Inlets and outlets to Lake Hendricks, South Dakota and Minnesota.

North Fork and South Fork of the Shoshone River and their tributaries, Wyoming.

Emery River and tributaries, Tennessee.

Redstone and Dunlap Creeks and tributaries, Pennsylvania.

West Fork River and tributaries, West Virginia, with a view to determining the advisability of constructing a system of multiple-use reservoirs.

Milwaukee River and tributaries, Wisconsin.

Little Calumet River and tributaries, Indiana.

Little Black River and tributaries, Michigan.

Sturgeon and Otter Rivers, and their tributaries, Michigan.

Cuyahoga River and tributaries, Ohio.

Big Sur River and Carmel River, and their tributaries, Monterey County, California.

Provisos.
Supplementary re-
port, restriction.

Adoption of proj-
ects by law.

Kentucky and Ten-
nessee.

Connecticut.

New York.

Virginia.

Florida.

Louisiana.

Oklahoma.

New Mexico.

Mississippi.

Louisiana.

Oklahoma.

Minnesota, South
Dakota, and North
Dakota.

Wyoming.

Tennessee.

Pennsylvania.

West Virginia.

Wisconsin.

Indiana.

Michigan.

Ohio.

California.

California.

Laguna Canyon, California.

All streams in San Diego County, California, flowing into the Pacific Ocean.

All streams in San Diego and Imperial Counties, California, flowing into the Salton Sea.

Coyote River and tributaries, California.

San Francisquito Creek, San Mateo and Santa Clara Counties, California.

Alhambra Creek and tributaries, California.

Matadero Creek, Santa Clara County, California.

Novato Creek and its tributaries, Marin County, California.

Petaluma Creek and tributaries, Sonoma County, California.

Guadalupe River and tributaries, California.

Oregon.

Silvies River and tributaries, Oregon.

Washington.

Columbia River and tributaries, Washington, from the downstream point of Vancouver Lake to upstream point of Bachelor Island.

Alaska.

Salmon Creek, in the vicinity of Juneau, Alaska.

Puerto Rico.

Yaguez, Estero, Portuguez, Bucana, Lapa, Guamani, Chico, Maunabo, Quebrada Arena, and Susua Rivers, and tributaries, Puerto Rico.

Virgin Islands.

Creque Gut and Fair Plain Gut and their tributaries, Island of Saint Croix, and of Turpentine Run, and Crown Mountain water courses and their tributaries, Island of Saint Thomas, Virgin Islands.

Allotment for rescue work, etc.

SEC. 5. That the Secretary of War is hereby authorized to allot, from any appropriations heretofore or hereafter made for flood control, not to exceed \$1,000,000 for any one fiscal year to be expended in rescue work or in the repair or maintenance of any flood-control work threatened or destroyed by flood.

Extension of provisions to flood-control works.

33 U. S. C. §§ 593-595, 588a.

SEC. 6. That the provisions of the following Acts of Congress relating to river and harbor improvements are hereby made applicable to works of flood control heretofore or hereafter authorized: August 8, 1917, section 9 (40 Stat. 267); July 18, 1918, sections 5 and 6 (40 Stat. 911); and August 30, 1935, section 7 (49 Stat. 1048).

Leasing of lands. Payments to States from proceeds.

SEC. 7. That 25 per centum of all moneys received and deposited in the Treasury of the United States during any fiscal year on account of the leasing of lands acquired by the United States for flood control purposes shall be paid, at the end of such year, by the Secretary of the Treasury to the State in which such property is situated, to be expended as the State legislature may prescribe for the benefit of the public schools and public roads of the county or counties in which such property is situated: *Provided*, That when such property is situated in more than one State or county the distributive share to each from the proceeds of such property shall be proportional to its area therein.

Proviso.
Apportionment.

Utilization of other public agencies, etc.
52 Stat. 1223.
33 U. S. C. § 701b-2.

SEC. 8. Section 5 of the Act approved June 28, 1938 (52 Stat. 1215), is amended by striking out the words "in carrying out the purposes of this Act" and inserting in lieu thereof the words "in carrying out the purposes of the Act of June 22, 1936 (49 Stat. 1570), as amended and supplemented"; and by adding at the end of said section the following sentence: "The provisions of this section shall be applicable to any funds heretofore appropriated for the prosecution by the Secretary of Agriculture of works of improvement for measures of run-off and waterflow retardation and soil-erosion prevention upon watersheds."

Applicability of provisions to certain funds.

50 Stat. 877.
33 U. S. C. § 701g.

SEC. 9. That Section 2 of the Flood Control Act of August 28, 1937, as amended is hereby further amended to read as follows:

Removal of debris, etc.

"That the Secretary of War is hereby authorized to allot not to exceed \$500,000 from any appropriations heretofore or hereafter made for any one fiscal year for flood control, for removing accumu-

lated snags and other debris and clearing and straightening channels in navigable streams and tributaries thereof, when in the opinion of the Chief of Engineers such work is advisable in the interest of flood control: *Provided*, That not more than \$25,000 shall be allotted for this purpose for any single tributary from the appropriations for any one fiscal year."

SEC. 10. That the sum of \$275,000,000 is hereby authorized to be appropriated for carrying out the improvements herein, the sum of \$10,000,000 additional is authorized to be appropriated and expended in equal amounts by the Departments of War and Agriculture for carrying out any examinations and surveys provided for in this Act and any other Acts of Congress, to be prosecuted by said departments. There is also hereby authorized to be appropriated for expenditure by the Department of Agriculture in carrying on works of improvement of the character specified in section 7 of the Flood Control Act of June 28, 1938, and which the Department is not otherwise authorized to undertake, such additional sums, not to exceed \$5,000,000, as may be necessary for that purpose. All appropriations necessary for operation and maintenance of flood-control works authorized by law to be operated and maintained by the United States are hereby authorized.

Approved, August 18, 1941.

Proviso.

Appropriations authorized.
Post, p. 829.

Additional sums for specified projects.

52 Stat. 1225.
33 U. S. C. § 701b-1.

Operation, etc., of flood-control works.
Appropriations authorized.

[CHAPTER 378]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Monongahela River, between the boroughs of Elizabeth, in Elizabeth Township, and West Elizabeth, in Jefferson Township, in the county of Allegheny, and in the Commonwealth of Pennsylvania.

August 18, 1941
[H. R. 5122]

[Public Law 229]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of the highway bridge across the Monongahela River, at a point between the boroughs of Elizabeth, in Elizabeth Township, and West Elizabeth, in Jefferson Township, in the county of Allegheny, and in the Commonwealth of Pennsylvania, by an Act of Congress, approved May 27, 1940, are hereby extended one and three years, respectively, from May 27, 1941.

Monongahela River.
Time extended for bridging, at Elizabeth, Pa.

54 Stat. 223.

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

Approved, August 18, 1941.

[CHAPTER 384]

AN ACT

To strengthen the national defense by creating the grade of chief warrant officer in the Army, and for other purposes.

August 21, 1941
[S. 162]

[Public Law 230]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter there shall be two grades of warrant officers in the Army of the United States; first, chief warrant officer, who shall receive the same base pay as authorized by existing law for warrant officer, chief engineer, Army Mine Planter Service; and second, warrant officer (junior grade), who shall receive the same base pay and allowances as are authorized by existing law for warrant officers of the Army other than those of the Army Mine Planter Service: *Provided*, That warrant officers of the Army Mine Planter Service in the grade of master shall receive the same base pay as authorized by existing law. Chief warrant officers shall receive the same money allowances for subsistence and rental of quarters as are authorized by existing laws for

Army warrant officers, grades, etc.

Chief warrant officer.

Warrant officer (junior grade).

Proviso.
Warrant officers of Army Mine Planter Service.

Longevity pay increase.

officers receiving the pay of the second pay period, and all warrant officers shall receive, as a permanent addition to their pay, an increase of 5 per centum of their base pay for each four years of active service now counted for pay purposes, not to exceed 25 per centum.

Aerial flights, pay.

All warrant officers of the Army shall receive an increase of 50 per centum of their pay when by orders of competent authority they are required to participate regularly and frequently in aerial flights, and when in consequence of such orders they do participate in regular and frequent aerial flights as defined by such Executive orders as have heretofore been, or may hereafter be, promulgated by the President.

Original permanent appointments.
Service requirements.

SEC. 2. Hereafter, original permanent appointments in the grade of warrant officer (junior grade) shall be made only from among those persons who have served at least one year on active duty in the Army of the United States, and original permanent appointments in the grade of chief warrant officer shall be made only from among those warrant officers who have completed at least a total of ten years' active service either as warrant officer (junior grade) or as warrant officers under existing law, or both, and from among masters and chief engineers, Army Mine Planter Service, hereafter appointed as such under the provisions of existing law. All such permanent appointments shall be made in the Regular Army and may be terminated under such regulations as the Secretary of War shall prescribe, and the action of the Secretary of War in terminating the appointment of a warrant officer shall be final and conclusive. The total number of permanent appointments in the grades of chief warrant officer and warrant officer (junior grade) shall be as prescribed by the President from time to time, but shall not exceed 1 per centum of the enlisted strength of the Regular Army as authorized by law: *Provided*, That not more than 40 per centum of the total actual number of permanent warrant officers in active service shall be appointed in the grade of chief warrant officer.

To be in Regular Army; termination.

Number.

Proviso.
Limitation.

Temporary appointments.

SEC. 3. In time of war or during the period of any national emergency declared by Congress or proclaimed by the President, the Secretary of War is authorized, under such regulations as he shall prescribe, to make temporary appointments in the grades of chief warrant officer and warrant officer (junior grade). Such temporary appointments shall be in the Army of the United States, shall not exceed a number equal to one-half of 1 per centum of the enlisted strength of the Army of the United States in active military service, and shall remain in effect at the pleasure of the Secretary of War, but in no case shall they continue beyond six months after the termination of the war or period of national emergency. Persons appointed in the Army of the United States as temporary chief warrant officers or as temporary warrant officers (junior grade), while in active Federal service, shall, while so serving, be entitled to the rank, pay, and allowances of the grades to which they are temporarily appointed, and shall be entitled to count such service as warrant or enlisted service for all purposes: *Provided*, That the Secretary of War is hereby authorized to designate by name a number of permanent or temporary chief warrant officers (not exceeding 1 per centum of the maximum authorized number of permanent and temporary warrant officers) to receive the base pay and allowances provided by existing law for officers in the fourth pay period, and to designate by name an additional number of permanent or temporary chief warrant officers (not exceeding 2 per centum of the maximum authorized number of temporary and permanent warrant officers) to receive the base pay and allowances provided by existing law for officers in the third pay period, but no chief warrant officer so designated shall receive such base pay and allowances except during

Number.

Duration of service.

Rank, pay, and allowances.

Proviso.
Designations to fourth and third pay periods.

the period prescribed by the Secretary of War. Such temporary appointees shall be entitled to the benefits of all existing laws and regulations governing retirement, pensions, and disability as are applicable to members of the Army of the United States when called or ordered into the active military service by the Federal Government under existing statutory authorizations. All persons temporarily appointed as chief warrant officers or as warrant officers (junior grade) in the Army of the United States under the authority of this section, shall, as long as they continue to hold such appointments, be available for assignment to active duty with any unit of the Army of the United States. Persons temporarily appointed as chief warrant officers or as warrant officers (junior grade), in the Army of the United States under the authority of this section who, at the time of their respective temporary appointments have a military status in the Army of the United States or any component thereof may accept such temporary appointments without prejudice to the military status which they so held and upon termination of such temporary appointments such persons may revert to the grades which they held at the time of their temporary appointments.

SEC. 4. Warrant officers may be assigned to such duties as may be prescribed by the Secretary of War: *Provided*, That when such duties necessarily include those normally performed by commissioned officers they shall be vested with the power to perform such duties under regulations to be prescribed by the President: *Provided further*, That when a warrant officer is serving as assistant adjutant of any command, he shall have power to administer oaths for all purposes of military administration. Warrant officers appointed under existing laws, other than masters and chief engineers of the Army Mine Planter Service, shall become warrant officers (junior grade), and masters and chief engineers of the Army Mine Planter Service shall become chief warrant officers, on the date this Act shall become effective. All warrant officers shall take rank next below second lieutenants and among themselves under regulations prescribed by the Secretary of War.

SEC. 5. Warrant officers shall be entitled to retirement under the same conditions as commissioned officers: *Provided*, That hereafter warrant officers may, in the discretion of the Secretary of War, be retired after fifteen years of active service: *Provided further*, That a warrant officer retired after fifteen years of active service shall receive retired pay at the rate of 2½ per centum of his active pay multiplied by the number of complete years of active service in the Army, but not to exceed a total of 75 per centum of his active pay.

SEC. 6. Subject to the provisions of this Act, the Secretary of War is hereby authorized to prescribe such rules and regulations as he may deem necessary to govern and administer properly the personnel in the grades of chief warrant officer and warrant officer (junior grade), including warrant officers of the Army Mine Planter Service. This Act shall become effective on the date specified in regulations issued by the Secretary of War, but not later than October 1, 1941.

SEC. 7. The provisions of any laws heretofore enacted which are in conflict with the provisions of this Act are hereby repealed, except that appointments, temporary appointments, and promotions in the Army Mine Planter Service shall continue to be made as now provided for: *Provided*, That no rights or benefits to which warrant officers now in active service are entitled under existing laws shall be affected in any manner by reason of the enactment of this Act: *Provided further*, That the provisions of this Act shall not be retroactive and no back pay or allowances shall accrue by reason of the enactment of this Act.

Benefits, temporary appointees.

Availability for active duty.

Status.

Assignments.
Provisions.
Powers.

Administration of oaths.

Appointments under existing laws.

Relative rank.

Retirement provisions.
Provisions.
Service requirement.
Pay.

Rules and regulations.

Effective date.

Conflicting provisions repealed; exception.

Provisions.
Rights of present officers in active service.

Provisions not retroactive.

Approved, August 21, 1941.

[CHAPTER 385]

AN ACT

To permit the reemployment by the Federal Bureau of Investigation of persons retired under the Civil Service Retirement Act.

August 21, 1941

[S. 881]

[Public Law 231]

Reemployment of retired employees.

54 Stat. 679.
41 U. S. C., prec. § 1 note.
5 U. S. C. §§ 715, 715a.

War and Navy Departments and FBI.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the clause preceding the first proviso in section 6 of the Act of June 28, 1940 (Public, Numbered 671, Seventy-sixth Congress, third session), is hereby amended to read as follows: "Notwithstanding the provisions of section 2 of the Act of May 29, 1930 (46 Stat. 468), and section 204 of the Act of June 30, 1932 (47 Stat. 404), any person heretofore or hereafter retired under the Civil Service Retirement Act of May 29, 1930, as amended, may be reemployed in the service of the War and Navy Departments and the Federal Bureau of Investigation of the Department of Justice and be continued in such service not later than June 30, 1942:".

Approved, August 21, 1941.

[CHAPTER 386]

AN ACT

To authorize the Rainbow Division veterans to erect a suitable memorial to the Rainbow (Forty-second) Division, American Expeditionary Forces.

August 21, 1941

[H. R. 3261]

[Public Law 232]

District of Columbia.
Memorial to Rainbow Division, American Expeditionary Forces.

Provisos.
Approval of site and design.

Evidence of sufficient funds.

Time limitation.

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 and directed to grant permission to the Rainbow (Forty-second) Division Veterans Association, American Expeditionary Forces, for the erection on public grounds of the United States in the District of Columbia, other than those of the Capitol, the Library of Congress, and the White House, of a suitable memorial in honor of the dead of the Rainbow (Forty-second) Division: *Provided*, That the site chosen and the design of the memorial shall have the approval of the National Commission of Fine Arts and that the United States shall be put to no expense in or by the erection of the said memorial: *Provided further*, That evidence of funds in an amount which, in the judgment of the Secretary of the Interior, is sufficient to insure the completion of the memorial, including the preparation and landscape treatment of the site, the erection of the pedestal, and the erection of the memorial, must be made available prior to the issuance of a permit for the construction of the memorial: *And provided further*, That unless the erection of the memorial is begun within five years from the date of the approval of this Act, the authorization hereby granted is revoked.

Approved, August 21, 1941.

[CHAPTER 387]

AN ACT

To permit the Smithsonian Gallery of Art Commission to purchase a model of the winning design for the proposed Smithsonian Gallery of Art, and for other purposes.

August 21, 1941

[H. R. 3398]

[Public Law 233]

Smithsonian Gallery of Art, D. C.
Purchase of model of winning design.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Smithsonian Gallery of Art Commission is authorized to purchase, at a price not to exceed \$2,500, from Eliel Saarinen, Eero Saarinen, and Robert F. Swanson, a model of their winning design furnished in competition for a design for the proposed Smithsonian Gallery of Art.

(b) Said Commission is further authorized to pay the sum of \$800 to Joseph Hudnut and the sum of \$700 to Thomas D. Mabry, Junior, as final payments to said persons for services rendered as consultants in connection with the competition for a design for the Smithsonian Gallery of Art.

SEC. 2. There is hereby reappropriated, out of the unexpended balance of the amount appropriated in the Second Deficiency Appropriation Act, approved June 25, 1938, under the heading "Independent establishments", subheading "Smithsonian Institution", the sum of \$2,500 to carry out the provisions of subsection (a) of section 1; and the sum of \$1,500 is hereby made immediately available out of such unexpended balance to carry out the provisions of subsection (b) of section 1.

Approved, August 21, 1941.

Joseph Hudnut and
Thomas D. Mabry,
Jr.
Payments for serv-
ices.

Sums reappropri-
ated.

52 Stat. 1118.

[CHAPTER 388]

AN ACT

To amend an Act entitled "An act to punish the willful injury or destruction of war material, or of war premises or utilities used in connection with war material, and for other purposes", approved April 20, 1918, as amended November 30, 1940.

August 21, 1941
[H. R. 3752]

[Public Law 234]

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 4 of the Act approved April 20, 1918, entitled "An Act to punish the willful injury or destruction of war material, or of war premises or utilities used in connection with war material, and for other purposes" (40 Stat. 533; U. S. C., title 50, secs. 101-103), as amended by the Act approved November 30, 1940 (54 Stat. 1220; U. S. C., title 50, secs. 101-106), is amended to read as follows:

Destruction of war
material.

"SEC. 4. That the words 'national-defense material', as used herein, shall include arms, armament, ammunition, livestock, stores of clothing, food, foodstuffs, fuel, supplies, munitions, and all other articles of whatever description and any part or ingredient thereof, intended for the use of the United States in connection with the national defense or for use in or in connection with the producing, manufacturing, repairing, storing, mining, extracting, distributing, loading, unloading, or transporting of any of the materials or other articles hereinbefore mentioned or any part or ingredient thereof."

"National-defense
material."

Approved, August 21, 1941.

[CHAPTER 389]

AN ACT

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

August 21, 1941
[H. R. 4150]

[Public Law 235]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the times for commencing and completing the construction of a bridge across the Saint Lawrence River at or near Ogdensburg, New York, authorized to be built by the Saint Lawrence Bridge Commission and its successors and assigns, by an Act of Congress approved June 14, 1933, as amended, and heretofore extended by Acts of Congress approved June 8, 1934, May 28, 1935, April 11, 1936, August 12, 1937, April 26, 1939, and June 8, 1940, are hereby further extended one and three years respectively, from the date of approval of this Act.

Saint Lawrence
River.
Time extended for
bridging, at Ogdens-
burg, N. Y.

48 Stat. 141, 927; 49
Stat. 301, 1202; 50
Stat. 631; 53 Stat. 621;
54 Stat. 259.

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

Approved, August 21, 1941.

[CHAPTER 390]

AN ACT

August 21, 1941
[H. R. 4338]
[Public Law 236]

To provide for adjustment of the inactive-duty pay of certain transferred and retired members of the Fleet Reserve.

Fleet Reserve.
Adjustment of inactive-duty pay of certain members.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That enlisted men of the Navy and Marine Corps who were transferred to the Fleet Reserve prior to October 1, 1940, after completion of sixteen or twenty years of service, and all such transferred members of the Fleet Reserve who were subsequently retired prior to October 1, 1940, shall, from and after October 1, 1940, be entitled to retainer pay or retired pay computed on the basis of the increased rates of base pay and longevity pay provided for enlisted men by section 12 of the Selective Training and Service Act of 1940: *Provided,* That nothing in this Act shall operate to reduce the pay now being received by any such enlisted men.

54 Stat. 895.
50 U. S. C., app. § 312.
Proviso.

Approved, August 21, 1941.

[CHAPTER 391]

AN ACT

August 21, 1941
[H. R. 4660]
[Public Law 237]

To amend 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.

District of Columbia.
Aid for needy blind.
49 Stat. 745.
D. C. Code § 46-105.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the Act entitled "An Act to provide aid for needy blind persons of the District of Columbia and authorizing appropriations therefor", approved August 24, 1935, be, and the same is hereby, amended by inserting at the end of said section the following: "On the death of a recipient of aid under this Act such reasonable funeral expenses as the Board or its designated agency may deem necessary may be paid for the burial of such person and such funeral expenses so paid may be recovered in the same manner as provided in sections 11 and 12 for the recovery of amounts expended as aid."

Payment of funeral expenses.

Approved, August 21, 1941.

[CHAPTER 392]

AN ACT

August 21, 1941
[H. R. 4769]
[Public Law 238]

Authorizing the designation of Army mail clerks and assistant Army mail clerks.

Army mail clerks.

Duties.

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 may, upon selection by the Secretary of War, be designated by the Post Office Department as "Army mail clerks" and "assistant Army mail clerks", who shall be authorized to receive and open all pouches and sacks of mail addressed to Army posts, military reservations, and defense bases, owned or leased, to make proper delivery of such mail, to receive matter for transmission in the mails, to receipt for registered matter (keeping an accurate record thereof), to keep and have for sale an adequate supply of postage stamps, to make up and dispatch mails, and other postal duties as may be authorized by the Postmaster General, all in accordance with such rules and regulations as may be prescribed by the commanding Army officer at the base, post, or reservation. Each Army mail clerk and assistant Army mail clerk shall take the oath of office prescribed for employees of the Postal Service and shall give bond to the United States in such sum as the Postmaster General may deem sufficient for the faithful performance of his duties as such mail clerk, and shall be amenable in all respects to Army discipline,

Oath and bond.

except that, as to their duties as such clerks, the commanding officer at the base, post, or reservation at which they are stationed shall require them to be governed by the Postal Laws and Regulations of the United States. Whenever necessity arises therefor any assistant mail clerk may be required by such commanding officer to perform the duties of mail clerk. Compensation for services shall be paid by the War Department in addition to that paid them in the grade to which they are assigned, such sum in the case of mail clerks not to exceed \$500 per annum, and in the case of assistant mail clerks not to exceed \$300 per annum, as may be determined and allowed by the War Department.

Approved, August 21, 1941.

[CHAPTER 393]

AN ACT

To amend the Act relating to preventing the publication of inventions in the national interest, and for other purposes.

Compensation.

August 21, 1941
[H. R. 4784]
[Public Law 239]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of Congress approved July 1, 1940 (Public, Numbered 700, Seventy-sixth Congress, third session, ch. 501), be amended by adding the following sections:

"SEC. 3. No person shall file or cause or authorize to be filed in any foreign country an application for patent or for the registration of a utility model, industrial design, or model in respect of any invention made in the United States, except when authorized in each case by a license obtained from the Commissioner of Patents under such rules and regulations as he shall prescribe.

"SEC. 4. Notwithstanding the provisions of sections 4886 and 4887 of the Revised Statutes (35 U. S. C., secs. 31 and 32), any person and the successors, assigns, or legal representatives of any such person shall be debarred from receiving a United States patent for an invention if such person, or such successors, assigns, or legal representatives shall, without procuring the authorization prescribed in section 3 hereof, have made or consented to or assisted another's making application in a foreign country for a patent or for the registration of a utility model, industrial design, or model in respect of such invention where authorization for such application is required by the provisions of section 3, and any such United States patent actually issued to any such person, successors, assigns, or legal representatives so debarred or becoming debarred shall be invalid.

"SEC. 5. Whoever, during the period or periods of time an invention has been ordered to be kept secret and the grant of a patent thereon withheld pursuant to the Act approved July 1, 1940 (Public, Numbered 700, Seventy-sixth Congress, third session, ch. 501), shall, with knowledge of such order and without due authorization, willfully publish or disclose or authorize or cause to be published or disclosed such invention, or any material information with respect thereto, or whoever, in violation of the provisions of section 3 hereof, shall file or cause or authorize to be filed in any foreign country an application for patent or for the registration of a utility model, industrial design, or model in respect of any invention made in the United States, shall, upon conviction, be fined not more than \$10,000 or imprisoned for not more than two years, or both.

"SEC. 6. If any provision of this Act or of any section thereof or the application of such provision to any person or circumstances shall be held invalid, the remainder of the Act and of such section and application of such provision to persons or circumstances other than those as to which it is held invalid shall not be affected thereby.

Publication of inventions.
Prevention of, in national interest.
54 Stat. 710.
35 U. S. C. § 42 and note.
Application for patent, etc., abroad.
License requirement.

Effect of noncompliance.

Penalties.

54 Stat. 710.
35 U. S. C. § 42 and note.

Separability of provisions.

- "Person." "SEC. 7. As used in this Act—
"The term 'person' includes any individual, trustee, corporation, partnership, association, firm, or any other combination of individuals.
- "Application." "The term 'application' includes applications, and any modifications, amendments, or supplements thereto or continuances thereof.
- Nonapplicability. "SEC. 8. The prohibitions and penalties of this Act shall not apply to any officer or agent of the United States acting within the scope of his authority."
- Effective date. SEC. 2. This Act shall take effect thirty days after its approval.
Approved, August 21, 1941.

[CHAPTER 394]

AN ACT

To amend section 73 of an Act entitled "An Act to provide a government for the Territory of Hawaii", approved April 30, 1900, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (q) of section 73 of the Act entitled "An Act to provide a government for the Territory of Hawaii", approved April 30, 1900, as amended, is hereby further amended to read as follows:

"(q) All lands in the possession, use, and control of the Territory shall hereafter be managed by the commissioner, except such as shall be set aside for public purposes as hereinafter provided; all sales and other dispositions of such land shall be made by the commissioner or under his direction, for which purpose, if necessary, the land may be transferred to his department from any other department by direction of the Governor, and all patents and deeds of such land shall issue from the office of the commissioner, who shall countersign the same and keep a record thereof. Lands conveyed to the Territory in exchange for other lands that are subject to the land laws of Hawaii, as amended by this Act, shall, except as otherwise provided, have the same status and be subject to such laws as if they had previously been public lands of Hawaii. All orders setting aside lands for forest or other public purposes, or withdrawing the same, shall be made by the Governor, and lands while so set aside for such purposes may be managed as may be provided by the laws of the Territory; the provisions of this paragraph may also be applied where the 'public purposes' are the uses and purposes of the United States, and lands while so set aside may be managed as may be provided by the laws of the United States. The commissioner is hereby authorized to perform any and all acts, prescribe forms of oaths, and, with the approval of the Governor and said board, make such rules and regulations as may be necessary and proper for the purpose of carrying the provisions of this section and the land laws of Hawaii into full force and effect."

SEC. 2. Nothing in this Act shall apply to any lands which are now under, or which may hereafter be placed under, the jurisdiction of the Hawaiian Homes Commission.

Approved, August 21, 1941.

[CHAPTER 395]

AN ACT

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

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is hereby authorized to establish or develop the following shore activities by the construction of the following public works, with which shall be included the authority to acquire the necessary

August 21, 1941
[H. R. 4813]
[Public Law 240]

Hawaii, public lands.
36 Stat. 444, 447; 42 Stat. 119.
48 U. S. C. § 677.

Management, disposition, etc.

Status of exchanged lands.

Forest, etc., reservations.

Application to lands set aside for U. S. purposes.

Authority of commissioner.

Lands under Hawaiian Homes Commission.

August 21, 1941
[H. R. 5312]
[Public Law 241]

Navy.
Public works projects.
Ante, pp. 47, 49, 163; *post*, p. 672.

land, at a cost not to exceed the amount stated after each item enumerated:

Navy Yard, Charleston, South Carolina: Ordnance-shop storehouse and accessories, \$200,000.	Charleston, S. C.
Navy Yard, Mare Island, California: Quarters for officers, \$200,000.	Mare Island, Calif.
Navy Yard, New York, New York: Housing for enlisted men, \$250,000.	New York, N. Y.
Navy Yard, Norfolk, Virginia: Housing for enlisted men, recreation facilities and radio-laboratory facilities, \$910,000.	Norfolk, Va.
Navy Yard, Pearl Harbor, Hawaii: Housing for officers and enlisted men, \$675,000.	Pearl Harbor, T. H.
Navy Yard, Philadelphia, Pennsylvania: Acquisition of land and development of housing for enlisted men, \$650,000.	Philadelphia, Pa.
Navy Yard, Portsmouth, New Hampshire: Ordnance-storage facilities and housing for enlisted men, \$422,500.	Portsmouth, N. H.
Naval Station, Guam: Housing for insular guard, \$170,000.	Guam.
Naval Station, Key West, Florida: Housing for enlisted men, laundry-, and ammunition-storage facilities, \$332,000.	Key West, Fla.
Naval Station, Tutuila, Samoa: Additional defense facilities, housing and water-front development, \$1,305,000.	Tutuila, Samoa.
Naval Operating Base, Balboa, Canal Zone: Housing for officers, enlisted men, laundry and school facilities, \$900,000.	Balboa, C. Z.
Naval Operating Base, Norfolk, Virginia: Fleet-school facilities, magazines, and storage facilities, \$3,335,000.	Norfolk, Va.
Naval Operating Base, Pearl Harbor, Hawaii: Dispensary, \$245,000.	Pearl Harbor, T. H.
Roosevelt Roads (Vieques) Puerto Rico: Additional development of protected fleet anchorage, including acquisition of land, \$21,970,000.	Roosevelt Roads (Vieques), P. R.
Submarine Base, Charlotte Amalie, Virgin Islands: Additional development of submarine facilities, \$2,195,000.	Charlotte Amalie, V. I.
Submarine Base, Coco Solo, Canal Zone: Additional power plant, shore-patrol headquarters, and school facilities, \$885,000.	Coco Solo, C. Z.
Submarine Base, Kodiak, Alaska: Additional submarine-operating facilities, including ammunition-storage facilities, \$3,413,000.	Kodiak, Alaska.
Submarine Base, Midway Island: Additional submarine-operating facilities, including buildings and accessories, \$4,761,000.	Midway Island.
Submarine Base, New London, Connecticut: Additional submarine-operating and repair facilities, \$1,715,000.	New London, Conn.
Submarine Base, Pearl Harbor, Hawaii: Additional submarine-operating, repair, and torpedo-storage facilities, \$385,000.	Pearl Harbor, T. H.
Submarine Base, Unalaska Area, Alaska: Cold-storage facilities, \$200,000.	Unalaska Area, Alaska.
Submarine Base, Wake Island: Submarine-operating and repair facilities, including buildings and accessories, \$4,679,000.	Wake Island.
Destroyer Base, San Diego, California: Fleet-school facilities, quarters for officers, and torpedo storage, \$855,000.	San Diego, Calif.
Naval Academy, Annapolis, Maryland: Additional instruction facilities, boat-repair facilities and acquisition of additional land, \$1,720,000.	Annapolis, Md.
Naval Training Station, Great Lakes, Illinois: Additional training facilities, including housing and instruction buildings and accessories, \$5,595,000.	Great Lakes, Ill.
Naval Training Station, Newport, Rhode Island: Additional training facilities, including housing and instruction buildings and accessories, \$480,500.	Newport, R. I.
Naval Training Station, Norfolk, Virginia: Quarters for bachelor chief petty officers, \$175,000.	Norfolk, Va.
Naval Training Station, San Diego, California: Additional training facilities, including housing and instruction buildings and accessories, \$3,359,000.	San Diego, Calif.

- Balboa, C. Z. Naval Ammunition Depot, Balboa, Canal Zone: Additional ammunition-storage facilities, including buildings and accessories, \$165,000.
- Burns City, Ind. Naval Ammunition Depot, Burns City, Indiana: Additional ammunition- and ordnance-storage facilities, including buildings and accessories, \$10,250,000.
- Charleston, S. C. Naval Ammunition Depot, Charleston, South Carolina: Additional ammunition-storage facilities, including buildings and accessories, \$747,000.
- Coco Solo, C. Z. Naval Ammunition Depot, Coco Solo, Canal Zone: Additional ammunition-storage facilities, including buildings and accessories, \$160,000.
- Fort Mifflin, Pa. Naval Ammunition Depot, Fort Mifflin, Pennsylvania: Additional ammunition-storage facilities, including buildings and accessories, \$228,000.
- Hawthorne, Nev. Naval Ammunition Depot, Hawthorne, Nevada: Additional ammunition-storage facilities, including buildings and accessories, \$4,439,000.
- Hingham, Mass. Naval Ammunition Depot, Hingham, Massachusetts: Storehouse, \$80,000.
- Indian Island, Wash. Naval Magazine, Indian Island, Washington: Additional ammunition-storage facilities, \$1,100,000.
- Iona Island, N. Y. Naval Ammunition Depot, Iona Island, New York: Additional ammunition-storage facilities, including acquisition of additional land, \$121,500.
- Lake Denmark, N. J. Naval Ammunition Depot, Lake Denmark, New Jersey: Storage for ordnance materials, \$645,000.
- Mare Island, Calif. Naval Ammunition Depot, Mare Island, California: Ammunition loading and storage and mine-handling facilities, \$595,000.
- Oahu, T. H. Naval Ammunition Depot, Oahu, Hawaii: Additional ammunition-storage facilities, including buildings and accessories, \$2,316,500.
- Puget Sound, Wash. Naval Ammunition Depot, Puget Sound, Washington: Additional ammunition-storage facilities, including buildings and accessories, \$336,000.
- St. Juliens Creek, Va. Naval Ammunition Depot, St. Juliens Creek, Virginia: Additional ammunition-storage facilities, including buildings and accessories, \$390,000.
- Bellevue, D. C. Naval Magazine, Bellevue, District of Columbia: Ordnance storehouses, \$90,000.
- Gulf Coast Area. Naval Magazine, Gulf Coast Area: Development of ammunition-storage facilities, including buildings and acquisition of land, \$2,300,000.
- Newport, R. I. Naval Torpedo Station, Newport, Rhode Island: Torpedo-testing facilities, including building and accessories and magazines, \$600,000.
- Piney Point, Md. Naval Torpedo Range, Piney Point, Maryland: Improvement of torpedo-testing facilities, including quarters for officers, \$170,000.
- Yorktown, Va. Naval Mine Depot, Yorktown, Virginia: Additional storage facilities, \$550,000.
- Dahlgren, Va. Naval Proving Ground, Dahlgren, Virginia: Fire station, post office, and gate house, \$60,000.
- Naval Proving Ground, Dahlgren, Virginia: Railroad connection to Fredericksburg, Virginia, including acquisition of rights-of-way, \$1,500,000.
- Indian Head, Md. Naval Powder Factory, Indian Head, Maryland: Buildings and accessories, \$55,000.
- Balboa, C. Z. Naval Hospital, Balboa, Canal Zone: Expansion of hospital facilities, \$250,000.
- Charleston, S. C. Naval Hospital, Charleston, South Carolina: Additional ward buildings, \$190,000.
- Corpus Christi, Tex. Naval Hospital, Corpus Christi, Texas: Expansion of hospital facilities, \$450,000.

Naval Hospital, Guam: Expansion of hospital facilities, \$100,000.	Guam.
Naval Hospital, Jacksonville, Florida: Expansion of hospital facilities, \$344,500.	Jacksonville, Fla.
Naval Hospital, Newport, Rhode Island: Expansion of hospital facilities and medical-supply storehouse, \$783,000.	Newport, R. I.
Naval Hospital, Norfolk, Virginia: Expansion of hospital facilities, \$485,000.	Norfolk, Va.
Naval Hospital, Pensacola, Florida: Boilerhouse and utility building and equipment, \$300,000.	Pensacola, Fla.
Naval Hospital, Philadelphia, Pennsylvania: Expansion of hospital facilities, \$280,000.	Philadelphia, Pa.
Naval Hospital, Portsmouth, New Hampshire: Quarters for nurses, \$56,000.	Portsmouth, N. H.
Naval Hospital, San Diego, California: Expansion of hospital facilities, \$405,000.	San Diego, Calif.
Medical Supply Depot, Brooklyn, New York: Additional medical-supply storage, including acquisition of land, \$600,000.	Brooklyn, N. Y.
Naval Medical Center, Washington (Bethesda), District of Columbia: Expansion of medical and hospital facilities, \$1,680,000.	Washington (Bethesda), D. C.
Naval Air Station, Anacostia, District of Columbia: Additional radio facilities, including buildings and accessories, \$125,000.	Anacostia, D. C.
Naval Air Station, Banana River, Florida: Additional aviation facilities, including buildings and accessories, \$280,000.	Banana River, Fla.
Naval Air Station, Barbers Point, Hawaii: Aviation facilities, including buildings and accessories, \$18,605,000.	Barbers Point, T. H.
Naval Air Station, Cape May, New Jersey: Ammunition-storage facilities, including buildings and accessories, \$25,000.	Cape May, N. J.
Naval Air Station, Cavite, Philippine Islands: Aviation facilities, including buildings and accessories, \$5,570,000.	Cavite, P. I.
Marine aviation facilities, Charlotte Amalie, Virgin Islands: Ammunition-storage facilities, including buildings and accessories, \$576,000.	Charlotte Amalie, V. I.
Naval Air Station, Corpus Christi, Texas: Additional aviation facilities, including buildings and accessories, \$8,522,500.	Corpus Christi, Tex.
Naval Air Station, Floyd Bennett Field, New York: Ammunition-storage facilities, including buildings and accessories, \$41,000.	Floyd Bennett Field, N. Y.
Naval Air Station, Guantanamo, Cuba: Additional ammunition-storage facilities, including buildings and accessories, \$286,000.	Guantanamo, Cuba.
Naval Air Station, Jacksonville, Florida: Additional aviation facilities, including buildings and accessories, \$2,281,100.	Jacksonville, Fla.
Naval Air Station, Johnston Island: Additional aviation facilities, including buildings and accessories, \$1,618,500.	Johnston Island.
Naval Air Station, Kaneohe Bay, Hawaii: Additional aviation facilities, including buildings and accessories, \$3,970,000.	Kaneohe Bay, T. H.
Naval Air Station, Key West Florida: Additional aviation facilities, including buildings and accessories, \$375,000.	Key West, Fla.
Naval Air Station, Kodiak, Alaska: Additional aviation facilities, including buildings and accessories, \$3,266,000.	Kodiak, Alaska.
Naval Air Station, Lahaina Roads, Hawaii: Ammunition-storage facilities, including buildings and accessories, \$174,500.	Lahaina Roads, T. H.
Naval Air Station, Miami, Florida: Additional aviation facilities, including buildings and accessories, \$1,222,000.	Miami, Fla.
Naval Air Station, Midway Island: Additional aviation facilities, including buildings and accessories, \$2,820,000.	Midway Island.
Naval Air Station, Norfolk, Virginia: Additional aviation facilities, including buildings and accessories, \$2,560,000.	Norfolk, Va.
Naval Air Station, Palmyra Island: Additional aviation facilities, including buildings and accessories, \$543,500.	Palmyra Island.
Naval Air Station, Pensacola, Florida: Expansion of radio facilities, \$20,000.	Pensacola, Fla.

- Quonset Point, R. I. Naval Air Station, Quonset Point, Rhode Island: Additional aviation facilities, including buildings and accessories, \$1,030,000.
- San Diego, Calif. Naval Air Station, San Diego, California: Additional aviation facilities, including buildings and accessories, \$560,000.
- San Juan, P. R. Naval Air Station, San Juan, Puerto Rico: Additional aviation facilities, including buildings and accessories, \$752,000.
- San Pedro, Calif. Naval Air Station, San Pedro, California: Radio facilities, including buildings and accessories, \$75,000.
- Seattle, Wash. Naval Air Station, Seattle, Washington: Additional aviation facilities, including buildings and accessories, \$540,000.
- Sitka, Alaska. Naval Air Station, Sitka, Alaska: Additional aviation facilities, including buildings and accessories, \$2,654,200.
- Squantum, Mass. Naval Air Station, Squantum, Massachusetts: Ammunition-storage facilities, including buildings and accessories, \$44,000.
- Tongue Point, Oreg. Naval Air Station, Tongue Point, Oregon: Additional aviation facilities, including buildings and accessories, \$450,000.
- Tutuila, Samoa. Naval Air Station, Tutuila, Samoa: Additional aviation facilities and ammunition storage, including buildings and accessories, \$553,000.
- Unalaska, Alaska. Naval Air Station, Unalaska, Alaska: Additional aviation facilities, including buildings and accessories, \$4,346,000.
- Wake Island. Naval Air Station, Wake Island: Additional aviation facilities, including buildings and accessories, \$2,601,000.
- Whidby Island, Wash. Naval Air Station, Whidby Island, Washington: Aviation facilities, including buildings and accessories and acquisition of land, \$3,790,000.
- Anacostia, D. C. Reserve Aviation Base, Anacostia, District of Columbia: Additional aviation facilities, including buildings and accessories, \$120,000.
- Atlanta, Ga. Reserve Aviation Base, Atlanta, Georgia: Additional aviation facilities, including buildings and accessories, \$145,000.
- Dallas, Tex. Reserve Aviation Base, Dallas, Texas: Additional aviation facilities, including buildings and accessories, \$145,000.
- Floyd Bennett Field, N. Y. Reserve Aviation Base, Floyd Bennett Field, New York: Additional aviation facilities, including buildings and accessories, \$120,000.
- Glenview, Ill. Reserve Aviation Base, Glenview, Illinois: Additional aviation facilities, including buildings and accessories, \$120,000.
- Grosse Ile, Mich. Reserve Aviation Base, Grosse Ile, Michigan: Additional aviation facilities, including buildings and accessories, \$150,000.
- Kansas City, Kans. Reserve Aviation Base, Kansas City, Kansas: Additional aviation facilities, including buildings and accessories, \$170,000.
- Long Beach, Calif. Reserve Aviation Base, Long Beach, California: Additional aviation facilities, including buildings and accessories, \$1,635,000.
- Minneapolis, Minn. Reserve Aviation Base, Minneapolis, Minnesota: Additional aviation facilities, including buildings and accessories, \$120,000.
- New Orleans, La. Reserve Aviation Base, New Orleans, Louisiana: Additional aviation facilities, including buildings and accessories, \$145,000.
- Oakland, Calif. Reserve Aviation Base, Oakland, California: Additional aviation facilities, including buildings and accessories, \$120,000.
- Squantum, Mass. Reserve Aviation Base, Squantum, Massachusetts: Additional aviation facilities, including buildings and accessories, \$120,000.
- St. Louis, Mo. Reserve Aviation Base, St. Louis, Missouri: Additional aviation facilities, including buildings and accessories, \$120,000.
- Annapolis, Md. Naval Radio Station, Annapolis, Maryland: Additional radio facilities, including buildings and accessories, \$40,000.
- Astoria, Oreg. Naval Radio Station, Astoria, Oregon: Quarters and accessories and services for officer in charge, \$12,500.
- Bainbridge Island, Wash. Naval Radio Station, Bainbridge Island, Washington: Quarters for married operators, \$72,000.
- Balboa, C. Z. Naval Radio Station, Balboa, Canal Zone: Utility building and accessories, \$25,000.

Naval Radio Station, Cape May, New Jersey: Additional radio facilities, including buildings, towers, and acquisitions of land, \$132,500.	Cape May, N. J.
Naval Radio Station, Charlotte Amalie, Virgin Islands: Radio facilities, including buildings and accessories, \$130,000.	Charlotte Amalie, V. I.
Naval Radio Station, Cheltenham, Maryland: Additional radio facilities, including buildings and accessories, \$235,000.	Cheltenham, Md.
Radio Station, Marine Detachment, Chinwangtao, China: Replacement of operating building, \$5,000.	Chinwangtao, China.
Naval Radio Station, Chollas Heights, California: Utility building and accessories, \$20,000.	Chollas Heights, Calif.
Naval Radio Station, National Airport, David, Panama: Quarters for officer in charge and operators, \$30,000.	David, Panama.
Naval Radio Station, Gatun, Canal Zone: Additional radio facilities, including buildings and accessories, \$200,000.	Gatun, C. Z.
Naval Radio Station, Guantanamo, Cuba: Additional radio facilities, including buildings and accessories, \$210,000.	Guantanamo, Cuba.
Naval Radio Station, Key West, Florida: Additional radio facilities, including buildings and accessories, \$21,000.	Key West, Fla.
Naval Radio Station, Libugon, Guam: Quarters for operators, \$60,000.	Libugon, Guam.
Naval Radio Station, Lualualei, Hawaii: Additional radio facilities, including buildings and accessories, \$296,000.	Lualualei, T. H.
Naval Radio Station, Mare Island, California: Additional radio facilities, including buildings and accessories, \$640,000.	Mare Island, Calif.
Naval Radio Station, New Orleans, Louisiana: Radio facilities, including buildings and accessories, \$140,000.	New Orleans, La.
Naval Radio Station, Oahu, Hawaii: Additional radio facilities, including buildings and accessories, \$150,000.	Oahu, T. H.
Naval Radio Station, Point Loma, California: Quarters for operators, \$112,000.	Point Loma, Calif.
Naval Radio Station, Marine Barracks, Quantico, Virginia: Additional facilities including buildings and accessories, \$125,000.	Quantico, Va.
Naval Radio Station, Summit, Canal Zone: Additional radio facilities, including buildings and accessories, \$350,000.	Summit, C. Z.
Naval Radio Station, Vaitogi, Samoa: Quarters for officer in charge, \$10,000.	Vaitogi, Samoa.
Marine Barracks, New River, North Carolina: Radio facilities, including buildings and accessories, \$120,000.	New River, N. C.
Naval Research Laboratory, Bellevue, District of Columbia: Storehouse and accessories, \$235,000.	Bellevue, D. C.
Naval Fuel Depot, Melville, Rhode Island: Acquisition of additional land, \$61,000.	Melville, R. I.
Naval Fuel Depot, Pearl Harbor, Hawaii: Development of additional underground fuel storage, \$16,000,000.	Pearl Harbor, T. H.
Naval Supply Depot, Bayonne, New Jersey: Additional development of fleet-supply facilities, including buildings and accessories, \$7,300,000.	Bayonne, N. J.
Naval Supply Depot, Norfolk, Virginia: Additional fleet-supply facilities, including buildings and accessories, \$2,125,000.	Norfolk, Va.
Naval Supply Depot, Oakland, California: Additional fleet-supply facilities, including buildings and accessories, \$1,300,000.	Oakland, Calif.
Navy Yard, Boston, Massachusetts: Additional storehouses and accessories at South Boston, \$1,100,000.	Boston, Mass.
Naval Supply Depot, Pearl Harbor, Hawaii: Additional fleet-supply facilities, including buildings and accessories, \$6,850,000.	Pearl Harbor, T. H.
Marine Barracks, Charleston, South Carolina: Utility and guard building and accessories, \$90,000.	Charleston, S. C.
Marine Barracks, New River, North Carolina: Development of landing field for training parachute troops, \$800,000.	New River, N. C.

Parris Island, S. C. Marine Barracks, Parris Island, South Carolina: Magazines at Hilton Head Island, \$25,000.

Quantico, Va. Marine Barracks, Quantico, Virginia: Additional ammunition-storage facilities, \$58,000.

San Diego, Calif. Marine Barracks, San Diego, California: Quarters for bachelor officers, \$100,000.

Sixth Naval District. Sixth Naval District: Development of fleet-landing facilities, including acquisition and acceptance of land, \$100,000.

Tenth Naval District. Tenth Naval District: Fleet-fuel and storage facilities, including buildings and accessories, \$800,000.

Thirteenth Naval District. Thirteenth Naval District: Barracks and officers' quarters, rifle range, \$90,000.

Photographic facilities. Photographic facilities at various locations: Photographic laboratories, housing, buildings, and accessories, \$510,000.

Mobile power-plant units. Mobile power-plant units: Development of two mobile power plants, railway mounted, \$2,500,000.

Internal security at yards and stations. Internal security at navy yards and naval stations: Development of flood lighting, fencing, booms, nets, protection of services, fire protection, and the like, \$14,500,000.

Reserve storage for gasoline. Reserve storage for gasoline: Development of reserve storage for gasoline at various locations, including buildings and accessories, \$2,500,000.

Fuel storage. Fuel storage: Development of storage facilities for fuel and Diesel oil at various locations, including buildings and accessories, \$12,000,000.

Hospital corps training schools. Hospital corps training schools: Hospital corps training facilities, at various locations, including buildings and accessories, \$1,440,000.

Emergency expansion of hospital facilities. Emergency expansion of hospital facilities: Emergency expansion of hospital facilities at various locations, including buildings and accessories, \$3,000,000: *Provided*, That the Secretary of the Navy shall report to the Congress, not later than ten days after the convening of the session on or about the 3d day of January of each year, all expenditures made for emergency expansion of hospital facilities from funds appropriated pursuant to the authority contained in this Act.

Proviso.
Report to Congress.

Cost-plus-a-fixed-fee contracts. The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590-592), as amended, shall be applicable to all public-works and public-utilities projects authorized by this Act, regardless of location: *Provided*, That the fixed fee to be paid the contractor as a result of any contract hereafter entered into under the authority of the above-mentioned Act shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of the Navy: *Provided further*, That the fact that any contract authorized by this or any other Act is entered into without regard to section 3709 of the Revised Statutes of the United States, or upon a cost-plus-a-fixed-fee basis or otherwise without advertising for proposals, shall not be construed to render inapplicable the provisions of the Act of March 3, 1931, as amended by the Act of August 30, 1935 (49 Stat. 1011; U. S. C., Supp. V, title 40, sec. 276 (a)), if such Act would otherwise be applicable to such contract.

Proviso.
Limitation.

Rate of wages for laborers, etc. The provisions of section 8 (a) of the Act approved June 28, 1940 (Public, Numbered 671, Seventy-sixth Congress), shall be applicable to naval public-works projects authorized by this and all prior Acts.

41 U. S. C. § 5. Quarters authorized by this Act shall be constructed, including heating and plumbing apparatus, wiring and fixtures, at a unit cost not in excess of the following amounts:

Cost limitations.
54 Stat. 680.
41 U. S. C., prec. § 1 note.

Construction of quarters, cost limitation.

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.

Approved, August 21, 1941.

[CHAPTER 396]

AN ACT

Granting increases in pensions to certain widows and dependents of persons who served in the military or naval forces of the United States during the War with Spain, the Boxer Rebellion, or the Philippine Insurrection.

August 21, 1941
[H. R. 5339]
[Public Law 242]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, effective on the first day of the month next following the date of enactment of this Act, the rates of death compensation provided for the dependents of World War veterans by section 5 of Public Law Numbered 198, Seventy-sixth Congress, July 19, 1939 (U. S. C., title 38, sec. 472b), subject to the limitation contained in the last sentence of the second paragraph of said section 5, as amended by this Act, shall be payable as death pension to the dependents of veterans of the Spanish-American War, including the Philippine Insurrection and Boxer Rebellion, entitled to death pension under the provisions of paragraph IV, part I of Veterans Regulation Numbered 1 (a), as amended, and to the dependents of veterans entitled to death pension under the provisions of paragraph I (c), part II of Veterans Regulation Numbered 1 (a), as amended, where the veteran's death resulted from an injury received in line of duty in actual combat in a military expedition or military occupation.

War with Spain,
etc.
Death pensions to
certain dependents of
veterans.

53 Stat. 1070.

Amendment.

53 Stat. 1070.
Condition.

Proviso.

SEC. 2. Effective on the first day of the month next following the date of enactment of this Act, the last sentence of the second paragraph of section 5 of Public Law Numbered 198, Seventy-sixth Congress, July 19, 1939 (U. S. C., title 38, sec. 472b), is hereby amended to read as follows: "The amount of compensation herein authorized shall be paid in the event the monthly payment of compensation under Veterans Regulation Numbered 1 (g), and the monthly payment of yearly renewable term or automatic insurance, or national service life insurance does not aggregate or exceed the amount of compensation herein authorized: *Provided*, That persons entitled to pension or compensation on account of the death, disability, or service of more than one person, if otherwise entitled, shall be paid the increased rates provided by this section."

Approved, August 21, 1941.

[CHAPTER 397]

JOINT RESOLUTION

To provide for the proper observance of the one hundred and fiftieth anniversary of the adoption of the first ten amendments to the Constitution, known as the Bill of Rights.

August 21, 1941
[H. J. Res. 120]
[Public Law 243]

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 December 15, 1941, as Bill of Rights Day, calling upon officials of the Government to display the flag of the United States on all Government buildings on that day, and inviting the people of the United States to observe the day with appropriate ceremonies and prayer.

Bill of Rights Day,
6 F. R. 6121.

Approved, August 21, 1941.

[CHAPTER 398]

JOINT RESOLUTION

Providing for the filling of a vacancy in the Board of Regents of the Smithsonian Institution of the class other than Members of Congress.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress, caused by the death of R. Walton Moore, be filled by the appointment of Frederic C. Walcott, a citizen of Connecticut, for the statutory term of six years.

Approved, August 21, 1941.

August 21, 1941
[H. J. Res. 121]
[Public Law 244]

Smithsonian Institution.
Frederic C. Walcott,
appointment to Board
of Regents.

[CHAPTER 399]

JOINT RESOLUTION

Providing for the filling of a vacancy which will occur August 6, 1941, in the Board of Regents of the Smithsonian Institution of the class other than Members of Congress.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress, which will occur on August 6, 1941, by reason of the expiration of the term of Frederic A. Delano, of the city of Washington, be filled by the reappointment of the present incumbent for the statutory term of six years.

Approved, August 21, 1941.

August 21, 1941
[H. J. Res. 195]
[Public Law 246]

Smithsonian Institution.
Frederic A. Delano,
reappointment to
Board of Regents.

[CHAPTER 400]

JOINT RESOLUTION

Consenting to an interstate oil compact to conserve oil and gas.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to an extension and renewal for a period of two years from September 1, 1941, 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 Congress and the Congress gave consent to such compact by H. J. Res. 407, approved August 27, 1935 (Public Resolution Numbered 64, Seventy-fourth Congress), 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

August 21, 1941
[H. J. Res. 226]
[Public Law 246]

Oil and gas conservation.
Consent given to
extension of interstate
compact concerning.

49 Stat. 939.

50 Stat. 617.

States, 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. 329, approved July 20, 1939 (Public Resolution Numbered 31, Seventy-sixth Congress).

53 Stat. 1071.

Text of compact.

The extended and renewed compact, dated the 1st day of May 1941, duly executed by the representatives of the States of Oklahoma, Kansas, Texas, Colorado, New Mexico, Illinois, Michigan, Arkansas, Louisiana, New York, and Pennsylvania, 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 with an inefficient gas-oil ratio.

"(b) The drowning with water of any stratum capable of producing oil or gas, or both oil and gas in paying quantities.

"(c) The avoidable escape into the open air or the wasteful burning of gas from a natural gas well.

"(d) The creation of unnecessary fire hazards.

"(e) The drilling, equipping, locating, spacing or operating of a well or wells so as to bring about physical waste of oil or gas or loss in the ultimate recovery thereof.

"(f) The inefficient, excessive or improper use of the reservoir energy in producing any well.

"The enumeration of the foregoing subjects shall not limit the scope of the authority of any state.

"ARTICLE IV

"Each state bound hereby agrees that it will, within a reasonable time, enact statutes, or if such statutes have been enacted then that it

will continue the same in force, providing in effect that oil produced in violation of its valid oil and/or gas conservation statutes or any valid rule, order or regulation promulgated thereunder, shall be denied access to commerce; and providing for stringent penalties for the waste of either oil or gas.

“ARTICLE V

“It is not the purpose of this compact to authorize the states joining herein to limit the production of oil or gas for the purpose of stabilizing or fixing the price thereof, or create or perpetuate monopoly, or to promote regimentation, but is limited to the purpose of conserving oil and gas and preventing the avoidable waste thereof within reasonable limitations.

“ARTICLE VI

“Each state joining herein shall appoint one representative to a commission hereby constituted and designated as the Interstate Oil Compact Commission, the duty of which said Commission shall be to make inquiry and ascertain from time to time such methods, practices, circumstances and conditions as may be disclosed for bringing about conservation and the prevention of physical waste of oil and gas, and at such intervals as said Commission deems beneficial it shall report its findings and recommendations to the several states for adoption or rejection.

“The Commission shall have power to recommend the coordination of the exercise of the police powers of the several states within their several jurisdictions to promote the maximum ultimate recovery from the petroleum reserves of said states, and to recommend measures for the maximum ultimate recovery of oil and gas. Said Commission shall organize and adopt suitable rules and regulations for the conduct of its business.

“No action shall be taken by the Commission except: (1) By the affirmative votes of the majority of the whole number of the compacting states, represented at any meeting, and (2) by a concurring vote of a majority in interest of the compacting states at said meeting, such interest to be determined as follows: Such vote of each state shall be in the decimal proportion fixed by the ratio of its daily average production during the preceding calendar half-year to the daily average production of the compacting states during said period.

“ARTICLE VII

“No state by joining herein shall become financially obligated to any other state, nor shall the breach of the terms hereof by any state subject such state to financial responsibility to the other states joining herein.

“ARTICLE VIII

“This compact shall expire September 1, 1937. But any state joining herein may, upon sixty (60) days notice, withdraw herefrom.

“The representatives of the signatory states have signed this agreement in a single original which shall be deposited in the archives of the Department of State of the United States, and a duly certified copy shall be forwarded to the Governor of each of the signatory states.

“This compact shall become effective when ratified and approved as provided in Article I. Any oil producing state may become a party hereto by affixing its signature to a counterpart to be similarly deposited, certified and ratified.

“Done in the City of Dallas, Texas, this sixteenth day of February, 1935.

“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, it is desired to again extend and renew said Interstate Compact to Conserve Oil and Gas for another period of two (2) years from September 1, 1941, its present expiration date, to September 1, 1943;

“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 two (2) years from September 1, 1941, 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, California, Kansas 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 May, 1941, by the several undersigned states, at their several capitols, through their proper officials thereunto 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, August 21, 1941.

[CHAPTER 409]

AN ACT

Making supplemental appropriations for the national defense for the fiscal year ending June 30, 1942, and for other purposes.

August 25, 1941
[H. R. 5412]
[Public Law 217]

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 national defense for the fiscal year ending June 30, 1942, and for other purposes, namely:

First Supplemental
National Defense Appropria-
tion Act, 1942.
Post, p. 745.

TITLE I—WAR DEPARTMENT

MILITARY ACTIVITIES

Title II, Military
Appropriation Act,
1942.

Ante, p. 366.

For additional amounts for appropriations for the Military Establishment, fiscal year 1942, to be supplemental to, and merged with, the appropriations under the same heads in the Military Appropriation Act, 1942, including the objects and subject to the limitations and conditions specified in that Act, as follows:

QUARTERMASTER CORPS

Ante, p. 372.

Regular supplies of the Army: For regular supplies of the Army, \$6,670,631.

Clothing and equipage, Army: For clothing and equipage, \$443,123,275.

Army transportation: For Army transportation, \$98,043,861.

Horses, draft, and pack animals: For horses, draft, and pack animals, \$1,054,810.

Proviso.

Ante, p. 375.

Ante, p. 125.
54 Stat. 360.

54 Stat. 566.

Ante, p. 377.

Military posts: For construction of buildings, utilities, and appurtenances at military posts, \$172,679,400: *Provided*, That this appropriation, the appropriation under this head in the Military Appropriation Act, 1942, the appropriations under this head made and merged in the Fifth Supplemental National Defense Appropriation Act, 1941, and all funds transferred to the appropriations under this head out of other appropriations for the Military Establishment for the fiscal year 1941, under the authority contained in the Second Deficiency Appropriation Act, 1940, shall remain available until June 30, 1943.

SIGNAL CORPS

Signal Service of the Army: For Signal Service of the Army, \$347,150,825.

Ante, p. 378.

AIR CORPS

Air Corps, Army: For Air Corps, Army, \$204,007,800.

Ante, p. 379.

MEDICAL DEPARTMENT

Medical and Hospital Department, Army: For Medical and Hospital Department, Army, \$3,852,437.

Ante, p. 380.

CORPS OF ENGINEERS

Engineer Service, Army: For Engineer Service, Army, \$61,118,970.

Ante, p. 381.

ORDNANCE DEPARTMENT

Ordnance service and supplies, Army: For ordnance service and supplies, Army, \$2,888,980,486.

Proviso repealed.
Ante, p. 382.

The second proviso under the caption "Ordnance service and supplies, Army", in the Military Appropriation Act, 1942, is hereby repealed.

Ante, p. 382.

CHEMICAL WARFARE SERVICE

Chemical Warfare Service, Army: For Chemical Warfare Service, Army, \$27,275,168.

Citation of title.

This title may be cited as "Title II, Military Appropriation Act, 1942".

Title III, Naval Appropriation Act for the fiscal year 1942.

TITLE II—NAVY DEPARTMENT

For additional amounts for appropriations for the Navy Department and the naval service, fiscal year 1942, to be supplemental and additional to the appropriations and funds in the Naval Appropriation Act for the fiscal year ending June 30, 1942, 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 Act, and except as otherwise provided herein, as follows:

Ante, p. 151.

Ante, p. 172.

NAVAL ESTABLISHMENT

OFFICE OF THE SECRETARY

Miscellaneous expenses, Navy, including the maintenance of attachés and others abroad and not to exceed \$15,000 for the temporary employment of persons or organizations by contract or otherwise without regard to section 3709 of the Revised Statutes, or the classification laws, or section 5 of the Act of April 6, 1914 (38 Stat. 335), \$3,392,543.

41 U. S. C. § 5.

5 U. S. C. §§ 661-674,
55.
Ante, p. 613.

Naval Research Laboratory, including the temporary employment of such scientific and technical civilian assistants as may be required at rates of pay not exceeding \$25 per diem for any person so employed, and the employment of twelve group IV (b) employees at rates of pay in excess of \$5,000 per annum, \$565,000.

Ante, p. 152.

BUREAU OF NAVIGATION

Ante, p. 153.

Training, Education, and Welfare, Navy:

Naval Training Station, San Diego, California, \$760,000;

Naval Training Station, Newport, Rhode Island, \$358,000;

Naval Training Station, Great Lakes, Illinois, \$500,000;

Naval Training Station, Norfolk, Virginia, \$200,000;

Fleet training, \$83,500;

Instruction, including the rental, maintenance, and operation of property for instruction purposes, \$575,000;

Libraries, \$128,659;

Welfare and recreation, \$270,000;

In all, training, education, and welfare, Navy, \$2,875,159.

Miscellaneous expenses, Bureau of Navigation, \$174,000.

Ocean and Lake Surveys, Navy, \$40,000.

Naval Reserve, \$8,868,340.

Pay, Naval Academy: For pay of other employees, \$50,000.

Maintenance and repairs, Naval Academy, \$31,000.

Pay of employees, Naval Home, \$10,300.

Maintenance, Naval Home, \$2,000.

BUREAU OF SHIPS

Ante, p. 156.

Maintenance, Bureau of Ships, including maintenance and repair of defense installations in Government or privately owned merchant ships, \$380,000,000.

BUREAU OF ORDNANCE

Ante, p. 157.

Ordnance and ordnance stores, Navy, \$247,872,665.

BUREAU OF SUPPLIES AND ACCOUNTS

Ante, p. 158.

PAY, SUBSISTENCE, AND TRANSPORTATION OF NAVAL PERSONNEL

Pay of naval personnel, \$77,000,000;

Subsistence of naval personnel, \$12,769,000;

Transportation and recruiting of naval personnel, \$11,240,000;

Naval Reserve personnel on active duty, \$46,991,000;

In all, \$148,000,000.

Maintenance, Bureau of Supplies and Accounts, \$21,234,778.

Clothing and small stores fund, \$13,320,000.

Naval supply account fund, \$90,000,000.

Fuel and transportation, Navy, \$10,121,000.

BUREAU OF MEDICINE AND SURGERY

Ante, p. 162.

Medical Department, including the employment at the Naval Medical Center, Washington, District of Columbia, of two group IV (b) employees at rates of pay in excess of \$5,000 per annum, \$7,350,000.

Care of the dead, including care of the dead as authorized in the Act of July 8, 1940 (54 Stat. 743), \$27,000, of which not to exceed \$10,000 shall be available for obligations incurred during the fiscal year 1941.

BUREAU OF YARDS AND DOCKS

Ante, p. 162.

Maintenance, Bureau of Yards and Docks, \$13,203,500, including the purchase (not to exceed \$71,300) of motor-propelled passenger-

<i>Proviso.</i> Number of vehi- cles. <i>Ante</i> , p. 162.	carrying vehicles, including eight at a cost of not to exceed \$1,200 each: <i>Provided</i> , That the limitation on the appropriation contained in the Naval Appropriation Act for the fiscal year 1942 for the purchase, maintenance, repair, and operation of passenger-carrying vehicles for the Navy Department is hereby increased during the fiscal year 1942 from ten to twelve, and the limitation on expenditures for the maintenance, operation, and repair of motor-propelled passenger-carrying vehicles is hereby increased from \$130,000 to \$200,000: <i>Provided further</i> , That the limitation of cost of \$600 for the purchase of passenger-carrying vehicles contained in the Naval Appropriation Act for the fiscal year 1942 is hereby modified to permit the purchase of passenger-carrying vehicles authorized in that Act within the limit of cost fixed by law.
Maintenance, etc. <i>Ante</i> , p. 162.	Public works, Bureau of Yards and Docks: For public works and public utilities, Bureau of Yards and Docks, \$294,528,500, which, together with unexpended balances of the appropriations heretofore made under this head, shall be disbursed and accounted for in accordance with existing law and shall constitute one fund: <i>Provided</i> , That the Secretary of the Navy is only authorized to commence, continue, or complete the construction of, or make provision for, by contract or otherwise, projects heretofore authorized and appropriated for under this head, and, in addition, the following public works and public utilities projects, at a cost not to exceed the amount stated for each project enumerated, respectively:
Limitation of cost. <i>Ante</i> , p. 162.	Charleston, S. C. Navy Yard, Charleston, South Carolina: Ordnance-shop storehouse and accessories, \$200,000.
<i>Ante</i> , p. 163.	Mare Island, Calif. Navy Yard, Mare Island, California: Quarters for officers, \$200,000; roads, walks, and services, \$125,000.
<i>Proviso.</i> Construction of au- thorized projects. <i>Ante</i> , p. 658.	New York, N. Y. Navy Yard, New York, New York: Housing for enlisted men, \$250,000.
Charleston, S. C.	Norfolk, Va. Navy Yard, Norfolk, Virginia: Housing for enlisted men, recreation facilities and radio-laboratory facilities, \$810,000.
Mare Island, Calif.	Pearl Harbor, T. H. Navy Yard, Pearl Harbor, Hawaii: Housing for officers and enlisted men, \$625,000.
New York, N. Y.	Philadelphia, Pa. Navy Yard, Philadelphia, Pennsylvania: Acquisition of land and development of housing for enlisted men, \$550,000.
Norfolk, Va.	Portsmouth, N. H. Navy Yard, Portsmouth, New Hampshire: Ordnance-storage facilities and housing for enlisted men, \$422,500.
Pearl Harbor, T. H.	Puget Sound, Wash. Navy Yard, Puget Sound, Washington: Improvement of fuel-oil handling facilities, \$150,000; extension of general storehouse, \$500,000; extension of supply pier, \$500,000; extension of building Numbered 434, \$145,000.
Philadelphia, Pa.	Washington, D. C. Navy Yard, Washington, District of Columbia: Five finger piers, \$150,000; extension of waterfront improvement, \$100,000.
Portsmouth, N. H.	Guam. Naval Station, Guam: Housing for insular guard, \$170,000; extension and improvement to sewer system, \$160,000; extension of military roads, \$200,000.
Puget Sound, Wash.	Guantanamo, Cuba. Naval Station, Guantanamo, Cuba: Two swimming pools, \$100,000.
Washington, D. C.	Key West, Fla. Naval Station, Key West, Florida: Housing for enlisted men, laundry-, and ammunition-storage facilities, \$332,000; floating crane, \$400,000; 35-ton locomotive crane, \$50,000.
Guam.	New Orleans, La. Naval Station, New Orleans, Louisiana: Rehabilitation of station buildings, \$350,000; rehabilitation of waterfront, \$250,000; development of receiving ship facilities, including buildings and accessories, \$800,000.
Guantanamo, Cuba.	Tutuila, Samoa. Naval Station, Tutuila, Samoa: Additional defense facilities, housing and water-front development, \$1,305,000.
Key West, Fla.	Balboa, C. Z. Naval operating base, Balboa, Canal Zone: Housing for officers, enlisted men, laundry and school facilities, \$900,000.
New Orleans, La.	
Tutuila, Samoa.	
Balboa, C. Z.	

Naval Operating Base, Bermuda: Development of anchorage in Murrey Bay, \$3,000,000; fueling station, including buildings, structures and accessories, \$1,800,000.

Naval Operating Base, Norfolk, Virginia: Fleet-school facilities, magazines, and storage facilities, \$3,335,000.

Naval Operating Base, Pearl Harbor, Hawaii: Dispensary, \$245,000.

Roosevelt Roads (Vieques) Puerto Rico: Additional development of protected fleet anchorage, including acquisition of land, \$21,970,000.

Submarine Base, Charlotte Amalie, Virgin Islands: Additional development of submarine facilities, \$2,195,000.

Submarine Base, Coco Solo, Canal Zone: Additional power plant, shore-patrol headquarters, and school facilities, \$885,000; improvement of water supply, \$36,000; signal station, \$5,000; improvement of power plant, \$200,000; gas chamber, \$3,000; railroad tracks for Pier Numbered 1, \$20,000; storage for salvage pontoons, \$10,000; marginal wharf on north side of north mole, \$100,000.

Submarine Base, Kodiak, Alaska: Additional submarine-operating facilities, including ammunition-storage facilities, \$3,413,000.

Submarine Base, Midway Island: Additional submarine-operating facilities, including buildings and accessories, \$4,761,000.

Submarine Base, New London, Connecticut: Additional submarine-operating and repair facilities, \$1,715,000.

Submarine Base, Pearl Harbor, Hawaii: Additional submarine-operating, repair, and torpedo-storage facilities, \$385,000; additional battery overhaul and charging facilities, \$125,000; extension of quay wall, \$110,000.

Submarine Base, Unalaska Area, Alaska: Cold-storage facilities, \$200,000.

Submarine Base, Wake Island: Submarine-operating and repair facilities, including buildings and accessories, \$4,679,000.

Destroyer Base, San Diego, California: Fleet-school facilities, quarters for officers, and torpedo storage, \$855,000.

Naval Academy, Annapolis, Maryland: Additional instruction facilities, boat-repair facilities and acquisition of additional land, \$1,720,000.

Naval Training Station, Great Lakes, Illinois: Additional training facilities, including housing and instruction buildings and accessories, \$5,595,000.

Naval Training Station, Newport, Rhode Island: Additional training facilities, including housing and instruction buildings and accessories, \$480,500.

Naval Training Station, Norfolk, Virginia: Quarters for bachelor chief petty officers, \$175,000.

Naval Training Station, San Diego, California: Additional training facilities, including housing and instruction buildings and accessories, \$3,359,000.

Naval Ammunition Depot, Balboa, Canal Zone: Additional ammunition-storage facilities, including buildings and accessories, \$165,000.

Naval Ammunition Depot, Burns City, Indiana: Additional ammunition- and ordnance-storage facilities, including buildings and accessories, \$10,250,000.

Naval Ammunition Depot, Charleston, South Carolina: Additional ammunition-storage facilities, including buildings and accessories, \$747,000.

Naval Ammunition Depot, Coco Solo, Canal Zone: Additional ammunition-storage facilities, including buildings and accessories, \$160,000.

Bermuda.

Norfolk, Va.

Pearl Harbor, T. H.

Roosevelt Roads
(Vieques), P. R.Charlotte Amalie,
V. I.

Coco Solo, C. Z.

Kodiak, Alaska.

Midway Island.

New London, Conn.

Pearl Harbor, T. H.

Unalaska Area,
Alaska.

Wake Island.

San Diego, Calif.

Annapolis, Md.

Great Lakes, Ill.

Newport, R. I.

Norfolk, Va.

San Diego, Calif.

Balboa, C. Z.

Burns City, Ind.

Charleston, S. C.

Coco Solo, C. Z.

- Fort Mifflin, Pa. Naval Ammunition Depot, Fort Mifflin, Pennsylvania: Additional ammunition-storage facilities, including buildings and accessories, \$228,000.
- Hawthorne, Nev. Naval Ammunition Depot, Hawthorne, Nevada: Additional ammunition-storage facilities, including buildings and accessories, \$4,349,000.
- Hingham, Mass. Naval Ammunition Depot, Hingham, Massachusetts: Storehouse, \$80,000.
- Iona Island, N. Y. Naval Ammunition Depot, Iona Island, New York: Additional ammunition-storage facilities, including acquisition of additional land, \$121,500.
- Lake Denmark, N. J. Naval Ammunition Depot, Lake Denmark, New Jersey: Storage for ordnance materials, \$645,000.
- Mare Island, Calif. Naval Ammunition Depot, Mare Island, California: Ammunition loading and storage and mine-handling facilities, \$595,000.
- Oahu, T. H. Naval Ammunition Depot, Oahu, Hawaii: Additional ammunition-storage facilities, including buildings and accessories, \$2,316,500.
- Puget Sound, Wash. Naval Ammunition Depot, Puget Sound, Washington: Additional ammunition-storage facilities, including buildings and accessories, \$336,000.
- St. Juliens Creek, Va. Naval Ammunition Depot, St. Juliens Creek, Virginia: Additional ammunition-storage facilities, including buildings and accessories, \$390,000; fire-protection equipment, \$27,000; extension of locomotive shed, \$10,000; extension of wharf Numbered 2 and storehouse, \$140,000; fireproofing magazine buildings, \$147,000.
- Bellevue, D. C. Naval Magazine, Bellevue, District of Columbia: Ordnance storehouses, \$90,000.
- Indian Island, Wash. Naval Magazine, Indian Island, Washington: Additional ammunition-storage facilities, \$1,100,000.
- Gulf Coast Area. Naval Magazine, Gulf Coast Area: Development of ammunition-storage facilities, including buildings and acquisition of land, \$2,300,000.
- Newport, R. I. Naval Torpedo Station, Newport, Rhode Island: Torpedo-testing facilities, including building and accessories and magazines, \$600,000; extension of East Dock and dredging, \$175,000; new telephone cable to Gould Island, Rose Island, and Government Landing, \$50,000; ferry slips north end of Goat Island and Long Wharf, \$130,000; floating crane, \$150,000.
- Piney Point, Md. Naval Torpedo Range, Piney Point, Maryland: Improvement of torpedo-testing facilities, including quarters for officers, \$170,000.
- Yorktown, Va. Naval Mine Depot, Yorktown, Virginia: Additional storage facilities, \$550,000; relocate fire house, \$20,000; extension of ammunition-loading plants, \$450,000; extension of railroad tracks, \$170,000; temporary guardhouse and outpost house, \$6,000; extension of pier, \$600,000.
- Yorktown, Va. Naval Mine Warfare School, Yorktown, Virginia: Additional roads, services, and facilities, \$60,000.
- Dahlgren, Va. Naval Proving Ground, Dahlgren, Virginia: Fire station, post office, and gate house, \$60,000; reconditioning and improvement of power plant, \$335,000; extension of dispensary, \$42,000; extension of supply building and oil storage, \$56,000; extension of water system, \$10,000; gantry crane and runway, \$500,000; extension of school building, accessories and services, \$65,000; extension of service systems, roads and walks, \$100,000; dredging approach channel, \$200,000; extension of barracks, \$150,000; railroad connection to Fredericksburg, Virginia, including acquisition of rights-of-way, \$1,500,000.
- Indianhead, Md. Naval Powder Factory, Indianhead, Maryland: Extension and improvement of power plant, \$100,000; extension of Marine Barracks, \$65,000; extension of fire alarm and police protection system, \$50,000;

repairs to wharf, \$50,000; temporary barracks for bachelor officers, \$40,000; extension to Building No. 379 and accessories, \$35,000; extension to Machine Shop Building No. 268, \$12,000; extension to high-school building, \$50,000; extension to carpenter shop, \$20,000; cafeteria, \$15,000.

Naval Hospital, Annapolis, Maryland: Major repairs and improvements, \$30,000.

Naval Hospital, Balboa, Canal Zone: Expansion of hospital facilities, \$250,000.

Naval Hospital, Brooklyn, New York: Major repairs and alterations, \$200,000.

Naval Hospital, Charleston, South Carolina: Two H-type buildings and accessories, \$190,000.

Naval Hospital, Chelsea, Massachusetts: Renovating buildings, Old Marine Hospital, \$350,000; construction of intercepting sewer connection, \$40,000; major repairs to buildings, \$318,000.

Naval Hospital, Corpus Christi, Texas: Expansion of hospital facilities, \$450,000.

Naval Hospital, Great Lakes, Illinois: Major repairs and alterations, \$28,000.

Naval Hospital, Guam: Expansion of hospital facilities, \$100,000.

Naval Hospital, Jacksonville, Florida: Expansion of hospital facilities, \$344,500.

Naval Hospital, Mare Island, California: Major repairs and alterations, \$22,000; fireproofing old building, \$40,000.

Naval Hospital, Newport, Rhode Island: Expansion of hospital facilities and medical-supply storehouse, \$783,000; pier replacement and roads, \$95,000; major repairs and replacements, \$28,000; fencing reservation, \$20,000.

Naval Hospital, Norfolk, Virginia: Expansion of hospital facilities, \$485,000; rehabilitating nurses' quarters, \$65,000; rehabilitating Building Numbered 59, \$80,000; service utility lines, \$10,000; fencing, \$12,000.

Naval Hospital, Pensacola, Florida: Boilerhouse and utility building and equipment, \$300,000; repair and overhaul of heating system, including extra boiler, \$40,000.

Naval Hospital, Philadelphia, Pennsylvania: Expansion of hospital facilities, \$280,000; major repairs and alterations to hospital buildings, \$120,000.

Naval Hospital, Portsmouth, New Hampshire: Quarters for nurses, \$56,000; conversion of current, \$34,000; major repairs and alterations, \$150,000.

Naval Hospital, Puget Sound, Washington: Additional wing on main building, and accessories, \$475,000; major repairs and alterations to hospital buildings, \$35,000; extension of dispensary, \$60,000.

Naval Hospital, San Diego, California: Expansion of hospital facilities, \$405,000; extend messing facilities, \$75,000; purchase and installation, fire alarm system, \$32,000; major repairs and replacements, \$58,000.

Medical Supply Depot, Brooklyn, New York: Additional medical-supply storage, including acquisition of land, \$600,000.

Naval Medical Center, Washington (Bethesda), District of Columbia: Expansion of medical and hospital facilities, \$1,680,000.

Naval Air Station, Anacostia, District of Columbia: Additional radio facilities, including buildings and accessories, \$125,000.

Naval Air Station, Banana River, Florida: Additional aviation facilities, including buildings and accessories, \$280,000.

Naval Air Station, Barbers Point, Hawaii: Aviation facilities, including buildings and accessories, \$18,605,000.

Annapolis, Md.

Balboa, C. Z.

Brooklyn, N. Y.

Charleston, S. C.

Chelsea, Mass.

Corpus Christi,
Tex.

Great Lakes, Ill.

Guam.

Jacksonville, Fla.

Mare Island, Calif.

Newport, R. I.

Norfolk, Va.

Pensacola, Fla.

Philadelphia, Pa.

Portsmouth, N. H.

Puget Sound, Wash.

San Diego, Calif.

Brooklyn, N. Y.

Washington (Bethesda),
D. C.

Anacostia, D. C.

Banana River, Fla.

Barbers Point,
T. H.

- Bermuda. Naval Air Station, Bermuda: For completion of projects, \$3,000,000.
- Cape May, N. J. Naval Air Station, Cape May, New Jersey: Ammunition storage facilities, \$25,000.
- Charlotte Amalie, V. I. Marine aviation facilities, Charlotte Amalie, Virgin Islands: Ammunition-storage facilities, including buildings and accessories, \$576,000.
- Charleston, S. C. Naval Air Station, Charleston, South Carolina: Extension of roads, walks, and services, \$25,000; dredging and filling, \$150,000.
- Corpus Christi, Tex. Naval Air Station, Corpus Christi, Texas: Additional aviation facilities, including buildings and accessories, \$8,522,500.
- Floyd Bennett Field, N. Y. Naval Air Station, Floyd Bennett Field, New York: Ammunition-storage facilities, including buildings and accessories, \$41,000.
- Guantanamo, Cuba. Naval Air Station, Guantanamo, Cuba: Additional ammunition-storage facilities, including buildings and accessories, \$286,000.
- Jacksonville, Fla. Naval Air Station, Jacksonville, Florida: Additional aviation facilities, including buildings and accessories, \$2,281,100.
- Johnston Island. Naval Air Station, Johnston Island: Additional aviation facilities, including buildings and accessories, \$1,618,500.
- Kaneohe Bay, T. H. Naval Air Station, Kaneohe Bay, Hawaii: Additional aviation facilities, including buildings and accessories, \$3,970,000.
- Key West, Fla. Naval Air Station, Key West, Florida: Additional aviation facilities, including buildings and accessories, \$375,000.
- Kodiak, Alaska. Naval Air Station, Kodiak, Alaska: Additional aviation facilities, including buildings and accessories, \$3,266,000.
- Lahaina Roads, T. H. Naval Air Station, Lahaina Roads, Hawaii: Ammunition-storage facilities, including buildings and accessories, \$174,500.
- Miami, Fla. Naval Air Station, Miami, Florida: Additional aviation facilities, including buildings and accessories, \$1,222,000.
- Midway Island. Naval Air Station, Midway Island: Additional aviation facilities, including buildings and accessories, \$2,820,000.
- Newfoundland. Naval Air Station, Newfoundland: For completion of projects now under construction, \$10,000,000; for additional facilities, including buildings and accessories, \$3,017,500.
- Norfolk, Va. Naval Air Station, Norfolk, Virginia: Additional aviation facilities, including buildings and accessories, \$2,560,000; general storehouse, \$800,000.
- Palmyra Island. Naval Air Station, Palmyra Island: Additional aviation facilities, including buildings and accessories, \$543,500.
- Pearl Harbor, T. H. Naval Air Station, Pearl Harbor, Hawaii: Temporary mess hall, galley, and lavatory building, \$90,000.
- Pensacola, Fla. Naval Air Station, Pensacola, Florida: Expansion of radio facilities, \$20,000.
- Quonset Point, R. I. Naval Air Station, Quonset Point, Rhode Island: Additional aviation facilities, including buildings and accessories, \$1,030,000.
- San Diego, Calif. Naval Air Station, San Diego, California: Additional aviation facilities, including buildings and accessories, \$560,000.
- San Juan, P. R. Naval Air Station, San Juan, Puerto Rico: Additional aviation facilities, including buildings and accessories, \$752,000.
- San Pedro, Calif. Naval Air Station, San Pedro, California: Radio facilities, including buildings and accessories, \$75,000.
- Seattle, Wash. Naval Air Station, Seattle, Washington: Additional aviation facilities, including buildings and accessories, \$540,000.
- Sitka, Alaska. Naval Air Station, Sitka, Alaska: Additional aviation facilities, including buildings and accessories, \$2,654,200.
- Squantum, Mass. Naval Air Station, Squantum, Massachusetts: Ammunition-storage facilities, including buildings and accessories, \$44,000.
- Tongue Point, Oreg. Naval Air Station, Tongue Point, Oregon: Additional aviation facilities, including buildings and accessories, \$450,000.

Naval Air Station, Trinidad: Ammunition storage, \$45,000; fleet anchorage, including buildings and facilities, \$15,000,000.

Trinidad.

Naval Air Station, Tutuila, Samoa: Additional aviation facilities and ammunition storage, including buildings and accessories, \$553,000.

Tutuila, Samoa.

Naval Air Station, Unalaska, Alaska: Additional aviation facilities, including buildings and accessories, \$4,346,000.

Unalaska, Alaska.

Naval Air Station, Wake Island: Additional aviation facilities, including buildings and accessories, \$2,601,200.

Wake Island.

Naval Air Station, Whidby Island, Washington: Aviation facilities, including buildings and accessories and acquisition of land, \$3,790,000.

Whidby Island,
Wash.

Reserve Aviation Base, Anacostia, District of Columbia: Additional aviation facilities, including buildings and accessories, \$120,000.

Anacostia, D. C.

Reserve Aviation Base, Atlanta, Georgia: Additional aviation facilities, including buildings and accessories, \$145,000.

Atlanta, Ga.

Reserve Aviation Base, Dallas, Texas: Additional aviation facilities, including buildings and accessories, \$145,000.

Dallas, Tex.

Reserve Aviation Base, Floyd Bennett Field, New York: Additional aviation facilities, including buildings and accessories, \$120,000.

Floyd Bennett
Field, N. Y.

Reserve Aviation Base, Glenview, Illinois: Additional aviation facilities, including buildings and accessories, \$120,000.

Glenview, Ill.

Reserve Aviation Base, Grosse Ile, Michigan: Additional aviation facilities, including buildings and accessories, \$150,000.

Grosse Ile, Mich.

Reserve Aviation Base, Kansas City, Kansas: Additional aviation facilities, including buildings and accessories, \$170,000.

Kansas City, Kans.

Reserve Aviation Base, Long Beach, California: Additional aviation facilities, including buildings and accessories, \$1,635,000.

Long Beach, Calif.

Reserve Aviation Base, Minneapolis, Minnesota: Additional aviation facilities, including buildings and accessories, \$120,000.

Minneapolis, Minn.

Reserve Aviation Base, New Orleans, Louisiana: Additional aviation facilities, including buildings and accessories, \$145,000.

New Orleans, La.

Reserve Aviation Base, Oakland, California: Additional aviation facilities, including buildings and accessories, \$120,000.

Oakland, Calif.

Reserve Aviation Base, Squantum, Massachusetts: Additional aviation facilities, including buildings and accessories, \$120,000.

Squantum, Mass.

Reserve Aviation Base, St. Louis, Missouri: Additional aviation facilities, including buildings and accessories, \$120,000.

St. Louis, Mo.

Naval Radio Station, Annapolis, Maryland: Additional radio facilities, including buildings and accessories, \$40,000.

Annapolis, Md.

Naval Radio Station, Astoria, Oregon: Quarters and accessories and services for officer in charge, \$12,500.

Astoria, Oreg.

Naval Radio Station, Bainbridge Island, Washington: Quarters for married operators, \$72,000.

Bainbridge Island,
Wash.

Naval Radio Station, Balboa, Canal Zone: Utility building and accessories, \$25,000.

Balboa, C. Z.

Naval Radio Station, Cape May, New Jersey: Additional radio facilities, including buildings, towers, and acquisitions of land, \$132,500.

Cape May, N. J.

Naval Radio Station, Charlotte Amalie, Virgin Islands: Radio facilities, including buildings and accessories, \$130,000.

Charlotte Amalie,
V. I.

Naval Radio Station, Cheltenham, Maryland: Additional radio facilities, including buildings and accessories, \$235,000.

Cheltenham, Md.

Radio Station, Marine Detachment, Chinwangtao, China: Replacement of operating building, \$5,000.

Chinwangtao,
China.

Naval Radio Station, Chollas Heights, California: Utility building and accessories, \$20,000.

Chollas Heights,
Calif.

Naval Radio Station, National Airport, David, Panama: Quarters for officer in charge and operators, \$30,000.

David, Panama.

- Gatun, C. Z. Naval Radio Station, Gatun, Canal Zone: Additional radio facilities, including buildings and accessories, \$200,000.
- Guantanamo, Cuba. Naval Radio Station, Guantanamo, Cuba: Additional radio facilities, including buildings and accessories, \$210,000.
- Key West, Fla. Naval Radio Station, Key West, Florida: Additional radio facilities, including buildings and accessories, \$21,000.
- Libugon, Guam. Naval Radio Station, Libugon, Guam: Quarters for operators, \$60,000.
- Lualualei, T. H. Naval Radio Station, Lualualei, Hawaii: Additional radio facilities, including buildings and accessories, \$296,000.
- Mare Island, Calif. Naval Radio Station, Mare Island, California: Additional radio facilities, including buildings and accessories, \$640,000.
- New Orleans, La. Naval Radio Station, New Orleans, Louisiana: Radio facilities, including buildings and accessories, \$140,000.
- Oahu, T. H. Naval Radio Station, Oahu, Hawaii: Additional radio facilities, including buildings and accessories, \$150,000.
- Point Loma, Calif. Naval Radio Station, Point Loma, California: Quarters for operators, \$112,000.
- Quantico, Va. Naval Radio Station, Marine Barracks, Quantico, Virginia: Additional facilities, including buildings and accessories, \$125,000.
- Summit, C. Z. Naval Radio Station, Summit, Canal Zone: Additional radio facilities, including buildings and accessories, \$350,000.
- Vaitogi, Samoa. Naval Radio Station, Vaitogi, Samoa: Quarters for officer in charge, \$10,000.
- New River, N. C. Marine Barracks, New River, North Carolina: Radio facilities, including buildings and accessories, \$120,000.
- Bellevue, D. C. Naval Research Laboratory, Bellevue, District of Columbia: Storehouse and accessories, \$235,000; extension of machine shop, \$225,000; alterations to heating plant and steam distribution system, \$130,000.
- Melville, R. I. Naval Fuel Depot, Melville, Rhode Island: Acquisition of additional land, \$61,000; improvement of power plant, \$225,000; reserve electric power supply, \$70,000; replacement of fuel-oil lines, \$165,000.
- Pearl Harbor, T. H. Naval Fuel Depot, Pearl Harbor, Hawaii: Development of additional underground fuel storage, \$16,000,000.
- Bayonne, N. J. Naval Supply Depot, Bayonne, New Jersey: Additional development of fleet-supply facilities, including buildings and accessories, \$7,300,000.
- Norfolk, Va. Naval Supply Depot, Norfolk, Virginia: Additional fleet-supply facilities, including buildings and accessories, \$2,125,000.
- Oakland, Calif. Naval Supply Depot, Oakland, California: Additional fleet-supply facilities, including buildings and accessories, \$1,300,000.
- Pearl Harbor, T. H. Naval Supply Depot, Pearl Harbor, Hawaii: Additional fleet-supply facilities, including buildings and accessories, \$6,850,000.
- San Diego, Calif. Naval Supply Depot, San Diego, California: Extension of supply pier, \$600,000.
- Charleston, S. C. Marine Barracks, Charleston, South Carolina: Utility and guard building and accessories, \$90,000.
- New River, N. C. Marine Barracks, New River, North Carolina: Development of landing field for training parachute troops, \$800,000.
- Parris Island, S. C. Marine Barracks, Parris Island, South Carolina: Magazines at Hilton Head Island, \$25,000.
- Quantico, Va. Marine Barracks, Quantico, Virginia: Additional ammunition-storage facilities, \$58,000.
- San Diego, Calif. Marine Barracks, San Diego, California: Quarters for bachelor officers, \$100,000.
- Sixth Naval District. Sixth naval district: Development of fleet-landing facilities, including acquisition and acceptance of land, \$100,000; moorings for inshore patrol, \$25,000.

Tenth naval district: Fleet-fuel and storage facilities, including buildings and accessories, \$800,000.

Tenth Naval District.

Eleventh Naval District: Floating crane, \$450,000.

Eleventh Naval District.

Thirteenth Naval District: Barracks and officers' quarters, rifle range, \$90,000.

Thirteenth Naval District.

Fourteenth Naval District: Improvement of harbors and channels, including provision of fixed moorings, \$3,000,000.

Fourteenth Naval District.

Fifteenth Naval District: Temporary housing for Marine guards at radio stations, \$60,000.

Fifteenth Naval District.

Photographic facilities at various locations: Photographic laboratories, housing, buildings, and accessories, \$510,000.

Photographic facilities.

Floating equipment for servicing naval vessels at naval districts and bases, \$3,250,000.

Floating equipment.

Dredging and mooring material for emergency berthing of ships, \$500,000.

Dredging and mooring material.

Mobile power-plant units: Development of two mobile power plants, railway mounted, \$2,500,000.

Mobile power-plant units.

Internal security at navy yards and naval stations: Development of flood lighting, fencing, booms, nets, protection of services, fire protection, and the like, \$14,500,000.

Internal security at navy yards, etc.

Reserve storage for gasoline: Development of reserve storage for gasoline at various locations, including buildings and accessories, \$2,500,000.

Reserve storage for gasoline.

Fuel storage: Development of storage facilities for fuel and Diesel oil at various locations, including buildings and accessories, \$12,000,000.

Fuel storage.

Hospital corps training schools: Hospital corps training facilities, at various locations, including buildings and accessories, \$1,440,000.

Hospital corps training schools.

Emergency expansion of hospital facilities: Emergency expansion of hospital facilities at various locations, including buildings and accessories, \$3,000,000.

Hospital facilities.

The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590-592), as amended, shall be applicable to all public works and public utilities provided in this title regardless of location: *Provided*, That the fixed fee to be paid the contractor as a result of any contract hereafter entered into under the authority of the above-mentioned Act shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of the Navy.

Contracts on a cost-plus-a-fixed-fee basis.

Proviso.

BUREAU OF AERONAUTICS

Ante, p. 168.

Aviation, Navy, \$90,000,000.

MARINE CORPS

Ante, p. 169.

PAY, MARINE CORPS

Pay of officers, active list, \$166,915;

Pay of enlisted men, active list, \$11,252,742;

Pay and allowances of the Marine Corps Reserve, \$3,437,421;

Mileage and travel expenses of officers, \$142,922;

In all, \$15,000,000.

GENERAL EXPENSES, MARINE CORPS

Provisions, \$6,474,000;

Clothing, \$14,000,000;

Fuel, \$1,000,000;

Military supplies and equipment, \$42,000,000;

Transportation of troops and applicants for enlistment, \$1,640,000;
Repairs of barracks, \$2,600,000;
Forage, \$6,000;
Miscellaneous supplies and expenses, \$5,220,000;

School at Saint
Thomas, V. I.

In all, \$72,940,000, including care and operation of a school at Saint Thomas, Virgin Islands, and including transportation of dependents of retired and Reserve officers and of retired and Reserve enlisted men (of the grades entitled to transportation of dependents in the Regular Marine Corps) when ordered to active duty (other than training) and upon release therefrom.

Ante, pp. 171, 608.

INCREASE AND REPLACEMENT OF NAVAL VESSELS

Construction and machinery: The limitation on obligations for tools, facilities, and equipment for building or equipping any complete naval vessel or portion thereof contained in title VI of the Naval Appropriation Act for the fiscal year 1941 (Fourth Supplemental National Defense Appropriation Act, 1941) is increased to \$800,000,000.

Ante, p. 41.

Transfer of funds.
Ante, p. 171.

Armor, armament, and ammunition: The Secretary of the Navy is authorized to transfer \$11,000,000 of the funds heretofore appropriated under this heading to the War Department for War Department facilities for the loading and assembling of 20-millimeter ammunition and the limitation of obligations for the necessary tools, equipment, and facilities at naval establishments or private plants for the manufacture or production of ordnance material, munitions, and armor contained in title VI of the Naval Appropriation Act for the fiscal year 1941 (Fourth Supplemental National Defense Appropriation Act, 1941) is increased to \$425,000,000.

Limitation in-
creased.

Ante, p. 41.

REPAIR FACILITIES, NAVY

Repair facilities, Navy: For essential equipment and facilities of all kinds at either private or naval establishments for the repair and conversion of ships, including the necessary purchase of land, to remain available until expended, \$160,000,000.

Ante, p. 608.

NAVAL EMERGENCY FUND

Naval emergency fund: For local and passive defense installations, and the rental, acquisition, and construction of section bases, station ships, or barracks, and of training and defense facilities and equipment of all kinds, including the necessary purchase of land, to remain available until expended, \$5,000,000.

Ante, p. 558.

NAVY DEPARTMENT

Ante, p. 174.

Contingent and miscellaneous expenses, Hydrographic Office, \$190,000.

Ante, p. 175.

Contingent and miscellaneous expenses, Naval Observatory: The appropriation of \$1,400 contained in the Second Deficiency Appropriation Act, 1941, under the heading "Naval Observatory", is hereby reappropriated and made available until June 30, 1942.

Ante, p. 556.

Marijo McMillan
Williams.

Relief of Marijo McMillan Williams: For the relief of Marijo McMillan Williams, as authorized by the Act approved June 3, 1941 (Private Law 73, Seventy-seventh Congress), \$868.01, to be paid from the appropriation "Maintenance, Bureau of Ships, 1942."

Ante, p. 156.

Office of Budget
and Reports.
Establishment,
duties, etc.

SEC. 201. That there is hereby created and established in the Office of the Secretary of the Navy an Office of Budget and Reports, which shall be charged with such duties pertaining to naval budgetary matters and statistical and work reporting as may be prescribed by the Secretary of the Navy. All of the duties of this Office shall be

performed under the authority of the Secretary of the Navy, and its orders shall be considered as emanating from him, and shall have full force and effect as such.

(a) At the head of the Office of Budget and Reports there shall be a director of Budget and Reports, appointed by the President, by and with the advice and consent of the Senate, for a term of three years, from among line officers not below the grade of lieutenant commander on the active list of the Navy. The Director of Budget and Reports shall have the same rank and shall be entitled to the same pay, allowances, and privileges of retirement as are now or may hereafter be prescribed by or in pursuance of law for chiefs of bureaus in the Navy Department.

(b) An officer of the line of the Navy may be detailed as assistant to the Director of Budget and Reports, and, in case of death, resignation, absence, or sickness of such Director, shall perform the duties of such Director until his successor is appointed or such absence or sickness shall cease. The assistant to the Director of Budget and Reports shall, while so serving, receive the highest pay of his rank.

SEC. 202. This title may be cited as "Title III, Naval Appropriation Act for the fiscal year 1942".

TITLE III—UNITED STATES MARITIME COMMISSION

Construction fund, United States Maritime Commission, Act of June 29, 1936, revolving fund: For an additional amount to increase the construction fund established by the "Merchant Marine Act, 1936", and for (1) the construction in the United States of merchant vessels of such type, size, and speed as the United States Maritime Commission (hereafter referred to in this title as the "Commission") may determine to be useful for carrying on the commerce of the United States and suitable for conversion into naval or military auxiliaries; (2) the production and procurement of parts, equipment, material, and supplies for such vessels; (3) the establishment, acquisition, construction, enlargement, or extension of plants or facilities, on land, whether owned by the Government or otherwise owned (including the acquisition by purchase or condemnation of real property or any interest therein), to be used for the construction of vessels or for the production of parts, equipment, supplies, or material therefor, and the maintenance, repair, operation (under lease or otherwise), and management of such plants and facilities; and (4) the purchase, requisition, charter, operation, repair, reconstruction, and reconditioning of vessels acquired, or the use or possession of which is acquired by the Act of June 6, 1941 (Public Law 101), or otherwise; \$698,650,000, of which \$2,000,000 shall be available for administrative expenses of the Commission, including the objects specified under the heading "United States Maritime Commission" in the Independent Offices Appropriation Act, 1942, of which \$2,000,000 not to exceed \$40,000 shall be available for the transfer of household goods and effects, as provided by the Act of October 10, 1940 (Public Act Numbered 839), and regulations promulgated thereunder, including such expenses of persons employed by the Commission in furtherance of the program authorized by the Act of February 6, 1941 (Public Law 5), and \$150,000 shall be available for the employment on a contract or fee basis of persons, firms, and corporations for the performance of special services, without regard to section 3709 of the Revised Statutes: *Provided*, That said construction fund so supplemented shall be available for the foregoing purposes: *Provided further*, That there may be transferred from this appropriation to the "Emergency Ship Construction Fund, United States Maritime Commission",

Director of Budget and Reports.

Assistant to Director.

Citation of title.

Construction fund.
49 Stat. 1985.
46 U. S. C. §§ 1101-1279.

Construction of merchant vessels.

Parts, material, and supplies.
Plants or facilities on land.

Purchase, requisition, etc., of certain vessels.

Ante, p. 242.

Ante, p. 119.

54 Stat. 1105.
5 U. S. C. § 73c-1.

Ante, p. 5.

41 U. S. C. § 5.

Provisos.
Availability.
Transfer of funds.

Ante, p. 5.

Lease of vessels to designated governments.

Ante, p. 31.
Additional contract authorization.

Applicability of designated provisions.
Ante, p. 6.

created by the said Act of February 6, 1941, such amounts as the Commission may deem necessary for the completion of the program authorized by said Act: *Provided further*, That whenever the President deems it to be in the interest of national defense, he may authorize the Commission to lease vessels constructed or acquired with funds appropriated by this title to the Government of any country whose defense the President deems vital to the defense of the United States, in accordance with the provisions of the Act of March 11, 1941 (Public Law 11): *Provided further*, That in addition to contract authorizations contained in previous Acts, the Commission is authorized to enter into contracts for the construction of vessels, production and procurement of parts, equipment, material, and supplies for such vessels, and the establishment, acquisition, construction, enlargement, or extension of plants or facilities as provided herein in an amount not to exceed \$1,296,650,000 (for which \$296,650,000 is included in the amount appropriated herein): *Provided further*, That the provisions of sections 2 and 4, and the several proviso clauses contained in section 1 of said Act of February 6, 1941, shall apply to all the activities and functions which the Commission is authorized to perform under this title.

TITLE IV—MISCELLANEOUS CIVIL ACTIVITIES

LEGISLATIVE

SENATE

For payment to Ariadne Houston, Marguerite Houston, and Josephine Houston Paulus, daughters of Andrew Jackson Houston, late a Senator from the State of Texas, \$10,000.

For payment to Mary Sumter Lumpkin, widow of Alva M. Lumpkin, late a Senator from the State of South Carolina, \$10,000.

HOUSE OF REPRESENTATIVES

For payment to the widow of Stephen Bolles, late a Representative from the State of Wisconsin, \$10,000.

For payment to the widow of Albert G. Rutherford, late a Representative from the State of Pennsylvania, \$10,000.

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

EMERGENCY FUNDS FOR THE PRESIDENT

Emergency Fund for the President: The appropriation entitled "Emergency Fund for the President", contained in the Independent Offices Appropriation Act, 1942, is hereby amended by adding the following: "*Provided further*, That, when deemed proper, the President may authorize, in amount stipulated by him, but not exceeding in the aggregate \$2,500,000, unvouchered expenditures, and report the gross sums so authorized not itemized".

Ante, p. 94.
Unvouchered expenditures.

INDEPENDENT AGENCIES

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, traveling expenses, printing and binding, fiscal year 1942, \$100,000.

Post, p. 819.

54 Stat. 952.
49 U. S. C. ch. 1,
prec. § 1 note.

FEDERAL COMMUNICATIONS COMMISSION

National-defense activities: For an additional amount for national-defense activities, fiscal year 1942, to enable the Federal Communications Commission to continue to perform the functions or activities for the performance of which, during the fiscal year 1941, the Commission 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 expended during the fiscal year 1941, \$209,000.

Ante, pp. 98, 545.

54 Stat. 377.

FEDERAL LOAN AGENCY

Ante, p. 98.

Electric Home and Farm Authority: The amount of funds of the Authority which may be used for administrative expenses during the fiscal year 1942, fixed by the Second Deficiency Appropriation Act, 1941, at \$400,000, is hereby increased to \$600,000.

Ante, p. 545.

FEDERAL SECURITY AGENCY

Civilian Conservation Corps: The twelfth paragraph under the caption "Civilian Conservation Corps" in the Federal Security Appropriation Act, 1942, is hereby amended to read as follows:

Ante, p. 473.

"In the expenditure of funds appropriated herein under the heading 'Civilian Conservation Corps', the over-all expenditure per enrollee per year shall not exceed \$1,000: *Provided*, That such limit of \$1,000 may be exceeded if the average enrollee strength is below two hundred and ten thousand enrollees, but in such event the total expenditures from such appropriation shall not exceed \$200,000,000."

Over-all expenditure per enrollee.

Proviso.

FEDERAL WORKS AGENCY

Public Buildings Administration: Authority is hereby conferred upon the Administrator of Federal Works Agency to proceed, upon a cost-plus-a-fixed-fee basis, with the construction of Federal Office Building No. 3, the construction of which was authorized by the appropriation "Sites and buildings, Federal office buildings (Nos. 2 and 3)" contained in the First Supplemental Civil Functions Appropriation Act, 1941; and said appropriation is hereby increased to the extent of \$900,000 by the transfer of said sum from the appropriation "Public Buildings Administration, construction of temporary office buildings" contained in the Fifth Supplemental National Defense Appropriation Act, 1941.

Federal Office Building No. 3. Construction on cost-plus-a-fixed-fee basis.

54 Stat. 1036. Appropriation increased.

Ante, p. 129.

MARITIME LABOR BOARD

Salaries and expenses: For three Board members and for all other authorized and necessary expenditures of the Maritime Labor Board in performing the duties imposed by law, fiscal year 1942, \$30,000, to be used for winding up and terminating the affairs of the Board.

DISTRICT OF COLUMBIA

PUBLIC SCHOOLS

Buildings and grounds: The Commissioners of the District of Columbia are authorized to enter into contract or contracts for the construction of a new extensible senior high-school building to be located at Twenty-fourth Street and Benning Road Northeast, at a total cost not to exceed the limit of cost fixed for such project by the District of Columbia Appropriation Act, 1942.

Senior high school, 24th Street and Benning Road NE.

Ante, p. 512.

DEPARTMENT OF COMMERCE

OFFICE OF ADMINISTRATOR OF CIVIL AERONAUTICS

Maintenance and operation of air-navigation facilities: For an additional amount for maintenance and operation of air-navigation facilities, fiscal year 1942, including the objects specified under this heading in the Department of Commerce Appropriation Act, 1942, \$1,100,000, of which not to exceed \$500,000 shall be available for the maintenance and operation of airport traffic-control towers whenever the Secretary of War or Secretary of the Navy shall certify that the accomplishment of such work is essential to the national defense: *Provided*, That the limitation on the purchase and exchange of passenger-carrying automobiles under this heading in the Commerce Department Appropriation Act, 1942, is hereby increased from \$13,550 to \$29,300.

Ante, p. 279.

Airport traffic-control towers.

Proviso.
Automobiles.
Ante, p. 279.

Establishment of air-navigation facilities: For an additional amount for the establishment of air-navigation facilities, fiscal year 1942, including the objects specified under this heading in the Department of Commerce Appropriation Act, 1942, \$5,586,000, of which not to exceed \$500,000 shall be available for the establishment of airport traffic-control towers whenever the Secretary of War or Secretary of the Navy shall certify that the accomplishment of such work is essential to the national defense.

Ante, p. 280.
Airport traffic-control towers.

Ante, p. 281.

Development of landing areas: For an additional amount for the appropriation "Development of Landing Areas", \$5,500,000, of which \$300,000 shall be available for administrative expenses, including engineering services and supervision of construction.

INTERIOR DEPARTMENT

BUREAU OF MINES

Testing fuel: For an additional amount for testing fuel, fiscal year 1942, including the objects specified under this head in the Interior Department Appropriation Act, 1942, \$28,500, and the limitation of \$35,000 contained in said Act under this head for personal services in the District of Columbia is hereby increased to \$40,250.

Ante, p. 342.

Investigation of domestic sources of mineral supply: For an additional amount for investigation of domestic sources of mineral supply, fiscal year 1942, including the objects specified under this head in the Interior Department Appropriation Act, 1942, \$300,000, and the limitation of \$25,000 contained in said Act under this head for personal services in the District of Columbia is hereby increased to \$32,500.

Ante, p. 343.

Investigation of raw material resources for western steel production: For all expenses necessary to enable the Bureau of Mines to investigate by subsurface exploration the amount and quality of iron ores, limestone, and coking coals essential to expanding steel production in States in which such deposits may exist, including all necessary laboratory research; preliminary examination and subsurface exploration of raw materials; supplies and equipment; traveling expenses; not to exceed \$13,000 for personal services in the District of Columbia; printing and binding; purchase in the District of Columbia and elsewhere of furniture and equipment, professional and scientific books and publications, stationery and supplies, typewriting, adding, computing, and addressing machines, and other labor-saving devices, accessories, and repairs, including exchange and maintenance thereof, and purchase of such personal wearing apparel or equipment as may be required for the protection of employees while engaged in

Personal services.

their work, fiscal year 1942, \$350,000: *Provided*, That the Secretary of the Interior, 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 carry out the projects in cooperation with other departments or agencies of the Federal Government, States, and State agencies, and other organizations: *Provided further*, That section 3709 of the Revised Statutes shall not be construed to apply to this appropriation.

Construction and equipment of helium plants: To enable the Secretary of the Interior to increase and improve the capacity for the production of helium, as authorized by the Act approved September 1, 1937 (50 Stat. 885), by the acquirement, by purchase, lease, or condemnation, of lands or interests therein or options thereon, the making of contracts and agreements (with optional provisions where necessary) for the acquisition, processing, or conservation of helium-bearing gas, the construction and equipment of buildings or additions to existing buildings, the drilling of wells and construction of pipe lines, and other appurtenant facilities, and to conduct investigations with respect to available resources of helium-bearing gas and the transportation of helium, and for all necessary expenses incident to the foregoing, including the 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, structures, and equipment; supplies and equipment; travel expenses; purchase in the District of Columbia and elsewhere of furniture and equipment; professional and scientific books and publications, stationery and supplies, typewriting, adding, and computing machines, accessories, and repairs, including exchange and maintenance thereof, purchase, not to exceed \$5,500 (including exchange as part payment), operation, maintenance, and repair of passenger-carrying automobiles for official use in field work; and not to exceed \$16,000 for personal services in the District of Columbia, fiscal year 1942, \$1,250,000, to remain available until June 30, 1943: *Provided*, That section 3709 of the Revised Statutes shall not be construed to apply to expenditures under this appropriation: *Provided further*, That the Secretary of the Interior, acting through the Director of the Bureau of Mines, is hereby authorized to accept lands, buildings, equipment, and other contributions from public or private sources offering to cooperate in carrying out the purposes of this appropriation.

Proviso.
Acceptance of contributions.

41 U. S. C. § 5.

Helium plants, construction, etc.

50 U. S. C. §§ 161-166.

Investigations.

Automobiles.

Proviso.
41 U. S. C. § 5.

Acceptance of contributions.

WAR DEPARTMENT

CIVIL FUNCTIONS

QUARTERMASTER CORPS

Ante, p. 190.

For the construction by and for the use of the War Department on Government-owned land comprising the site formerly occupied by the Department of Agriculture Experimental Farm and land adjacent thereto in Arlington County, Virginia, of an office building and appurtenances thereto, including interior facilities, fixed equipment, necessary services, roads, connections to water, sewer, gas, and electric mains, preparation of an automobile parking area, purchase and installation of telephone and radio equipment, and similar improvements, and other expenses in connection therewith, \$35,000,000, to be expended in accordance with laws relating to the construction of military post projects but without reference to the laws suspended in connection with

Construction of office building in Arlington County, Va.

Ante, p. 375.*Proviso*.

such projects in the Military Appropriation Act, 1942, and to remain available until expended: *Provided*, That the maintenance and operation of such building shall be under the jurisdiction of the Public Buildings Administration and such Administration may assign any space therein surplus to the needs of the War Department to any other Federal agency pending the need thereof by such Department.

Contracts in excess of \$10,000.

SEC. 2. It shall be the duty of the Secretary of War and the Secretary of the Navy, respectively, to file with the Congress prior to the end of each fiscal year a full and complete list of all contracts in excess of \$10,000 in value, including contracts for the purchase of land, which may be undertaken for the expenditure of the funds appropriated by this or any other Act, together with a summary of the subject matter of such contracts, the names of the contractors and of the persons who negotiated any such contract either on behalf of the Government or of the contractor, and, if any such contract was awarded without competitive bidding, a statement of the reasons for the selection of the contractor.

Short title.

SEC. 3. This Act may be cited as the "First Supplemental National Defense Appropriation Act, 1942".

Approved, August 25, 1941.

[CHAPTER 410]

AN ACT

To amend the National Housing Act, as amended.

September 2, 1941
[H. R. 5395]
[Public Law 248]National Housing
Act, amendment.
Ante, p. 56.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 603 of the National Housing Act is hereby amended by striking the figure "\$100,000,000" appearing in subsection (a) thereof and inserting in lieu thereof the figure "\$300,000,000".

Approved, September 2, 1941.

[CHAPTER 411]

JOINT RESOLUTION

Authorizing the printing, with illustrations, of the proceedings of the national encampments of various veterans' organizations in the United States as separate House documents.

September 18, 1941
[H. J. Res. 196]
[Public Law 249]Veterans' organiza-
tions, national en-
campments.
Printing of proceed-
ings.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Resolution Numbered 126 (46 Stat. 1481), approved March 2, 1931 (U. S. C., title 44, sec. 275B), authorizing the printing of the proceedings of the national encampments of certain veterans' organizations in the United States be, and is hereby, amended to read as follows:

"That hereafter the proceedings of the national encampments of the Grand Army of the Republic, the United Spanish War Veterans, the Veterans of Foreign Wars of the United States, the American Legion, the Military Order of the Purple Heart, and the Disabled American Veterans of the World War, respectively, shall be printed annually, with accompanying illustrations, as separate House documents of the session of the Congress to which they may be submitted."

Approved, September 18, 1941.

[CHAPTER 412]

AN ACT

To provide revenue, and for other purposes.

September 20, 1941
[H. R. 5417]
[Public Law 250]

Revenue Act of 1941.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act, divided into titles and sections according to the following Table of Contents, may be cited as the "Revenue Act of 1941":

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- Sec. 102. Optional tax on individuals with certain gross income of \$3,000 or less.
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- Sec. 106. Tax on foreign corporations.
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- Sec. 108. Treaty obligations.
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- Sec. 110. Defense tax rates on personal holding companies and transfers to avoid income tax incorporated in rate schedules.
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TITLE II—EXCESS PROFITS TAX

Post, p. 699.

- Sec. 201. Excess profits tax rates and credits.
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- Sec. 203. New capital.
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- Sec. 301. Capital stock tax.
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Post, p. 706.

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Post, p. 708.

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- Sec. 531. Playing cards.
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Post, p. 716.

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Post, p. 725.

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- Sec. 561. Payment of proceeds of processing tax to Guam and American Samoa.

Post, p. 726.

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Post, p. 726.

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- Sec. 701. Credit against Federal unemployment taxes.

TITLE I—INDIVIDUAL AND CORPORATION INCOME TAXES

SEC. 101. SURTAX ON INDIVIDUALS.

53 Stat. 5.
 26 U. S. C. § 12 (b).

Section 12 (b) of the Internal Revenue Code is amended to read as follows:

“(b) RATES OF SURTAX.—There shall be levied, collected, and paid for each taxable year upon the surtax net income of every individual the surtax shown in the following table:

“If the surtax net income is:

The surtax shall be:

Not over \$2,000-----	6% of the surtax net income.
Over \$2,000 but not over \$4,000-----	\$120, plus 9% of excess over \$2,000.
Over \$4,000 but not over \$6,000-----	\$300, plus 13% of excess over \$4,000.
Over \$6,000 but not over \$8,000-----	\$560, plus 17% of excess over \$6,000.
Over \$8,000 but not over \$10,000-----	\$900, plus 21% of excess over \$8,000.
Over \$10,000 but not over \$12,000-----	\$1,320, plus 25% of excess over \$10,000.
Over \$12,000 but not over \$14,000-----	\$1,820, plus 29% of excess over \$12,000.
Over \$14,000 but not over \$16,000-----	\$2,400, plus 32% of excess over \$14,000.
Over \$16,000 but not over \$18,000-----	\$3,040, plus 35% of excess over \$16,000.
Over \$18,000 but not over \$20,000-----	\$3,740, plus 38% of excess over \$18,000.
Over \$20,000 but not over \$22,000-----	\$4,500, plus 41% of excess over \$20,000.
Over \$22,000 but not over \$26,000-----	\$5,320, plus 44% of excess over \$22,000.
Over \$26,000 but not over \$32,000-----	\$7,080, plus 47% of excess over \$26,000.
Over \$32,000 but not over \$38,000-----	\$9,900, plus 50% of excess over \$32,000.
Over \$38,000 but not over \$44,000-----	\$12,900, plus 53% of excess over \$38,000.

"If the surtax net income is:	The surtax shall be:
Over \$44,000 but not over \$50,000.....	\$16,080, plus 55% of excess over \$44,000.
Over \$50,000 but not over \$60,000.....	\$19,380, plus 57% of excess over \$50,000.
Over \$60,000 but not over \$70,000.....	\$25,080, plus 59% of excess over \$60,000.
Over \$70,000 but not over \$80,000.....	\$30,980, plus 61% of excess over \$70,000.
Over \$80,000 but not over \$90,000.....	\$37,080, plus 63% of excess over \$80,000.
Over \$90,000 but not over \$100,000....	\$43,380, plus 64% of excess over \$90,000.
Over \$100,000 but not over \$150,000...	\$49,780, plus 65% of excess over \$100,000.
Over \$150,000 but not over \$200,000...	\$82,280, plus 66% of excess over \$150,000.
Over \$200,000 but not over \$250,000...	\$115,280, plus 67% of excess over \$200,000.
Over \$250,000 but not over \$300,000...	\$148,780, plus 69% of excess over \$250,000.
Over \$300,000 but not over \$400,000...	\$183,280, plus 71% of excess over \$300,000.
Over \$400,000 but not over \$500,000...	\$254,280, plus 72% of excess over \$400,000.
Over \$500,000 but not over \$750,000....	\$326,280, plus 73% of excess over \$500,000.
Over \$750,000 but not over \$1,000,000..	\$508,780, plus 74% of excess over \$750,000.
Over \$1,000,000 but not over \$2,000,000.	\$693,780, plus 75% of excess over \$1,000,000.
Over \$2,000,000 but not over \$5,000,000.	\$1,443,780, plus 76% of excess over \$2,000,000.
Over \$5,000,000.....	\$3,723,780, plus 77% of excess over \$5,000,000."

SEC. 102. OPTIONAL TAX ON INDIVIDUALS WITH CERTAIN GROSS INCOME OF \$3,000 OR LESS.

(a) **OPTIONAL TAX.**—The Internal Revenue Code is amended by inserting after section 396 the following new Supplement:

54 Stat. 1007.
26 U. S. C. § 396.

"Supplement T—Individuals With Gross Income From Certain Sources of \$3,000 or Less

"SEC. 400. IMPOSITION OF TAX.

"In lieu of the tax imposed under sections 11 and 12, an individual may elect, for each taxable year, to pay the tax shown in the following table if his gross income for such taxable year is \$3,000 or less and consists wholly of one or more of the following: Salary, wages, compensation for personal services, dividends, interest, rent, annuities, or royalties:

53 Stat. 5.
26 U. S. C. §§ 11, 12.
Post, p. 692.

"If the gross income is over—	But not over—	The tax shall be—	
		Single person (not head of a family)	Head of family or married person
\$1.....	\$750	\$0	\$0
\$750.....	775	1	0
\$775.....	800	2	0
\$800.....	825	3	0
\$825.....	850	5	0
\$850.....	875	7	0
\$875.....	900	9	0
\$900.....	925	11	0

"If the gross income is over—	But not over—	The tax shall be—	
		Single person (not head of a family)	Head of family or married person
\$925	\$950	\$14	\$0
\$950	975	16	0
\$975	1,000	18	0
\$1,000	1,025	20	0
\$1,025	1,050	22	0
\$1,050	1,075	24	0
\$1,075	1,100	26	0
\$1,100	1,125	29	0
\$1,125	1,150	31	0
\$1,150	1,175	33	0
\$1,175	1,200	35	0
\$1,200	1,225	37	0
\$1,225	1,250	39	0
\$1,250	1,275	42	0
\$1,275	1,300	44	0
\$1,300	1,325	46	0
\$1,325	1,350	48	0
\$1,350	1,375	50	0
\$1,375	1,400	52	0
\$1,400	1,425	55	0
\$1,425	1,450	57	0
\$1,450	1,475	59	0
\$1,475	1,500	61	0
\$1,500	1,525	63	1
\$1,525	1,550	65	2
\$1,550	1,575	68	3
\$1,575	1,600	70	5
\$1,600	1,625	72	6
\$1,625	1,650	74	7
\$1,650	1,675	76	9
\$1,675	1,700	78	11
\$1,700	1,725	80	13
\$1,725	1,750	83	15
\$1,750	1,775	85	17
\$1,775	1,800	87	19
\$1,800	1,825	89	22
\$1,825	1,850	91	24
\$1,850	1,875	93	26
\$1,875	1,900	96	28
\$1,900	1,925	98	30
\$1,925	1,950	100	32
\$1,950	1,975	102	35
\$1,975	2,000	104	37
\$2,000	2,025	106	39
\$2,025	2,050	109	41
\$2,050	2,075	111	43
\$2,075	2,100	113	45
\$2,100	2,125	115	48
\$2,125	2,150	117	50
\$2,150	2,175	119	52
\$2,175	2,200	122	54
\$2,200	2,225	124	56
\$2,225	2,250	126	58
\$2,250	2,275	128	60
\$2,275	2,300	130	63

"If the gross income is over—	But not over—	The tax shall be—	
		Single person (not head of a family)	Head of family or married person
\$2,300	\$2, 325	\$132	\$65
\$2,325	2, 350	134	67
\$2,350	2, 375	137	69
\$2,375	2, 400	139	71
\$2,400	2, 425	141	73
\$2,425	2, 450	143	76
\$2,450	2, 475	145	78
\$2,475	2, 500	147	80
\$2,500	2, 525	150	82
\$2,525	2, 550	152	84
\$2,550	2, 575	154	86
\$2,575	2, 600	156	89
\$2,600	2, 625	158	91
\$2,625	2, 650	160	93
\$2,650	2, 675	163	95
\$2,675	2, 700	165	97
\$2,700	2, 725	167	99
\$2,725	2, 750	169	102
\$2,750	2, 775	172	104
\$2,775	2, 800	174	106
\$2,800	2, 825	177	108
\$2,825	2, 850	180	110
\$2,850	2, 875	183	112
\$2,875	2, 900	186	114
\$2,900	2, 925	189	117
\$2,925	2, 950	191	119
\$2,950	2, 975	194	121
\$2,975	3, 000	197	123

In applying the above schedule to determine the tax of a taxpayer with one or more dependents there shall be subtracted from his gross income \$400 for each such dependent. Deductions for dependents.

"SEC. 401. RULES FOR APPLICATION OF SECTION 400.

"For the purposes of this Supplement—

"(a) DEFINITIONS—

"(1) 'Married person' means a married person living with husband or wife. "Married person."

"(2) 'Dependent' means a person (other than husband or wife) dependent upon and receiving his chief support from the taxpayer if such dependent person is under eighteen years of age or is incapable of self-support because mentally or physically defective, excluding as a dependent, in the case of a head of a family, one who would be excluded under section 25 (b) (2) (B). "Dependent."
Post, p. 697.

"(b) DETERMINATION OF STATUS.—The determination of whether a person is living with husband or wife, is a head of a family, or is a dependent, shall be made as of the last day of the taxpayer's taxable year.

"(c) SEPARATE RETURN OF HUSBAND AND WIFE.—If a husband and wife living together file separate returns, each shall be treated as a single person.

"(d) MARRIED PERSONS NOT LIVING WITH HUSBAND OR WIFE.—A married person not a head of a family and not living with husband or wife shall be treated as a single person.

"SEC. 402. MANNER OF ELECTION.*Ante*, p. 689.

"The election referred to in section 400 shall be considered to have been made if the taxpayer files the return prescribed for this Supplement and such election shall be irrevocable. If the taxpayer for any taxable year has filed a return computing his tax without regard to this Supplement, he may not thereafter elect for such year to compute his tax under this Supplement.

"SEC. 403. CREDITS AGAINST TAX NOT ALLOWED.53 Stat. 24.
26 U. S. C. §§ 31, 32.

"Section 31 (relating to foreign tax credit) and section 32 (relating to credit for taxes withheld at source) shall not apply with respect to the tax imposed by this Supplement.

"SEC. 404. CERTAIN TAXPAYERS NOT ELIGIBLE.

"This Supplement shall not apply to a nonresident alien individual, or an estate or trust."

53 Stat. 5.
26 U. S. C. § 11.**(b) CROSS-REFERENCES.—**

(1) Section 11 of the Internal Revenue Code is amended by inserting at the end thereof the following: "(For alternative tax if gross income from certain sources is \$3,000 or less, see section 400)".

53 Stat. 5, 7.
26 U. S. C. § 12.

(2) Section 12 of the Internal Revenue Code is amended by inserting at the end thereof the following:

"(g) For alternative tax if gross income from certain sources is \$3,000 or less, see section 400."

Ante, p. 689.
53 Stat. 4, 5.
26 U. S. C. § 4.

(c) **AMENDMENT TO SECTION 4.**—Section 4 of the Internal Revenue Code is amended by inserting at the end thereof the following:

54 Stat. 1005.
26 U. S. C. §§ 391-396.

"(k) Shareholders of Personal Service Corporations,—Supplement S.

Ante, p. 689.

"(l) Individuals with gross income from certain sources of \$3,000 or less,—Supplement T."

SEC. 103. CORPORATION DEFENSE TAX RATES INCORPORATED IN RATE SCHEDULES.53 Stat. 864.
26 U. S. C. § 13 (b)
(1)-(2).

(a) **TAX ON CORPORATIONS IN GENERAL.**—Section 13 (b) (1) and (2) of the Internal Revenue Code are amended to read as follows:

"(1) **GENERAL RULE.**—A tax of 24 per centum of the normal-tax net income; or

"(2) **ALTERNATIVE TAX (CORPORATIONS WITH NORMAL-TAX NET INCOME SLIGHTLY MORE THAN \$25,000).**—A tax of \$4,250, plus 37 per centum of the amount of the normal-tax net income in excess of \$25,000."

53 Stat. 864.
26 U. S. C. § 14 (b)

(b) **TAX ON SPECIAL CLASSES OF CORPORATIONS.**—Section 14 (b) of the Internal Revenue Code is amended to read as follows:

"(b) **CORPORATIONS WITH NORMAL-TAX NET INCOMES OF NOT MORE THAN \$25,000.**—If the normal-tax net income of the corporation is not more than \$25,000, and if the corporation does not come within one of the classes specified in subsection (c), (d), or (e) of this section, the tax shall be as follows:

"Upon normal-tax net incomes not in excess of \$5,000, 15 per centum.

"\$750 upon normal-tax net incomes of \$5,000, and upon normal-tax net incomes in excess of \$5,000 and not in excess of \$20,000, 17 per centum in addition of such excess.

"\$3,300 upon normal-tax net incomes of \$20,000, and upon normal-tax net incomes in excess of \$20,000, 19 per centum in addition of such excess."

(c) FOREIGN CORPORATIONS.—Section 14 (c) of the Internal Revenue Code (relating to tax on resident foreign corporations) is amended by striking out “22 $\frac{1}{10}$ per centum” and inserting “24 per centum”.

54 Stat. 974.
26 U. S. C. § 14 (c).

(d) SURTAX ON CORPORATIONS IMPROPERLY ACCUMULATING SURPLUS.—The rate schedule of section 102 of the Internal Revenue Code is amended to read as follows:

53 Stat. 35.
26 U. S. C. § 102.

“27 $\frac{1}{2}$ per centum of the amount of the undistributed section 102 net income not in excess of \$100,000, plus
“38 $\frac{1}{2}$ per centum of the undistributed section 102 net income in excess of \$100,000.”

(e) MUTUAL INVESTMENT COMPANIES.—Section 362 (b) of the Internal Revenue Code (relating to tax on mutual investment companies) is amended by striking out “22 $\frac{1}{10}$ per centum” and inserting “24 per centum”.

54 Stat. 974.
26 U. S. C. § 362 (b).

SEC. 104. SURTAX ON CORPORATIONS AND TERMINATION OF DEFENSE TAX.

(a) GENERAL RULE.—Section 15 of the Internal Revenue Code (relating to defense tax) is amended to read as follows:

54 Stat. 520.
26 U. S. C. § 15.

“SEC. 15. SURTAX ON CORPORATIONS.

“(a) CORPORATION SURTAX NET INCOME.—For the purposes of this chapter the term ‘corporation surtax net income’ means the net income minus the credit for dividends received provided in section 26 (b), computed by limiting such credit to 85 per centum of the net income in lieu of 85 per centum of the adjusted net income.

53 Stat. 19.
26 U. S. C. § 26 (b).

“(b) IMPOSITION OF TAX.—There shall be levied, collected, and paid for each taxable year upon the corporation surtax net income of every corporation (except a corporation subject to the tax imposed by section 231 (a) or Supplement Q) a surtax as follows:

53 Stat. 78, 98.
26 U. S. C. §§ 231 (a),
361-362.
Post, p. 694.

“Upon corporation surtax net incomes not in excess of \$25,000, 6 per centum of the amount thereof;

“Upon corporation surtax net incomes in excess of \$25,000, \$1,500, plus 7 per centum of the excess over \$25,000.”

(b) SURTAX ON MUTUAL INVESTMENT COMPANIES.—Supplement Q of the Internal Revenue Code (relating to mutual investment companies) is amended by inserting at the end thereof a new section to read as follows:

53 Stat. 98, 99.
26 U. S. C. §§ 361-
362.

“SEC. 363. SURTAX ON MUTUAL INVESTMENT COMPANIES.

“(a) SUPPLEMENT Q SURTAX NET INCOME.—For the purposes of this chapter the term ‘Supplement Q surtax net income’ means the net income, computed without the net operating loss deduction provided in section 23 (s), minus the dividends paid during the taxable year increased by the consent dividends credit provided in section 28. For the purposes of this subsection the amount of dividends paid shall be computed in the same manner as provided in subsections (d), (e), (f), (g), (h), and (i) of section 27 for the purpose of the basic surtax credit provided in section 27.

53 Stat. 867.
26 U. S. C. § 23 (s).
53 Stat. 21.
26 U. S. C. § 28.

“(b) IMPOSITION OF TAX.—There shall be levied, collected, and paid for each taxable year upon the Supplement Q surtax net income of every mutual investment company a surtax as follows:

53 Stat. 20-21.
26 U. S. C. § 27.

“Upon Supplement Q surtax net incomes not in excess of \$25,000, 6 per centum of the amount thereof;

“Upon Supplement Q surtax net incomes in excess of \$25,000, \$1,500, plus 7 per centum of the excess over \$25,000.”

53 Stat. 98.
26 U. S. C. §§ 361-
362.

53 Stat. 36.
26 U. S. C. § 104 (b).

(c) **SURTAX ON BANKS.**—Section 104 (b) of the Internal Revenue Code (relating to certain banks and trust companies) is amended to read as follows:

53 Stat. 7, 864; 54 Stat. 520.
26 U. S. C. §§ 13, 14 (b), 15.

“(b) **RATE OF TAX.**—Banks shall be subject to tax under section 13 or section 14 (b), and under section 15.”

53 Stat. 78.
26 U. S. C. § 231 (b).

(d) **SURTAX ON RESIDENT FOREIGN CORPORATIONS.**—Section 231 (b) of the Internal Revenue Code (relating to certain foreign corporations) is amended to read as follows:

53 Stat. 864; 54 Stat. 520.
26 U. S. C. §§ 14 (c) (1), 15.

“(b) **RESIDENT CORPORATIONS.**—A foreign corporation engaged in trade or business within the United States or having an office or place of business therein shall be taxable as provided in section 14 (c) (1) and section 15.”

53 Stat. 80.
26 U. S. C. § 251 (c) (1).

(e) **SURTAX ON CORPORATIONS ENTITLED TO THE BENEFITS OF SECTION 251.**—Section 251 (c) (1) of the Internal Revenue Code (relating to the tax on corporations entitled to the benefits of section 251) is amended to read as follows:

53 Stat. 7, 864; 54 Stat. 520.
26 U. S. C. §§ 13, 14 (b), 15.

“(1) **CORPORATION TAX.**—A domestic corporation entitled to the benefits of this section shall be subject to tax under section 13 or section 14 (b), and under section 15.”

53 Stat. 81.
26 U. S. C. § 261 (a).

(f) **SURTAX ON CHINA TRADE ACT CORPORATIONS.**—

(1) **SURTAX.**—Section 261 (a) of the Internal Revenue Code (relating to the tax on China Trade Act corporations) is amended to read as follows:

15 U. S. C. ch. 4.
53 Stat. 7, 864; 54 Stat. 520.
26 U. S. C. §§ 13, 14 (b), 15.

“(a) **CORPORATION TAX.**—A corporation organized under the China Trade Act, 1922 (42 Stat. 849; U. S. C., 1934 ed., title 15, ch. 4), shall be subject to tax under section 13 or section 14 (b), and under section 15.”

53 Stat. 81, 866.
26 U. S. C. § 262 (a).

(2) **CREDIT OF CHINA TRADE ACT CORPORATIONS.**—Section 262 (a) of the Internal Revenue Code (relating to credit against net income of China Trade Act corporations) is amended by striking out “sections 13, 14, and 600” and inserting in lieu thereof “sections 13, 14, 15, and 600”; and by striking out “section 13 or 14” wherever occurring therein and inserting in lieu thereof “section 13, 14, or 15”.

53 Stat. 7, 111; 54 Stat. 520.
26 U. S. C. §§ 13-15, 600.

SEC. 105. TAX ON NONRESIDENT ALIEN INDIVIDUALS.

53 Stat. 75; 54 Stat. 518.
26 U. S. C. § 211 (a) (1) (A).

(a) **TAX IN GENERAL.**—Section 211 (a) (1) (A) of the Internal Revenue Code (relating to tax on nonresident alien individuals not engaged in trade or business within the United States and not having an office or place of business therein) is amended by striking out “15 per centum” and inserting in lieu thereof “27½ per centum”.

53 Stat. 75.
26 U. S. C. § 211 (a) (2).

(b) **AGGREGATE RECEIPTS MORE THAN \$23,000.**—Section 211 (a) (2) of the Internal Revenue Code is amended to read as follows:

“(2) **AGGREGATE MORE THAN \$23,000.**—The tax imposed by paragraph (1) shall not apply to any individual if the aggregate amount received during the taxable year from the sources therein specified is more than \$23,000.”

53 Stat. 76; 54 Stat. 518.
26 U. S. C. § 211 (c).

(c) **TAX WHERE GROSS INCOME OF MORE THAN \$23,000.**—Section 211 (c) of the Internal Revenue Code (relating to tax on certain nonresident alien individuals) is amended by striking out “\$24,000” wherever occurring therein and inserting in lieu thereof “\$23,000”; and by striking out “15 per centum” and inserting in lieu thereof “27½ per centum”.

SEC. 106. TAX ON FOREIGN CORPORATIONS.

53 Stat. 78.
26 U. S. C. § 231 (a).

Section 231 (a) of the Internal Revenue Code (relating to tax on nonresident foreign corporations) is amended by striking out “15 per centum” and inserting in lieu thereof “27½ per centum”.

SEC. 107. WITHHOLDING OF TAX AT SOURCE.

(a) Sections 143 (a) and (b) and 144 of the Internal Revenue Code are amended by striking out "15 per centum" wherever occurring therein and inserting in lieu thereof "27½ per centum".

53 Stat. 60, 62; 54 Stat. 519.
26 U. S. C. §§ 143, 144.

(b) Section 143 (h) of the Internal Revenue Code is repealed.

54 Stat. 520.
26 U. S. C. § 143 (h).

(c) Subsections (a) and (b) of this section shall apply only with respect to the period beginning with the tenth day after the date of the enactment of this Act.

SEC. 108. TREATY OBLIGATIONS.

No amendment made by this title shall apply in any case where its application would be contrary to any treaty obligation of the United States.

SEC. 109. REDUCTION IN PURSUANCE OF TREATIES OF RATES OF TAX AND WITHHOLDING ON NONRESIDENT ALIEN INDIVIDUALS RESIDENT IN, AND CORPORATIONS ORGANIZED UNDER LAWS OF, WESTERN HEMISPHERE COUNTRIES.

(a) Section 143 (a) (1) (relating to withholding of tax on tax-free covenant bonds); section 143 (b) (relating to withholding of tax on dividends, rents, etc.); section 144 (relating to payment of corporation income tax at source); section 211 (a) (1) (relating to tax on nonresident alien individuals); and section 231 (a) (1) (relating to tax on nonresident foreign corporations) of the Internal Revenue Code are amended by striking out "a contiguous country" and inserting in lieu thereof "any country in North, Central, or South America, or in the West Indies, or of Newfoundland".

53 Stat. 60, 61.
26 U. S. C. § 143
(a) (1), (b).
53 Stat. 62.
26 U. S. C. § 144.
53 Stat. 75.
26 U. S. C. § 211
(a) (1).
53 Stat. 78.
26 U. S. C. § 231
(a) (1).

(b) Section 211 (a) (3) of the Internal Revenue Code is amended to read as follows:

53 Stat. 75.
26 U. S. C. § 211
(a) (3).

"(3) RESIDENTS OF CERTAIN COUNTRIES.—The provisions of paragraph (2) shall not apply to a resident of any country in North, Central, or South America, or in the West Indies, or of Newfoundland, so long as there is in effect with such country a treaty which provides otherwise."

(c) Section 211 (c) (4) of the Internal Revenue Code is amended to read as follows:

53 Stat. 76.
26 U. S. C. § 211
(c) (4).

"(4) This subsection shall not apply to a resident of any country in North, Central, or South America, or in the West Indies, or of Newfoundland, so long as there is in effect with such country a treaty which provides otherwise."

SEC. 110. DEFENSE TAX RATES ON PERSONAL HOLDING COMPANIES AND TRANSFERS TO AVOID INCOME TAX INCORPORATED IN RATE SCHEDULES.

(a) PERSONAL HOLDING COMPANIES.—Section 500 of the Internal Revenue Code (relating to tax on personal holding companies) is amended as follows:

53 Stat. 104; 54 Stat. 521.
26 U. S. C. § 500.

(1) By striking out the heading "(a) GENERAL RULE.—";

(2) By amending the rate schedule to read as follows:

"(1) 71½ per centum of the amount thereof not in excess of \$2,000; plus

"(2) 82½ per centum of the amount thereof in excess of \$2,000."; and

(3) By repealing subsection (b) (relating to defense tax for five years).

54 Stat. 521.
26 U. S. C. § 500 (b).

53 Stat. 172; 54 Stat. 522.
26 U. S. C. § 1250.

(b) **TRANSFERS TO AVOID INCOME TAX.**—Section 1250 of the Internal Revenue Code (relating to tax on transfers to avoid income tax) is amended as follows:

(1) By striking out the heading “(a) **GENERAL RULE.**—”;

(2) By striking out “25 per centum” and inserting “27½ per centum”; and

54 Stat. 522.
26 U. S. C. § 1250 (b).

(3) By repealing subsection (b) (relating to defense tax for five years).

SEC. 111. PERSONAL EXEMPTION.

53 Stat. 18.
26 U. S. C. § 25 (b)
(1).

(a) Section 25 (b) (1) of the Internal Revenue Code is amended to read as follows:

“(1) **PERSONAL EXEMPTION.**—In the case of a single person or a married person not living with husband or wife, a personal exemption of \$750; or in the case of the head of a family or a married person living with husband or wife, a personal exemption of \$1,500. A husband and wife living together shall receive but one personal exemption. The amount of such personal exemption shall be \$1,500. If such husband and wife make separate returns, the personal exemption may be taken by either or divided between them, except that if one spouse makes a return under Supplement T, the personal exemption of the other spouse shall be \$750.”

Ante, p. 689.

53 Stat. 77; 54 Stat. 519.
26 U. S. C. § 214.

(b) Section 214 of the Internal Revenue Code (relating to personal exemption of nonresident alien individuals) is amended by striking out “\$800” and inserting in lieu thereof “\$750”.

53 Stat. 80; 54 Stat. 519.
26 U. S. C. § 251 (f).

(c) Section 251 (f) of the Internal Revenue Code (relating to personal exemption of citizens entitled to benefits of section 251) is amended by striking out “\$800” and inserting in lieu thereof “\$750”.

SEC. 112. RETURNS OF INCOME TAX.

53 Stat. 27.
26 U. S. C. § 51 (a).

(a) **INDIVIDUAL RETURNS.**—Section 51 (a) of the Internal Revenue Code is amended to read as follows:

“(a) **REQUIREMENT.**—The following individuals shall each make under oath a return stating specifically the items of his gross income and the deductions and credits allowed under this chapter and such other information for the purpose of carrying out the provisions of this chapter as the Commissioner with the approval of the Secretary may by regulations prescribe—

“(1) Every individual who is single or who is married but not living with husband or wife, if having a gross income for the taxable year of \$750 or over.

“(2) Every individual who is married and living with husband or wife, if no joint return is made under subsection (b) and if—

“(A) Such individual has for the taxable year a gross income of \$1,500 or over, and the other spouse has no gross income; or

“(B) Such individual and his spouse each has for the taxable year a gross income and the aggregate gross income is \$1,500 or over.”

53 Stat. 60.
26 U. S. C. § 142 (a).

(b) **FIDUCIARY RETURNS.**—Section 142 (a) of the Internal Revenue Code is amended to read as follows:

“(a) **REQUIREMENT OF RETURN.**—Every fiduciary (except a receiver appointed by authority of law in possession of part only of the property of an individual) shall make under oath a return for any of the following individuals, estates, or trusts for which he acts, stating specifically the items of gross income thereof and the deductions and credits allowed under this chapter and such other information for the

purpose of carrying out the provisions of this chapter as the Commissioner with the approval of the Secretary may by regulations prescribe—

“(1) Every individual having a gross income for the taxable year of \$750 or over, if single, or if married and not living with husband or wife;

“(2) Every individual having a gross income for the taxable year of \$1,500 or over, if married and living with husband or wife;

“(3) Every estate the gross income of which for the taxable year is \$750 or over;

“(4) Every trust the net income of which for the taxable year is \$100 or over, or the gross income of which for the taxable year is \$750 or over, regardless of the amount of the net income; and

“(5) Every estate or trust of which any beneficiary is a non-resident alien.”

(c) **INFORMATION RETURNS.**—Section 147 (a) of the Internal Revenue Code (relating to information at the source) is amended by striking out “\$800” wherever occurring therein and inserting in lieu thereof “\$750”.

53 Stat. 64; 54 Stat. 520.
26 U. S. C. § 147 (a).

SEC. 113. CREDIT FOR DEPENDENTS.

Section 25 (b) (2) of the Internal Revenue Code (relating to credit for dependents) is amended to read as follows:

53 Stat. 18.
26 U. S. C. § 25 (b) (2).

“(2) **CREDIT FOR DEPENDENTS.**—

“(A) Allowance in General.—\$400 for each person (other than husband or wife) dependent upon and receiving his chief support from the taxpayer if such dependent person is under eighteen years of age or is incapable of self-support because mentally or physically defective.

“(B) Exception for Certain Heads of Families.—If the taxpayer would not occupy the status of head of a family except by reason of there being one or more dependents for whom he would be entitled to credit under subparagraph (A), the credit under such subparagraph shall be disallowed with respect to one of such dependents.”

SEC. 114. NONINTEREST-BEARING OBLIGATIONS ISSUED AT DISCOUNT.

Section 42 of the Internal Revenue Code (relating to period in which items of gross income are included) is amended by inserting before the first sentence thereof “(a) **GENERAL RULE.**—”, and by inserting at the end of such section a new subsection to read as follows:

53 Stat. 24.
26 U. S. C. § 42.

“(b) **NONINTEREST-BEARING OBLIGATIONS ISSUED AT DISCOUNT.**—If, in the case of a taxpayer owning any noninterest-bearing obligation issued at a discount and redeemable for fixed amounts increasing at stated intervals, the increase in the redemption price of such obligation occurring in the taxable year does not (under the method of accounting used in computing his net income) constitute income to him in such year, such taxpayer may, at his election made in his return for any taxable year beginning after December 31, 1940, treat such increase as income received in such taxable year. If any such election is made with respect to any such obligation, it shall apply also to all such obligations owned by the taxpayer at the beginning of the first taxable year to which it applies and to all such obligations thereafter acquired by him and shall be binding for all subsequent taxable years, unless upon application by the taxpayer the Commis-

sioner permits him, subject to such conditions as the Commissioner deems necessary, to change to a different method. In the case of any such obligations owned by the taxpayer at the beginning of the first taxable year to which his election applies, the increase in the redemption price of such obligations occurring between the date of acquisition and the first day of such taxable year shall also be treated as income received in such taxable year."

SEC. 115. SHORT-TERM OBLIGATIONS ISSUED ON A DISCOUNT BASIS.

53 Stat. 24.
26 U. S. C. § 42.
Ante, p. 697.

(a) **DISCOUNT ACCRUED AT MATURITY.**—Section 42 of the Internal Revenue Code (relating to period in which items of gross income are included) is amended by inserting at the end thereof the following new subsection:

"(c) **SHORT-TERM OBLIGATIONS ISSUED ON DISCOUNT BASIS.**—In the case of any obligation of the United States or any of its possessions, or of a State or Territory, or any political subdivision thereof, or of the District of Columbia, issued on or after March 1, 1941, on a discount basis and payable without interest at a fixed maturity date not exceeding one year from the date of issue, the amount of discount at which such obligation is originally sold shall not be considered to accrue until the date on which such obligation is paid at maturity, sold, or otherwise disposed of."

53 Stat. 50.
26 U. S. C. § 117
(a) (1).

(b) **CAPITAL GAIN RULE NOT APPLICABLE.**—Section 117 (a) (1) of the Internal Revenue Code (relating to definition of capital assets) is amended by striking out the semicolon at the end thereof and inserting in lieu thereof the following: ", or an obligation of the United States or any of its possessions, or of a State or Territory, or any political subdivision thereof, or of the District of Columbia, issued on or after March 1, 1941, on a discount basis and payable without interest at a fixed maturity date not exceeding one year from the date of issue;"

(c) **EFFECTIVE DATE OF AMENDMENTS.**—The amendments made by this section shall be applicable with respect to taxable years ending after February 28, 1941.

SEC. 116. INFORMATION RETURNS WITH RESPECT TO FEDERAL OBLIGATIONS.

53 Stat. 64.
26 U. S. C. § 147 (d).

(a) Section 147 (d) of the Internal Revenue Code (exempting interest on obligations of the United States from information requirement) is repealed.

53 Stat. 64.
26 U. S. C. § 147 (b).

(b) Section 147 (b) of the Internal Revenue Code is amended by striking out "and (2)" and inserting in lieu thereof "(2) in the case of payments of interest upon obligations of the United States or any agency or instrumentality thereof, and (3)".

Effective date.

(c) Subsections (a) and (b) of this section shall take effect upon the day after the date of the enactment of this Act.

SEC. 117. EXTENSION OF TIME OF ORDERS OF SECURITIES AND EXCHANGE COMMISSION.

53 Stat. 102.
26 U. S. C. § 373 (a).

(a) **EXTENSION.**—Section 373 (a) of the Internal Revenue Code (relating to the definition of orders of the Securities and Exchange Commission with respect to which Supplement R applies) is amended to read as follows:

"(a) The term 'order of the Securities and Exchange Commission' means an order (1) issued after May 28, 1938, and prior to January 1, 1943, by the Securities and Exchange Commission to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935 (49 Stat. 820; U. S. C., Supp. V, title 15, section

79k (b)), or (2) issued by the Commission subsequent to December 31, 1942, in which it is expressly stated that an order of the character specified in clause (1) is amended or supplemented, and (3) which has become final in accordance with law.”

15 U. S. C. § 79k (b).

(b) EFFECTIVE DATE OF AMENDMENT.—The amendment made by this section shall be applicable only with respect to taxable years beginning after December 31, 1939.

SEC. 118. TAXABLE YEARS TO WHICH AMENDMENTS APPLICABLE.

The amendments made by this title (except sections 107, 115, 116, and 117) shall be applicable only with respect to taxable years beginning after December 31, 1940.

TITLE II—EXCESS PROFITS TAX

SEC. 201. EXCESS PROFITS TAX RATES AND CREDITS.

(a) RATES.—Section 710 (a) of the Internal Revenue Code is amended to read as follows:

54 Stat. 975.
26 U. S. C. § 710 (a).

“(a) IMPOSITION.—

“(1) GENERAL RULE.—There shall be levied, collected, and paid, for each taxable year, on the adjusted excess profits net income, as defined in subsection (b), of every corporation (except a corporation exempt under section 727) the tax shown in the following table:

Ante, p. 17.
54 Stat. 988.
26 U. S. C. § 727.

“If the adjusted excess profits net income is:	The tax shall be:
Not over \$20,000.....	35% of the adjusted excess profits net income.
Over \$20,000, but not over \$50,000....	\$7,000, plus 40% of excess over \$20,000.
Over \$50,000, but not over \$100,000....	\$19,000, plus 45% of excess over \$50,000.
Over \$100,000, but not over \$250,000...	\$41,500, plus 50% of excess over \$100,000.
Over \$250,000, but not over \$500,000...	\$116,500, plus 55% of excess over \$250,000.
Over \$500,000.....	\$254,000, plus 60% of excess over \$500,000.

“(2) APPLICATION OF RATES IN CASE OF CERTAIN EXCHANGES.—

If the taxpayer’s highest bracket amount for the taxable year computed under section 752 (relating to certain exchanges) is less than \$500,000, then in the application of the table in paragraph (1) of this subsection to such taxpayer, in lieu of each amount, other than the percentages, specified in such table, there shall be substituted an amount which bears the same ratio to the amount so specified as the highest bracket amount so computed bears to \$500,000.”

54 Stat. 995.
26 U. S. C. § 752.

(b) EXCESS PROFITS CREDIT—BASED ON INVESTED CAPITAL.—Section 714 of the Internal Revenue Code, as amended, is amended to read as follows:

54 Stat. 981.
26 U. S. C. § 714.

“SEC. 714. EXCESS PROFITS CREDIT—BASED ON INVESTED CAPITAL.

“The excess profits credit, for any taxable year, computed under this section, shall be the amount shown in the following table:

“If the invested capital for the taxable year, determined under section 715, is:	The credit shall be:
Not over \$5,000,000.....	8% of the invested capital.
Over \$5,000,000.....	\$400,000, plus 7% of the excess over \$5,000,000.”

SEC. 202. DEDUCTION OF EXCESS-PROFITS TAX.

(a) AMENDMENT OF SECTION 23 (c).—Section 23 (c) of the Internal Revenue Code (relating to the deduction of taxes in computing net income) is amended to read as follows:

“(c) TAXES GENERALLY.—

“(1) ALLOWANCE IN GENERAL.—Taxes paid or accrued within the taxable year, except—

“(A) Federal income taxes;

“(B) war-profits and excess-profits taxes imposed by Title II of the Revenue Act of 1917, Title III of the Revenue Act of 1918, Title III of the Revenue Act of 1921, section 216 of the National Industrial Recovery Act, or section 702 of the Revenue Act of 1934, or by any such provisions as amended or supplemented;

“(C) income, war-profits, and excess-profits taxes imposed by the authority of any foreign country or possession of the United States; but this deduction shall be allowed in the case of a taxpayer who does not signify in his return his desire to have to any extent the benefits of section 131 (relating to credit for taxes of foreign countries and possessions of the United States);

“(D) estate, inheritance, legacy, succession, and gift taxes; and

“(E) taxes assessed against local benefits of a kind tending to increase the value of the property assessed; but this paragraph shall not exclude the allowance as a deduction of so much of such taxes as is properly allocable to maintenance or interest charges.

“(2) EXCESS-PROFITS TAX UNDER CHAPTER 2E—SPECIAL RULES.—For the purposes of this subsection, in the case of the excess-profits tax imposed by Subchapter E of Chapter 2—

“(A) The deduction shall be limited to the tax imposed for the taxable year, but any portion of such tax paid after the taxable year shall be considered as having been paid within the taxable year;

“(B) No reduction in such tax shall be made by reason of the credit for income, war-profits, or excess-profits taxes paid to any foreign country or possession of the United States;

“(C) Such tax shall be computed without regard to the adjustments provided in section 734; and

“(D) Such tax, in the case of a consolidated return under section 730, shall be allocated to the members of the affiliated group under regulations prescribed by the Commissioner, with the approval of the Secretary.”

(b) AMENDMENT OF SECTION 102 (d).—Section 102 (d) (1) (A) of the Internal Revenue Code (relating to the deduction of taxes in computing section 102 net income) is amended to read as follows:

“(A) Taxes.—Federal income, war-profits, and excess-profits taxes (other than the tax imposed by Subchapter E of Chapter 2 for a taxable year beginning after December 31, 1940) paid or accrued during the taxable year, to the extent not allowed as a deduction by section 23, but not including the tax imposed by this section or a corresponding section of a prior income-tax law.”

(c) COMPUTATION OF EXCESS-PROFITS NET INCOME.—

(1) TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1940.—

(A) Section 711 (a) (1) (A) (relating to adjustment for income taxes in computing excess-profits net income under income credit) is amended to read as follows:

53 Stat. 12.
26 U. S. C. § 23 (c).

40 Stat. 302, 1088;
42 Stat. 271; 48 Stat.
208, 770.

53 Stat. 56.
26 U. S. C. § 131.

54 Stat. 975; *ante*,
p. 26.
26 U. S. C. §§ 710-
752.

Ante, p. 27.

54 Stat. 989.
26 U. S. C. § 730.

53 Stat. 35.
26 U. S. C. § 102 (d)
(1) (A).

54 Stat. 975; *ante*,
p. 26.
26 U. S. C. §§ 710-
752.

53 Stat. 12, 867; 54
Stat. 998.
26 U. S. C. § 23.

54 Stat. 976.
26 U. S. C. § 711 (a)
(1) (A).

“(A) **Income Taxes.**—In computing such normal-tax net income the deduction for the tax imposed by this subchapter shall not be allowed;”.

(B) Section 711 (a) (2) (C) (relating to adjustment for income taxes in computing excess-profits net income under invested capital credit) is amended to read as follows:

54 Stat. 977.
26 U. S. C. § 711 (a)
(2) (C).

“(C) **Income Taxes.**—In computing such normal-tax net income the deduction for the tax imposed by this subchapter shall not be allowed;”.

(2) **TAXABLE YEARS IN THE BASE PERIOD.**—Section 711 (b) (1)

54 Stat. 977.
26 U. S. C. § 711 (b)
(1) (A).

(A) (relating to adjustment for income taxes for taxable years in the base period) is repealed.

(d) **COMPUTATION OF CHARITABLE, ETC., DEDUCTIONS.**—

(1) Section 711 (a) (1) of the Internal Revenue Code is amended by inserting at the end thereof the following new subparagraph:

54 Stat. 976.
26 U. S. C. § 711 (a)
(1).

“(G) **Computation of Charitable, Etc., Deductions.**—In determining any deduction the amount of which is limited to a percentage of the taxpayer’s net income (or net income from the property), such net income (or net income from the property) shall be computed without regard to the deduction on account of the tax imposed by this subchapter.”

(2) Section 711 (a) (2) of the Internal Revenue Code is amended by adding at the end thereof the following new subparagraph:

54 Stat. 976, 977.
26 U. S. C. § 711 (a)
(2).

“(I) **Computation of Charitable, Etc., Deductions.**—In determining any deduction the amount of which is limited to a percentage of the taxpayer’s net income (or net income from the property), such net income (or net income from the property) shall be computed without regard to the deduction on account of the tax imposed by this subchapter.”

(e) **EXCESS-PROFITS CREDIT CARRY-OVER.**—Section 710 (c) (1) (defining the unused excess-profits credit) is amended by adding at the end thereof a new sentence to read as follows: “For such purpose the excess-profits credit and the excess-profits net income for any taxable year beginning in 1940 shall be computed under the law applicable to taxable years beginning in 1941.”

Ante, p. 17.

(f) **EQUITY INVESTED CAPITAL.**—Section 718 (c) (3) (relating to the computation of earnings and profits for invested capital purposes) is amended by adding after the word “subchapter” the words “or chapter 1”.

54 Stat. 984.
26 U. S. C. § 718 (c)
(3).

(g) **ADJUSTMENT OF ABNORMAL BASE PERIOD NET INCOME.**—Section 722 (c) (placing a limit on the amount of relief afforded under section 722) is amended by adding at the end thereof a new sentence to read as follows: “For the purposes of this subsection and subsection (d) the taxpayer’s normal-tax net income shall be computed without deduction of the tax imposed by this subchapter.”

Ante, p. 24.

(h) **NONDEDUCTIBILITY OF EXCESS PROFITS TAX IN COMPUTATION OF DECLARED VALUE EXCESS PROFITS TAX.**—Section 602 of the Internal Revenue Code is amended by striking out “computed without the deduction of the tax imposed by section 600” and inserting in lieu thereof “computed without the deduction of the tax imposed by section 600 or the tax imposed by Subchapter E of Chapter 2”.

53 Stat. 111.
26 U. S. C. § 602.

(i) **ADJUSTED DECLARED VALUE.**—

(1) Section 1202 (b) (1) (C) of the Internal Revenue Code is amended to read as follows:

53 Stat. 111.
26 U. S. C. § 600.
Post, p. 704.
54 Stat. 975; *ante*,
p. 26.
26 U. S. C. §§ 710-
752.
53 Stat. 170.
26 U. S. C. § 1202 (b)
(1) (C).

“(C) its net income, computed without the deduction of the tax imposed by Subchapter E of Chapter 2.”

(2) Section 1202 (b) (1) (iii) is amended to read as follows:

“(iii) the excess of the deductions allowable for income tax purposes (not including the deduction for the tax imposed by Subchapter E of Chapter 2) over its gross income.”

SEC. 203. NEW CAPITAL.

Section 718 (a) of the Internal Revenue Code is amended by striking out “and” at the end of paragraph (4); by striking out the period at the end of paragraph (5) and inserting in lieu thereof a semicolon and the word “and”, and by inserting at the end thereof the following:

“(6) **NEW CAPITAL.**—An amount equal to 25 per centum of the new capital for such day. The term ‘new capital’ for any day means so much of the amounts of money or property includible for such day under paragraphs (1) and (2) as was previously paid in during a taxable year beginning after December 31, 1940, and so much of the distributions in stock includible for such day under paragraph (3) as was previously made during a taxable year beginning after December 31, 1940, subject to the following limitations:

“(A) There shall not be included money or property paid in by a corporation in an exchange to which section 112 (b) (3), (4), or (5), or so much of section 112 (c), (d), or (e) as refers to section 112 (b) (3), (4), or (5) is applicable (or would be applicable except for section 371 (g)), or would have been applicable if the term ‘control’ had been defined in section 112 (h) to mean the ownership of stock possessing more than 50 per centum of the total combined voting power of all classes of stock entitled to vote or more than 50 per centum of the total value of shares of all classes of stock.

“(B) There shall not be included money or property paid in to the taxpayer by a transferor corporation if immediately after such transaction the transferor and the taxpayer are members of the same controlled group. As used in this subparagraph and subparagraph (C), a controlled group means one or more chains of corporations connected through stock ownership with a common parent corporation if (i) more than 50 per centum of the total combined voting power of all classes of stock entitled to vote, or more than 50 per centum of the total value of shares of all classes of stock, of each of the corporations (except the common parent corporation) is owned directly by one or more of the other corporations, and (ii) the common parent corporation owns directly more than 50 per centum of the total combined voting power of all classes of stock entitled to vote, or more than 50 per centum of the total value of shares of all classes of stock, of at least one of the other corporations.

“(C) There shall not be included a distribution in stock described in paragraph (3) made to another corporation, if immediately after the distribution the taxpayer and the distributee are members of the same controlled group.

“(D) **Increase in Inadmissible Assets.**—The new capital for any day of the taxable year, computed without the application of subparagraph (E), shall be reduced by the excess, if any, of the amount computed under section 720 (b) with respect to inadmissible assets held on such day, over the amount computed under section 720 (b) with respect to inadmissible assets held on the first day of the taxpayer’s first

53 Stat. 170.
26 U. S. C. § 1202 (b)
(1) (iii).

53 Stat. 982, 983.
26 U. S. C. § 718 (a).

53 Stat. 37-39.
26 U. S. C. § 112.

53 Stat. 101.
26 U. S. C. § 371 (g).

53 Stat. 40.
26 U. S. C. § 112 (h).

Controlled groups.

Limitation on stock
distribution.

54 Stat. 985.
26 U. S. C. § 720 (b).

taxable year beginning after December 31, 1940. For the purposes of this subparagraph, in determining whether obligations which are described in section 22 (b) (4) any part of the interest from which is excludible from gross income or allowable as a credit against net income are to be treated as admissible or inadmissible assets, such obligations shall be treated in the same manner as they are treated for the taxable year for which tax under this subchapter is being computed.

53 Stat. 10.
26 U. S. C. § 22 (b)
(4).

“(E) Maximum New Capital Allowable.—The new capital for any day of the taxable year shall not be more than the amount, if any, by which—

“(i) the sum of the equity invested capital (computed without regard to this paragraph) and the borrowed capital (as defined in section 719 (a)) of the taxpayer as of such day, reduced by the amount of money or property paid in which is excluded by reason of the limitation of subparagraph (A) or (B) of this paragraph, exceeds

54 Stat. 984.
26 U. S. C. § 719 (a).

“(ii) the sum of such equity invested capital and borrowed capital as of the beginning of the first day of such taxpayer's first taxable year beginning after December 31, 1940, reduced by the amount, if any, by which the accumulated earnings and profits as of such first day of such first taxable year exceed the accumulated earnings and profits (computed without regard to distributions made in taxable years beginning after December 31, 1940) as of the beginning of the first day of the taxable year for which the tax under this subchapter is being computed.

“(F) Reduction on Account of Distributions Out of Pre-1941 Accumulated Earnings and Profits.—The new capital for any day of the taxable year, computed without the application of subparagraph (E), shall be reduced by the amount which, after the beginning of the first taxable year which begins after December 31, 1940, has been distributed out of earnings and profits accumulated prior to the beginning of such first taxable year.”

SEC. 204. CORPORATIONS ENGAGED IN MINING STRATEGIC METALS.

Section 731 of the Internal Revenue Code (exempting from excess-profits tax income derived from mining certain metals) shall not apply with respect to any taxable year beginning after December 31, 1940.

54 Stat. 990.
26 U. S. C. § 731.

SEC. 205. TAXABLE YEARS TO WHICH AMENDMENTS APPLICABLE.

The amendments made by this title shall be applicable only with respect to taxable years beginning after December 31, 1940.

TITLE III—CAPITAL STOCK TAX AND DECLARED VALUE EXCESS-PROFITS TAX

SEC. 301. CAPITAL STOCK TAX.

(a) INCREASE IN RATE OF TAX.—Section 1200 (a) and (b) of the Internal Revenue Code (relating to rate of capital stock tax) is amended by striking out “\$1” and inserting in lieu thereof “\$1.25”.

53 Stat. 169.
26 U. S. C. § 1200 (a),
(b).

(b) DEFENSE TAX RATE.—Section 1200 (c) of the Internal Revenue Code is repealed.

54 Stat. 521.
26 U. S. C. § 1200 (c).

53 Stat. 171.
26 U. S. C. § 1203
(b) (2).

(c) RETURNS FOR 1941.—Section 1203 (b) (2) of the Internal Revenue Code (relating to extensions of time for filing capital-stock tax returns) is amended by inserting at the end thereof the following: "With respect to the year ending June 30, 1941, the extension may be for not more than ninety days."

(d) EFFECTIVE DATE.—This section shall be effective only with respect to the year ending June 30, 1941, and succeeding years.

SEC. 302. DECLARED VALUE EXCESS PROFITS TAX—DEFENSE TAX RATES INCORPORATED IN RATE SCHEDULE.

53 Stat. 111; 54 Stat.
521.
26 U. S. C. § 600.

(a) RATES.—Section 600 of the Internal Revenue Code (relating to rate of declared value excess profits tax) is amended as follows:

(1) By striking out the heading "(a) GENERAL RULE.—";

(2) By amending the rate schedule to read as follows:

"6 $\frac{4}{10}$ per centum of such portion of its net income for such income-tax taxable year as is in excess of 10 per centum and not in excess of 15 per centum of the adjusted declared value;

"13 $\frac{2}{10}$ per centum of such portion of its net income for such income-tax taxable year as is in excess of 15 per centum of the adjusted declared value."; and

(3) By repealing subsection (b) (relating to defense tax for five years).

(b) EFFECTIVE DATE.—This section shall be effective only with respect to income-tax taxable years ending after June 30, 1941.

TITLE IV—ESTATE AND GIFT TAXES

SEC. 401. ESTATE TAX RATES.

53 Stat. 141.
26 U. S. C. § 935 (b).

(a) RATES.—Section 935 (b) of the Internal Revenue Code is amended to read as follows:

"(b) The tentative tax referred to in subsection (a) (1) of this section shall be the tentative tax shown in the following table:

"If the net estate is:

Not over \$5,000.....
Over \$5,000 but not over \$10,000.....
Over \$10,000 but not over \$20,000.....
Over \$20,000 but not over \$30,000.....
Over \$30,000 but not over \$40,000.....
Over \$40,000 but not over \$50,000.....
Over \$50,000 but not over \$60,000.....
Over \$60,000 but not over \$100,000.....
Over \$100,000 but not over \$250,000.....
Over \$250,000 but not over \$500,000.....
Over \$500,000 but not over \$750,000.....
Over \$750,000 but not over \$1,000,000.....
Over \$1,000,000 but not over \$1,250,000.....
Over \$1,250,000 but not over \$1,500,000.....
Over \$1,500,000 but not over \$2,000,000.....
Over \$2,000,000 but not over \$2,500,000.....
Over \$2,500,000 but not over \$3,000,000.....
Over \$3,000,000 but not over \$3,500,000.....
Over \$3,500,000 but not over \$4,000,000.....

The tentative tax shall be:

3% of the net estate.
\$150, plus 7% of excess over \$5,000.
\$500, plus 11% of excess over \$10,000.
\$1,000, plus 14% of excess over \$20,000.
\$3,000, plus 18% of excess over \$30,000.
\$4,800, plus 22% of excess over \$40,000.
\$7,000, plus 25% of excess over \$50,000.
\$9,500, plus 28% of excess over \$60,000.
\$20,700, plus 30% of excess over \$100,000.
\$65,700, plus 32% of excess over \$250,000.
\$145,700, plus 35% of excess over \$500,000.
\$233,200, plus 37% of excess over \$750,000.
\$325,700, plus 39% of excess over \$1,000,000.
\$423,200, plus 42% of excess over \$1,250,000.
\$523,200, plus 45% of excess over \$1,500,000.
\$753,200, plus 49% of excess over \$2,000,000.
\$998,200, plus 53% of excess over \$2,500,000.
\$1,263,200, plus 56% of excess over \$3,000,000.
\$1,543,200, plus 59% of excess over \$3,500,000.

"If the net estate is:	The tentative tax shall be:
Over \$4,000,000 but not over \$5,000,000	\$1,838,200, plus 63% of excess over \$4,000,000.
Over \$5,000,000 but not over \$6,000,000	\$2,468,200, plus 67% of excess over \$5,000,000.
Over \$6,000,000 but not over \$7,000,000	\$3,138,200, plus 70% of excess over \$6,000,000.
Over \$7,000,000 but not over \$8,000,000	\$3,838,200, plus 73% of excess over \$7,000,000.
Over \$8,000,000 but not over \$10,000,000	\$4,568,200, plus 76% of excess over \$8,000,000.
Over \$10,000,000-----	\$6,088,200, plus 77% of excess over \$10,000,000."

(b) DEFENSE TAX REPEALED.—Subchapter C of Chapter 3 of the Internal Revenue Code is repealed.

54 Stat. 521.
26 U. S. C. § 951.

(c) EFFECTIVE DATE.—Subsections (a) and (b) shall be effective only with respect to estates of decedents dying after the date of the enactment of this Act.

SEC. 402. GIFT TAX RATES.

(a) RATES.—The Rate Schedule of section 1001 of the Internal Revenue Code is amended to read as follows:

53 Stat. 144.
26 U. S. C. § 1001.

"If the net gifts are:	The tax shall be:
Not over \$5,000-----	2½% of the net gifts.
Over \$5,000 but not over \$10,000-----	\$112.50, plus 5½% of excess over \$5,000.
Over \$10,000 but not over \$20,000-----	\$375, plus 8½% of excess over \$10,000.
Over \$20,000 but not over \$30,000-----	\$1,200, plus 10½% of excess over \$20,000.
Over \$30,000 but not over \$40,000-----	\$2,250, plus 13½% of excess over \$30,000.
Over \$40,000 but not over \$50,000-----	\$3,600, plus 16½% of excess over \$40,000.
Over \$50,000 but not over \$60,000-----	\$5,250, plus 18½% of excess over \$50,000.
Over \$60,000 but not over \$100,000-----	\$7,125, plus 21% of excess over \$60,000.
Over \$100,000 but not over \$250,000---	\$15,525, plus 22½% of excess over \$100,000.
Over \$250,000 but not over \$500,000---	\$49,275, plus 24% of excess over \$250,000.
Over \$500,000 but not over \$750,000---	\$109,275, plus 26½% of excess over \$500,000.
Over \$750,000 but not over \$1,000,000--	\$174,900, plus 27½% of excess over \$750,000.
Over \$1,000,000 but not over \$1,250,000	\$244,275, plus 29½% of excess over \$1,000,000.
Over \$1,250,000 but not over \$1,500,000	\$317,400, plus 31½% of excess over \$1,250,000.
Over \$1,500,000 but not over \$2,000,000	\$396,150, plus 33½% of excess over \$1,500,000.
Over \$2,000,000 but not over \$2,500,000	\$564,900, plus 36½% of excess over \$2,000,000.
Over \$2,500,000 but not over \$3,000,000	\$748,650, plus 39½% of excess over \$2,500,000.
Over \$3,000,000 but not over \$3,500,000	\$947,400, plus 42% of excess over \$3,000,000.
Over \$3,500,000 but not over \$4,000,000	\$1,157,400, plus 44½% of excess over \$3,500,000.
Over \$4,000,000 but not over \$5,000,000	\$1,378,650, plus 47½% of excess over \$4,000,000.
Over \$5,000,000 but not over \$6,000,000	\$1,851,150, plus 50½% of excess over \$5,000,000.
Over \$6,000,000 but not over \$7,000,000	\$2,353,650, plus 52½% of excess over \$6,000,000.
Over \$7,000,000 but not over \$8,000,000	\$2,878,650, plus 54½% of excess over \$7,000,000.
Over \$8,000,000 but not over \$10,000,000	\$3,426,150, plus 57% of excess over \$8,000,000.
Over \$10,000,000-----	\$4,566,150, plus 57½% of excess over \$10,000,000."

(b) **YEARS TO WHICH AMENDMENTS APPLICABLE.**—The amendments made by this section shall be applied in computing the tax for the calendar year 1942 and each calendar year thereafter (but not the tax for the calendar year 1941 or a previous calendar year), and such amendments shall be applied in all computations in respect of the calendar year 1941 and previous calendar years for the purpose of computing the tax for the calendar year 1942 and any calendar year thereafter.

54 Stat. 521.
26 U. S. C. § 1001 (d).

(c) **DEFENSE TAX REPEALED.**—Section 1001 (d) of the Internal Revenue Code (relating to defense tax for five years on gifts) is repealed.

TITLE V—EXCISE TAXES

Part I—1932 Excise Taxes Made Permanent

SEC. 501. 1932 EXCISE TAXES MADE PERMANENT.

53 Stat. 420.
26 U. S. C. § 3452.

Section 3452 of the Internal Revenue Code (relating to expiration of 1932 excise taxes) is repealed.

SEC. 502. PIPE LINE TAX.

53 Stat. 421; 54 Stat.
522.
26 U. S. C. § 3460 (a).

Section 3460 (a) of the Internal Revenue Code (relating to termination of tax on transportation by pipe line) is amended by striking out "originating before July 1, 1945".

SEC. 503. TECHNICAL AMENDMENT.

53 Stat. 1b, 407, 409.
26 U. S. C., Sub-
title C.

The heading of Subtitle C of the Internal Revenue Code is amended to read as follows:

"SUBTITLE C—MANUFACTURERS' EXCISE AND IMPORT TAXES AND TEMPORARY TAXES"

SEC. 504. BOND TAX.

53 Stat. 425.
26 U. S. C. § 3481 (b).

Section 3481 (b) of the Internal Revenue Code (relating to expiration of tax on transfer of bonds) is repealed.

SEC. 505. CONVEYANCE TAX.

53 Stat. 425; 54 Stat.
522.
26 U. S. C. § 3482.

Section 3482 of the Internal Revenue Code (relating to tax on conveyances) is amended by striking out "delivered before July 1, 1945".

Part II—Defense Tax Rates Made Permanent (No Increase in Tax and No Change in Basis of Tax)

SEC. 521. DEFENSE EXCISE TAX RATES MADE PERMANENT WHICH ARE NOT INCREASED BY THIS ACT.

(a) The following sections of the Internal Revenue Code are amended as follows:

53 Stat. 190.
26 U. S. C. § 1700
(b) (1).
53 Stat. 190.
26 U. S. C. § 1700
(c) (1).

(1) **BOX SEATS.**—Section 1700 (b) (1) is amended by striking out "10 per centum" and inserting in lieu thereof "11 per centum".

(2) **SALES OUTSIDE BOX OFFICE.**—Section 1700 (c) (1) is amended by striking out "10 per centum" and inserting in lieu thereof "11 per centum".

53 Stat. 195; 54 Stat.
522.
26 U. S. C. § 1801.

(3) **CORPORATE SECURITIES.**—Section 1801 is amended by striking out "10 cents until July 1, 1945, and 5 cents thereafter" and inserting in lieu thereof "11 cents".

(4) CAPITAL STOCK ISSUES.—Section 1802 (a) is amended by striking out “10 cents until July 1, 1945, and 5 cents thereafter” and the comma wherever following such expression and inserting in lieu thereof “11 cents”; and by striking out “2 cents until July 1, 1945, and 1 cent thereafter,” and inserting in lieu thereof “3 cents”.

53 Stat. 196; 54 Stat. 522.
26 U. S. C. § 1802 (a).

(5) CAPITAL STOCK TRANSFERS.—Section 1802 (b) is amended by striking out “4 cents until July 1, 1945, and 2 cents thereafter,” and inserting in lieu thereof “5 cents”; and by striking out “5 cents instead of 4 cents until July 1, 1945” and inserting in lieu thereof “6 cents”.

53 Stat. 196; 54 Stat. 522.
26 U. S. C. § 1802 (b).

(6) INSURANCE POLICIES.—Section 1804 is amended by striking out “3 cents” and inserting in lieu thereof “4 cents”.

53 Stat. 197.
26 U. S. C. § 1804.

(7) PASSAGE TICKETS.—Section 1806 is amended by striking out “\$1” and inserting in lieu thereof “\$1.10”; by striking out “\$3” and inserting in lieu thereof “\$3.30”; and by striking out “\$5” and inserting in lieu thereof “\$5.50”.

53 Stat. 199.
26 U. S. C. § 1806.

(8) CIGARETTES.—Section 2000 (c) (2) is amended by striking out “\$3” and inserting in lieu thereof “\$3.25” and by striking out “\$7.20” and inserting in lieu thereof “\$7.80”.

53 Stat. 219.
26 U. S. C. § 2000 (c) (2).

(9) PISTOLS AND REVOLVERS.—Section 2700 (a) is amended by striking out “10 per centum” and inserting in lieu thereof “11 per centum”.

53 Stat. 238.
26 U. S. C. § 2700 (a).

(10) FERMENTED MALT LIQUORS.—Section 3150 (a) is amended by striking out “\$5” and inserting in lieu thereof “\$6”.

53 Stat. 365.
26 U. S. C. § 3150 (a).

(11) WHOLESALEERS OF LIQUOR.—Section 3250 (a) (1) is amended by striking out “\$100” and inserting in lieu thereof “\$110”.

53 Stat. 388.
26 U. S. C. § 3250 (a) (1).

(12) RETAILERS OF LIQUOR.—Section 3250 (b) is amended by striking out “\$25” and inserting in lieu thereof “\$27.50”.

53 Stat. 388.
26 U. S. C. § 3250 (b).

(13) BREWERS.—Section 3250 (c) is amended by striking out “\$100” and inserting in lieu thereof “\$110” and by striking out “\$50” and inserting in lieu thereof “\$55”.

53 Stat. 388.
26 U. S. C. § 3250 (c).

(14) WHOLESALEERS OF MALT LIQUORS.—Section 3250 (d) is amended by striking out “\$50” and inserting in lieu thereof “\$55”.

53 Stat. 388.
26 U. S. C. § 3250 (d).

(15) RETAILERS OF MALT LIQUORS.—Section 3250 (e) (1) is amended by striking out “\$20” and inserting in lieu thereof “\$22”, and section 3250 (e) (3) is amended by striking out “\$2” and inserting in lieu thereof “\$2.20”.

53 Stat. 389.
26 U. S. C. § 3250 (e).

(16) RECTIFIERS.—Section 3250 (f) (1) is amended by striking out “\$200” and inserting in lieu thereof “\$220”; and by striking out “\$100” and inserting in lieu thereof “\$110”.

53 Stat. 389.
26 U. S. C. § 3250 (f) (1).

(17) STILLERS.—Section 3250 (j) is amended by striking out “\$50” and inserting in lieu thereof “\$55”; and by striking out “\$20” and inserting in lieu thereof “\$22”.

53 Stat. 390.
26 U. S. C. § 3250 (j).

(18) FIREARMS, ETC.—Section 3407 is amended by striking out “10 per centum” and inserting in lieu thereof “11 per centum”.

53 Stat. 412.
26 U. S. C. § 3407.

(19) ELECTRICAL ENERGY.—Section 3411 is amended by striking out “3 per centum” and inserting in lieu thereof “3½ per centum”.

53 Stat. 412.
26 U. S. C. § 3411.

(20) GASOLINE.—Section 3412 (a) is amended by striking out “1 cent” and inserting in lieu thereof “1½ cents”.

53 Stat. 413.
26 U. S. C. § 3412 (a).

(21) LUBRICATING OILS.—Section 3413 is amended by striking out “4 cents” and inserting in lieu thereof “4½ cents”.

53 Stat. 414.
26 U. S. C. § 3413.

(22) TRANSPORTATION OF OIL BY PIPE LINE.—Section 3460 (a) is amended by striking out “4 per centum” and inserting in lieu thereof “4½ per centum”.

53 Stat. 421; 54 Stat. 522.
26 U. S. C. § 3460 (a).

(23) TRANSFER OF BONDS.—Section 3481 (a) is amended by striking out “4 cents” and inserting in lieu thereof “5 cents”.

53 Stat. 424.
26 U. S. C. § 3481 (a).

(24) CONVEYANCES.—Section 3482 is amended by striking out “50 cents” and inserting in lieu thereof “55 cents”.

53 Stat. 425; 54 Stat. 522.
26 U. S. C. § 3482.

(b) The rates specified in subsection (a) shall be applicable only with respect to the period after the date of the enactment of this Act, and the rates specified in section 1650 (a), section 2004, and section 3190 of the Internal Revenue Code shall not apply with respect to such period.

54 Stat. 522, 524, 525.
26 U. S. C. §§ 1650
(a), 2004, 3190.

Part III—Increases in Rates of Existing Excise Taxes

SEC. 531. PLAYING CARDS.

53 Stat. 199; 54 Stat.
526.
26 U. S. C. § 1807 (a).

Section 1807 (a) of the Internal Revenue Code is amended by striking out "10 cents" and inserting in lieu thereof "13 cents".

SEC. 532. SAFE DEPOSIT BOXES.

53 Stat. 205.
26 U. S. C. § 1850 (a).

Section 1850 (a) of the Internal Revenue Code is amended by striking out "10 per centum" and inserting in lieu thereof "20 per centum".

SEC. 533. DISTILLED SPIRITS.

53 Stat. 298.
26 U. S. C. § 2800
(a) (1).

(a) **RATE ON DISTILLED SPIRITS.**—Section 2800 (a) (1) of the Internal Revenue Code is amended by striking out "at the rate of \$2.25 (and on brandy at the rate of \$2)" and by inserting in lieu thereof "at the rate of \$4", and by striking out "(except brandy)".

53 Stat. 298.
26 U. S. C. § 2800
(a) (3).

(b) **RATE ON IMPORTED PERFUMES CONTAINING ALCOHOL.**—Section 2800 (a) (3) of the Internal Revenue Code is amended by striking out "\$2.25" and inserting in lieu thereof "\$4".

53 Stat. 339; 54 Stat.
525.
26 U. S. C. § 2837.

(c) **DRAWBACK ON DISTILLED SPIRITS.**—The third paragraph of section 2837 of the Internal Revenue Code is amended by striking out "but shall not exceed a rate of \$3 (or, in the case of brandy, \$2.75)" and inserting in lieu thereof "but shall not exceed a rate of \$4".

53 Stat. 298; 54 Stat.
524.
26 U. S. C. § 2800.

(d) **FLOOR STOCKS TAX.**—Section 2800 of the Internal Revenue Code is amended by inserting at the end thereof the following new subsection:

"(i) **FLOOR STOCKS TAX.**—

"(1) Upon all distilled spirits upon which the internal-revenue tax imposed by law has been paid, and which on October 1, 1941, are held and intended for sale or for use in the manufacture or production of any article intended for sale, there shall be levied, assessed, collected, and paid a floor stocks tax of \$1 (except that in the case of brandy, the rate shall be \$1.25) on each proof-gallon, and a proportionate tax at a like rate on all fractional parts of such proof-gallon.

"(2) Every person required by this subsection to pay any floor stocks tax shall, on or before January 1, 1942, under such regulations as the Commissioner, with the approval of the Secretary, shall prescribe, make a return and pay such tax. Payment of the tax shown to be due may be extended to a date not later than August 1, 1942, upon the filing of a bond for payment thereof in such form and amount and with such surety or sureties as the Commissioner, with the approval of the Secretary, may prescribe.

"(3) All provisions of law, including penalties, applicable in respect of internal-revenue taxes on distilled spirits shall, insofar as applicable and not inconsistent with this subsection, be applicable in respect of the floor stocks tax imposed hereunder. For the purposes of this subsection the term 'distilled spirits' shall include products produced in such manner that the person producing them is a rectifier within the meaning of section 3254 (g)."

53 Stat. 392.
26 U. S. C. § 3254 (g).

SEC. 534. WINES.

(a) **RATE ON STILL WINES.**—Section 3030 (a) (1) (A) of the Internal Revenue Code is amended by striking out “5 cents” and inserting in lieu thereof “8 cents”; by striking out “15 cents” and inserting in lieu thereof “30 cents”; and by striking out “25 cents” and inserting in lieu thereof “65 cents”.

54 Stat. 513.
26 U. S. C. § 3030 (a)
(1) (A).

(b) **RATE ON SPARKLING WINES, LIQUEURS, CORDIALS, ETC.**—Section 3030 (a) (2) of the Internal Revenue Code is amended by striking out “2½ cents” and inserting in lieu thereof “7 cents”; and by striking out “1¼ cents” and inserting in lieu thereof “3½ cents”.

54 Stat. 514.
26 U. S. C. § 3030
(a) (2).

(c) Subchapter F of Chapter 26 of the Internal Revenue Code is amended by inserting at the end thereof the following new section:

53 Stat. 295; 54 Stat.
525.
26 U. S. C. §§ 3190-
3191.

“SEC. 3192. FLOOR STOCKS TAX ON WINES.

“(a) **FLOOR STOCKS TAX.**—Upon all wines upon which the internal-revenue tax imposed by law has been paid, and which on October 1, 1941, are held and intended for sale or for use in the manufacture or production of an article intended for sale, there shall be levied, assessed, collected, and paid a floor stocks tax at rates equal to the increases in rates of tax (over the defense tax rates) made applicable to such articles by section 534 of the Revenue Act of 1941.

Supra.

“(b) **RETURNS.**—Every person required by subsection (a) to pay any floor stocks tax shall, on or before January 1, 1942, under such regulations as the Commissioner, with the approval of the Secretary, shall prescribe, make a return and pay such tax. Payment of the tax shown to be due may be extended to a date not later than August 1, 1942, upon the filing of a bond for payment thereof in such form and amount and with such surety or sureties as the Commissioner, with the approval of the Secretary, may prescribe.

“(c) **LAWS APPLICABLE.**—All provisions of law, including penalties, applicable in respect of the taxes imposed by section 3030 (a) shall, insofar as applicable and not inconsistent with this subsection, be applicable with respect to the floor stocks tax imposed by subsection (a).”

53 Stat. 347.
26 U. S. C. § 3030 (a).
Supra.

SEC. 535. TIRES AND TUBES.

(a) **RATE ON TIRES.**—Section 3400 (1) of the Internal Revenue Code is amended by striking out “2¼ cents” and inserting in lieu thereof “5 cents”.

53 Stat. 409.
26 U. S. C. § 3400 (1).

(b) **RATE ON TUBES.**—Section 3400 (2) of the Internal Revenue Code is amended by striking out “4 cents” and inserting in lieu thereof “9 cents”.

53 Stat. 410.
26 U. S. C. § 3400 (2).

(c) **FLOOR STOCKS TAX ON TIRES AND INNER TUBES.**—Section 3400 of the Internal Revenue Code is amended by inserting “(a) TAX.—” before the beginning thereof and by inserting at the end thereof the following:

53 Stat. 409.
26 U. S. C. § 3400.

“(b) **FLOOR STOCKS TAX.**—Upon tires and inner tubes subject to tax under subsection (a) of the type used on vehicles subject to tax under section 3403 (a) or (b) which on October 1, 1941, are held for sale by any person there shall be levied, assessed, collected, and paid a floor stocks tax at the rate of 2½ cents per pound in the case of tires and 4½ cents per pound in the case of inner tubes. The tax shall apply to tires and inner tubes held for sale on, or in connection with, or held for use in the manufacture or production of, articles the sale of which will be subject to tax under section 3403 (a) or (b). The tax shall not apply to tires and inner tubes held for sale by the manufacturer, producer, or importer thereof, and to tires and

53 Stat. 410.
26 U. S. C. § 3403
(a), (b).
Post, p. 711.

53 Stat. 418.
26 U. S. C. §§ 3444
(a) (2), 3445.
Post, p. 721.

inner tubes the sale of which will be subject under the provisions of sections 3444 (a) (2) and 3445 to the manufacturers' tax on tires and inner tubes."

SEC. 536. EFFECTIVE DATE OF PART III.

54 Stat. 522-526.
26 U. S. C. §§ 1650
(a), 1807 (b), 2004, 2800
(g), 3190.

The amendments made by this Part shall be applicable only with respect to the period beginning with October 1, 1941, and the rates specified in section 1650 (a), section 1807 (b), section 2004, section 2800 (g), and section 3190 of the Internal Revenue Code shall not apply with respect to such period. This Part shall take effect on October 1, 1941.

Part IV—Changes in Basis of Computing Tax (Rates Increased in Certain Cases)

SEC. 541. ADMISSIONS TAX.

53 Stat. 189.
26 U. S. C. § 1700
(a) (1).

(a) **REDUCTION OF EXEMPTION.**—Section 1700 (a) (1) of the Internal Revenue Code is amended to read as follows:

"(1) **RATE.**—A tax of 1 cent for each 10 cents or fraction thereof of the amount paid for admission to any place, including admission by season ticket or subscription. In the case of persons (except bona fide employees, municipal officers on official business, children under twelve years of age, members of the military or naval forces of the United States when in uniform, and members of the Civilian Conservation Corps when in uniform) admitted free or at reduced rates to any place at any time when and under circumstances under which an admission charge is made to other persons, an equivalent tax shall be collected based on the price so charged to such other persons for the same or similar accommodations, to be paid by the person so admitted. No tax shall be imposed on the amount paid for the admission of a child under twelve years of age if the amount paid is less than 10 cents."

53 Stat. 190.
26 U. S. C. § 1701.

(b) **TERMINATION OF EXEMPTIONS.**—Section 1701 of the Internal Revenue Code (relating to exemptions from admissions tax) shall not apply with respect to amounts paid, on or after the effective date of this Part, for admission.

Ante, p. 350.

(c) **EXEMPTION OF NATIONAL PARK, ETC., ADMISSIONS TERMINATED.**—The Interior Department Appropriation Act, 1942, is amended by striking out that part thereof under the heading "NATIONAL PARK SERVICE" which reads as follows:

"Hereafter fees incident to admission to the national parks and monuments and other areas in the national park system, charged and collected with the approval of the Secretary of the Interior, shall be exempt from all Federal tax on admissions."

49 Stat. 207.

Carlsbad Caverns,
fees.

The Act entitled "An Act making appropriations for the Department of the Interior for the fiscal year ending June 30, 1936, and for other purposes", approved May 9, 1935, is amended by striking out that part thereof under the heading "NATIONAL PARK SERVICE" which reads as follows: " : *Provided*, That any admission fee charged for entrance to Carlsbad Caverns and any fee charged for guide service therein, shall be exempt from all taxes on admissions".

SEC. 542. CABARET, ROOF GARDEN, ETC., TAX.

53 Stat. 190.
26 U. S. C. § 1700 (e).
Post, p. 715.

(a) **IMPOSITION.**—Section 1700 (e) of the Internal Revenue Code is amended to read as follows:

"(e) **TAX ON CABARETS, ROOF GARDENS, ETC.**—

"(1) **RATE.**—A tax equivalent to 5 per centum of all amounts paid for admission, refreshment, service, and merchandise, at any

roof garden, carbare, or other similar place furnishing a public performance for profit, if any payment, or part thereof, for admission, refreshment, service, or merchandise, entitles the patron to be present during any portion of such performance. No tax shall be applicable under subsection (a) (1) on account of an amount paid with respect to which tax is imposed under this subsection.

53 Stat. 189.
26 U. S. C. § 1700
(a) (1).
Ante, p. 710.

“(2) BY WHOM PAID.—The tax imposed under paragraph (1) shall be returned and paid by the person receiving such payments.”

(b) PLACE OF PAYMENT.—Section 1715 (b) of the Internal Revenue Code is amended to read as follows:

53 Stat. 192.
26 U. S. C. § 1715 (b).

“(b) PLACE OF PAYMENT.—The taxes collected under subsection (a), and the taxes required to be paid under section 1700 (c), (d), or (e), shall be paid to the collector of the district in which the principal office or place of business is located.”

53 Stat. 192, 190.
26 U. S. C. § 1700
(c), (d), (e).
Ante, pp. 706, 710.

(c) RETURNS.—Section 1716 (a) of the Internal Revenue Code is amended to read as follows:

53 Stat. 193.
26 U. S. C. § 1716 (a).

“(a) REQUIREMENT.—Every person required under subsection (a) of section 1715 to collect the taxes, or required under section 1700 (c), (d), or (e) to pay the taxes, imposed by this chapter shall make returns under oath, in duplicate, in such manner and containing such information as the Commissioner, with the approval of the Secretary, may, by regulation, prescribe.”

53 Stat. 192, 190.
26 U. S. C. §§ 1715
(a), 1700 (c), (d), (e).
Ante, pp. 706, 710.

(d) Section 1700 (c) (3) and section 1700 (d) (3) of the Internal Revenue Code are repealed as of the effective date of this Part.

53 Stat. 190.
26 U. S. C. §§ 1700
(c) (3), 1700 (d) (3).

SEC. 543. CLUB DUES.

(a) REDUCTION OF EXEMPTION AND DEFENSE TAX RATE MADE PERMANENT.—Section 1710 (a) (1) and (2) of the Internal Revenue Code are amended to read as follows:

53 Stat. 192.
26 U. S. C. § 1710
(a) (1), (2).

“(1) DUES OR MEMBERSHIP FEES.—A tax equivalent to 11 per centum of any amount paid as dues or membership fees to any social, athletic, or sporting club or organization, if the dues or fees of an active resident annual member are in excess of \$10 per year.

“(2) INITIATION FEES.—A tax equivalent to 11 per centum of any amount paid as initiation fees to such a club or organization, if such fees amount to more than \$10, or if the dues or membership fees, not including initiation fees, of an active resident annual member are in excess of \$10 per year.”

(b) DEFINITION OF DUES.—Section 1712 (a) of the Internal Revenue Code is amended to read as follows:

53 Stat. 192.
26 U. S. C. § 1712 (a).

“(a) DUES.—The term ‘dues’ includes any assessment, irrespective of the purpose for which made, and any charges for social privileges or facilities, or for golf, tennis, polo, swimming, or other athletic or sporting privileges or facilities, for any period of more than six days; and”.

SEC. 544. AUTOMOBILE, TRUCK, BUS, AND PARTS TAX.

(a) INCREASE OF RATE AND CLASSIFICATION OF BUSES.—Section 3403 (a) and (b) of the Internal Revenue Code are amended to read as follows:

53 Stat. 410.
26 U. S. C. § 3403
(a), (b).

“(a) Automobile truck chassis, automobile truck bodies, automobile bus chassis, automobile bus bodies, truck and bus trailer and semitrailer chassis, truck and bus trailer and semitrailer bodies, tractors of the kind chiefly used for highway transportation in combination with a trailer or semitrailer (including in each of the above cases parts or accessories therefor sold on or in connection therewith or

with the sale thereof), 5 per centum. A sale of an automobile truck, bus, or truck or bus trailer or semitrailer, shall, for the purposes of this subsection, be considered to be a sale of the chassis and of the body.

“(b) Other automobile chassis and bodies, chassis and bodies for trailers or semitrailers suitable for use in connection with passenger automobiles, and motorcycles (including in each case parts or accessories therefor sold on or in connection therewith or with the sale thereof), except tractors, 7 per centum. A sale of an automobile, trailer, or semitrailer shall, for the purposes of this subsection, be considered to be a sale of the chassis and of the body.”

(b) INCREASE IN RATE ON PARTS AND EXCLUSION OF RADIOS FROM AUTOMOBILE TAX.—The first sentence of section 3403 (c) of the Internal Revenue Code is amended to read as follows: “Parts or accessories (other than tires and inner tubes and other than radios) for any of the articles enumerated in subsection (a) or (b), 5 per centum.”

(c) CREDITS ON ACCOUNT OF TIRE AND TUBE TAX.—Section 3403 (e) of the Internal Revenue Code is amended to read as follows:

“(e) If tires or inner tubes on which tax has been imposed under this chapter are sold on or in connection with, or with the sale of, a chassis, body, or motorcycle, there shall (under regulations prescribed by the Commissioner, with the approval of the Secretary) be credited against the tax under this section an amount equal to, in the case of an article taxable under subsection (a), 5 per centum, and in the case of an article taxable under subsection (b), 7 per centum—

“(1) of the purchase price (less, in the case of tires, the part of such price attributable to the metal rim or rim base) if such tires or inner tubes were taxable under section 3400 (relating to tax on tires and inner tubes); or

“(2) if such tires or inner tubes were taxable under section 3444 (relating to use by manufacturer, producer, or importer) then of the price (less, in the case of tires, the part of such price attributable to the metal rim or rim base) at which such or similar tires or inner tubes are sold, in the ordinary course of trade, by manufacturers, producers, or importers thereof, as determined by the Commissioner. In lieu of the rates of credit of 5 per centum and 7 per centum above provided, the rates, respectively, for the following periods, shall be as follows:

“(A) With respect to the period after June 30, 1940, and before the effective date of the increase in tax on automobiles made by the Revenue Act of 1941, 2½ per centum and 3½ per centum; and

“(B) With respect to the period before July 1, 1940, 2 per centum and 3 per centum.”

(d) CREDITS ON TERMINATION OF TAX.—Section 3403 (f) of the Internal Revenue Code (relating to credits and refunds on termination of automobile tax) is repealed.

SEC. 545. RADIOS, PHONOGRAPHS, RECORDS, AND MUSICAL INSTRUMENTS.

Section 3404 of the Internal Revenue Code is amended to read as follows:

“SEC. 3404. TAX ON RADIO RECEIVING SETS, PHONOGRAPHS, PHONOGRAPH RECORDS, AND MUSICAL INSTRUMENTS.

“There shall be imposed upon the following articles (including in each case, except in the case of musical instruments, parts or accessories therefor sold on or in connection with the sale thereof) sold

53 Stat. 410.
26 U. S. C. § 3403
(e).

53 Stat. 410.
26 U. S. C. § 3403
(e).
Post, p. 721.

53 Stat. 409.
26 U. S. C. § 3400.
Ante, p. 709.

53 Stat. 418.
26 U. S. C. § 3444.
Post, p. 721.

53 Stat. 411.
26 U. S. C. § 3403
(f).

53 Stat. 411.
26 U. S. C. § 3404.

by the manufacturer, producer, or importer a tax equivalent to 10 per centum of the price for which sold:

“(a) Radio receiving sets, automobile radio receiving sets, combination radio and phonograph sets, and phonographs.

“(b) Chassis, cabinets, tubes, reproducing units, power packs, antennae of the ‘built-in’ type, and phonograph mechanisms, which are suitable for use on or in connection with, or as component parts of, any of the articles enumerated in subsection (a), whether or not primarily adapted for such use.

“(c) Phonograph records.

“(d) Musical instruments.”

SEC. 546. MECHANICAL REFRIGERATORS.

Section 3405 of the Internal Revenue Code is amended to read as follows:

53 Stat. 412.
26 U. S. C. § 3405.

“SEC. 3405. TAX ON REFRIGERATORS, REFRIGERATING APPARATUS, AND AIR-CONDITIONERS.

“There shall be imposed on the following articles (including in each case parts or accessories therefor sold on or in connection with the sale thereof) sold by the manufacturer, producer, or importer a tax equivalent to 10 per centum of the price for which so sold:

“(a) REFRIGERATORS, ETC.—Refrigerators, beverage coolers, ice cream cabinets, water coolers, food and beverage display cases, food and beverage storage cabinets, ice making machines, and milk cooler cabinets, each such article having, or being primarily designed for use with, a mechanical refrigerating unit operated by electricity, gas, kerosene, or gasoline.

“(b) REFRIGERATING APPARATUS.—Compressors, condensers, evaporators, expansion units, absorbers, and controls, for, or suitable for use as part of, or with, a refrigerating plant, refrigerating system, refrigerating equipment or unit, or any of the articles enumerated in subsection (a).

“(c) AIR-CONDITIONERS.—Self-contained air-conditioning units.

“(d) COMPONENTS.—Cabinets, compressors, condensers, fans, blowers, heating coils, cooling coils, filters, humidifiers, and controls, for, or suitable for use as part of, or with, any of the articles enumerated in subsection (c).”

SEC. 547. MATCHES.

Section 3409 of the Internal Revenue Code is amended to read as follows:

53 Stat. 412.
26 U. S. C. § 3409.

“SEC. 3409. TAX ON MATCHES.

“(a) MANUFACTURERS’ TAX.—There shall be imposed upon matches sold by the manufacturer, producer, or importer, a tax of 2 cents per 1,000 matches, except that in the case of fancy wooden matches and wooden matches having a stained, dyed, or colored stick or stem, packed in boxes or in bulk, the tax shall be 5½ cents per 1,000 matches.

“(b) FLOOR STOCKS TAX.—On matches subject to tax under subsection (a) which, on October 1, 1941, are held and intended for sale, or for disposition in connection with the sale of other articles, there shall be levied, assessed, collected, and paid a floor stocks tax at the rate of 2 cents per thousand matches. The tax shall not apply to matches in retail stocks held at the place where intended to be sold or disposed of. The tax shall not apply to matches held for sale by the manufacturer, producer, or importer thereof, nor to fancy wooden matches or wooden matches having a stained, dyed, or colored stick or stem.”

SEC. 548. TELEPHONE, TELEGRAPH, ETC.

53 Stat. 422.
26 U. S. C. §§ 3465,
3466.

Sections 3465 and 3466 of the Internal Revenue Code are amended to read as follows:

“SEC. 3465. IMPOSITION AND RATE OF TAX.

“(a) There shall be imposed:

“(1) (A) In the case of each telephone or radio telephone message or conversation which originates within the United States, for which the charge is more than 24 cents, a tax of 5 cents for each 50 cents, or fraction thereof, of the charge.

“(B) In the case of each telegraph, cable, or radio dispatch or message which originates within the United States, a tax of 10 per centum of the amount of the charge.

Only one payment of a tax imposed by subparagraph (A) or (B) shall be required notwithstanding the lines or stations of one or more persons are used in the transmission of such dispatch, message, or conversation.

Post, p. 715.

“(2) (A) A tax equivalent to 10 per centum of the amount paid for leased wire, teletypewriter, or talking circuit special service.

“(B) A tax equivalent to 5 per centum of the amount paid for any wire and equipment service (including stock quotation and information services, burglar alarm or fire alarm service, and all other similar services, but not including service described in subparagraph (A)).

The tax shall apply under this paragraph whether or not the wires or services are within a local exchange area.

Post, p. 715.

“(3) A tax equivalent to 6 per centum of the amount paid by subscribers for local telephone service and for any other telephone service in respect of which a tax is not payable under paragraph (1) or (2). Amounts paid for the installation of instruments, wires, poles, switchboards, apparatus, and equipment shall not be considered amounts paid for service. Service paid for by inserting coins in coin-operated telephones shall not be subject to the tax imposed by this paragraph.

“(b) This section shall not apply to the amount paid for so much of the service described in paragraph (2) of subsection (a) as is utilized in the conduct, by a common carrier or telephone or telegraph company or a radio broadcasting station or network, of its business as such.

“SEC. 3466. EXEMPTION FROM TAX.

Supra.

“(a) No tax shall be imposed under section 3465 upon any payment received for services or facilities furnished to the United States or to any State or Territory, or political subdivision thereof, or the District of Columbia.

Supra.

“(b) No tax shall be imposed under section 3465 (a) (1) and (2) upon any payment received from any person for services or facilities utilized in the collection of news for the public press, or a news ticker service furnishing a general news service similar to that of the public press, or radio broadcasting, or in the dissemination of news through the public press, or a news ticker service furnishing a general news service similar to that of the public press, or by means of radio broadcasting, if the charge for such services or facilities is billed in writing to such person. Section 3465 (a) (3) shall not be construed as imposing a tax on services and facilities described in section 3465 (a) (1) or (2) which are exempt from tax under this subsection.

“(c) The right to exemption under this section shall be evidenced in such manner as the Commissioner with the approval of the Secretary may by regulation prescribe.”

SEC. 549. INSTALLMENT, ETC., PAYMENTS.

Section 3441 (c) of the Internal Revenue Code is amended to read as follows:

“(c) (1) In the case of (A) a lease, (B) a contract for the sale of an article wherein it is provided that the price shall be paid by installments and title to the article sold does not pass until a future date notwithstanding partial payment by installments, or (C) a conditional sale, there shall be paid upon each payment with respect to the article that portion of the total tax which is proportionate to the portion of the total amount to be paid represented by such payment.

“(2) In the application of paragraph (1) to the articles with respect to which the rate of tax is increased by the Revenue Act of 1941 or by the Revenue Act of 1940, where the lease, contract of sale, or conditional sale, and delivery thereunder—

“(A) was made before July 1, 1940, the total tax referred to in paragraph (1) shall be the tax at the rate in force on June 30, 1940, and not at any greater rate; or

“(B) was made after June 30, 1940, and before October 1, 1941, the total tax referred to in paragraph (1) shall be the tax at the rate in force on September 30, 1941, and not at any greater rate.

“(3) Despite the provisions of paragraph (1), no tax shall be imposed with respect to any article not taxable under the law in existence on the day before the date of the enactment of the Revenue Act of 1941, if with respect to such article the lease, contract for sale, or conditional sale, and delivery thereunder, was made before October 1, 1941.”

SEC. 550. EFFECTIVE DATE OF PART IV.

(a) The amendments made by this Part shall be applicable only with respect to the period beginning with the effective date of this Part, and the rates specified in section 1650 (a), section 1807 (b), section 2004, section 2800 (g), and section 3190 of the Internal Revenue Code shall not apply with respect to such period. This Part shall take effect on October 1, 1941.

(b) Despite the provisions of subsection (a), the tax imposed by section 1700 (e) of the Internal Revenue Code, as amended by section 542 of this Act (relating to cabaret, etc., tax), shall be applicable only with respect to the period beginning at 10 a. m. on October 1, 1941, and the tax imposed by such subsection as in force prior to its amendment by section 542 of this Act, as modified by section 1650 (a) of the Internal Revenue Code, shall be applicable with respect to the period before 10 a. m. on such date.

(c) Despite the provisions of subsection (a), the amendment of section 3465 (a) (2) made by section 548 of this Act (relating to tax on leased-wire, etc., services) shall be applicable only to amounts paid on or after such effective date for services rendered, on or after October 1, 1941, and the provisions of such subsection before its amendment by section 548 shall be applicable with respect to the period before October 1, 1941.

(d) Despite the provisions of subsection (a), section 3465 (a) (3) of the Internal Revenue Code (relating to tax on telephone bills), added to the Internal Revenue Code by section 548 of this Act, shall apply only to the amounts paid in pursuance of bills rendered, after October 5, 1941, for services for which no previous bill was rendered.

53 Stat. 416.
26 U. S. C. § 3441 (c).

54 Stat. 516.

54 Stat. 522-526.
26 U. S. C. §§ 1650
(a), 1807 (b), 2004,
2800 (g), 3190.

53 Stat. 190.
26 U. S. C. § 1700 (e).

Ante, p. 710.

54 Stat. 522.
26 U. S. C. § 1650
(a).

53 Stat. 422; *ante*,
p. 714.
26 U. S. C. § 3465
(a) (2).

53 Stat. 422.
26 U. S. C. § 3465
(a).
Ante, p. 714.

Such section 3465 (a) (3) shall not apply to amounts paid for services otherwise taxable under section 3465 (a) (1) which were rendered before October 6, 1941; nor to amounts paid for services otherwise taxable under section 3465 (a) (2) which were rendered or paid for before October 6, 1941.

Part V—New Excise Taxes

SEC. 551. NEW MANUFACTURERS' EXCISE TAXES.

53 Stat. 412.
26 U. S. C. § 3405.

Subchapter A of Chapter 29 of the Internal Revenue Code is amended by inserting after section 3405 the following new section:

“SEC. 3406. EXCISE TAXES IMPOSED BY THE REVENUE ACT OF 1941.

“(a) IMPOSITION.—There shall be imposed on the following articles, sold by the manufacturer, producer, or importer, a tax equivalent to the rate, on the price for which sold, set forth in the following paragraphs (including in each case parts or accessories of such articles sold on or in connection therewith, or with the sale thereof):

“(1) SPORTING GOODS.—Badminton nets; badminton rackets (measuring 22 inches over-all or more in length); badminton racket frames (measuring 22 inches over-all or more in length); badminton racket string; badminton shuttlecocks, badminton standards; baseballs; baseball bats (measuring 26 inches or more in length); baseball body protectors and shin guards; baseball gloves and mitts; baseball masks; basketballs; billiard and pool tables (measuring 45 inches over-all or more in length); billiard and pool balls and cues for such tables; bowling balls and pins; boxing gloves, masks, head guards, and ear guards; clay pigeons; cricket balls; cricket bats; croquet balls and mallets; curling stones; deck tennis rings, nets, and posts; fencing equipment; fishing rods, creels, reels, and artificial lures, baits, and flies; footballs; football harness; football helmets; golf bags (measuring 26 inches or more in length); golf balls; golf clubs (measuring 30 inches or more in length); gymnasium equipment and apparatus; hockey balls; hockey pucks; hockey sticks (measuring 30 inches or more in length); indoor baseballs; indoor baseball bats (measuring 26 inches or more in length); indoor baseball gloves and mitts; lacrosse balls; lacrosse sticks; mass balls; polo balls; polo mallets; push balls; skates; skis; ski poles; snow shoes; snow toboggans and sleds; soccer balls; softball balls; softball bats (measuring 26 inches or more in length); softball gloves and mitts; squash balls; squash rackets (measuring 22 inches over-all or more in length); squash racket frames (measuring 22 inches over-all or more in length); squash racket string; tennis balls; table tennis tables, balls, nets, and paddles; tennis nets; tennis rackets (measuring 22 inches over-all or more in length); tennis racket frames (measuring 22 inches over-all or more in length); tennis racket string; track hurdles; traps for throwing clay pigeons; vaulting poles, cross bars, and standards; volley balls, nets, and standards; water polo balls and goals; and wrestling head harness; 10 per centum.

“(2) LUGGAGE.—Trunks, valises, traveling bags, suitcases, hat boxes for use by travelers, fitted toilet cases (not including contents), and other traveler's luggage, and leather and imitation leather brief cases, 10 per centum.

“(3) ELECTRIC, GAS, AND OIL APPLIANCES.—Electric direct motor-driven fans and air circulators; electric, gas, or oil water heaters;

electric flat irons; electric air heaters (not including furnaces); electric immersion heaters; electric heating pads and blankets; electric, gas, or oil appliances of the type used for cooking, warming, or keeping warm food or beverages for consumption on the premises; electric mixers, whippers, and juicers; and household type electric vacuum cleaners; 10 per centum.

“(4) PHOTOGRAPHIC APPARATUS.—Cameras and lenses; unexposed photographic films (including motion picture films but not including X-ray film), photographic plates and sensitized paper; photographic apparatus and equipment; and any apparatus or equipment designed especially for use in the taking of photographs or motion pictures or in the developing, printing, or enlarging of photographs or motion picture films; 10 per centum.

“(5) ELECTRIC SIGNS.—Neon-tube signs, electric signs, and electric advertising devices, 10 per centum.

“(6) BUSINESS AND STORE MACHINES.—Adding machines, addressing machines, autographic registers, bank proof machines, billing machines, bookkeeping machines, calculating machines, card punching machines, cash registers, change making machines, check writing machines, check signing machines, check canceling machines, check perforating machines, check cutting machines, check dating machines, other check protector machine devices, computing machines, coin counters, dictographs, dictating machine record shaving machines, dictating machines, duplicating machines, embossing machines, envelope opening machines, erasing machines, folding machines, fanfold machines, fare registers, fare boxes, listing machines, line-a-time and similar machines, mailing machines, multigraph machines, multigraph typesetting machines, multigraph type justifying machines, numbering machines, portable paper fastening machines, pay roll machines, pencil sharpeners, postal permit mailing machines, punch card machines, sorting machines, stencil cutting machines, shorthand writing machines, sealing machines, tabulating machines, ticket counting machines, ticket issuing machines, typewriters, transcribing machines, time recording devices, and combinations of any of the foregoing, 10 per centum.

“(7) RUBBER ARTICLES.—Articles of which rubber is the component material of chief weight, 10 per centum. The tax imposed under this paragraph shall not be applicable to footwear, articles designed especially for hospital or surgical use, or articles taxable under any other provision of this chapter.

“(8) WASHING MACHINES.—Washing machines of the kind used in commercial laundries, 10 per centum. No tax shall be imposed under this paragraph on washing machines of the household type.

“(9) OPTICAL EQUIPMENT.—Refractometers; spectrometers; spectroscopes; colorimeters; polariscopes; optical measuring instruments; telescopic sights; projection lenses and prisms; optical machinery; microscopes; telescopes; photo-micro and micro-projection apparatus; fire control optical instruments; and search-light mirrors and reflectors; 10 per centum.

“(10) ELECTRIC LIGHT BULBS AND TUBES.—Electric light bulbs and tubes, not including articles taxable under any other provision of this subchapter, 5 per centum.

“(b) EXEMPTION IF ARTICLE TAXABLE AS JEWELRY.—No tax shall be imposed under this section on any article taxable under section 2400 (relating to jewelry tax).

“(c) EFFECTIVE DATE.—This section shall take effect on October 1, 1941.”

SEC. 552. NEW RETAILERS' EXCISE TAXES.

53 Stat. 260, 263.
26 U. S. C. §§ 2380-
2390.

(a) **IMPOSITION OF TAX.**—The Internal Revenue Code is amended by adding after chapter 18 the following new chapter:

“CHAPTER 19—RETAILERS' EXCISE TAXES**“SEC. 2400. TAX ON JEWELRY, ETC.**

“There is hereby imposed upon the following articles sold at retail a tax equivalent to 10 per centum of the price for which so sold: All articles commonly or commercially known as jewelry, whether real or imitation; pearls, precious and semi-precious stones, and imitations thereof; articles made of, or ornamented, mounted or fitted with, precious metals or imitations thereof; watches and clocks and cases and movements therefor; gold, gold-plated, silver, silver-plated or sterling flatware or hollow ware; opera glasses; lorgnettes; marine glasses; field glasses; and binoculars. The tax imposed by this section shall not apply to any article used for religious purposes, to surgical instruments, or to frames or mountings for spectacles or eyeglasses, or to a fountain pen if the only parts of the pen which consist of precious metals are essential parts not used for ornamental purposes.

“SEC. 2401. TAX ON FURS.

“There is hereby imposed upon the following articles sold at retail a tax equivalent to 10 per centum of the price for which so sold: Articles made of fur on the hide or pelt, and articles of which such fur is the component material of chief value.

“SEC. 2402. TAX ON TOILET PREPARATIONS.

“(a) **TAX.**—There is hereby imposed upon the following articles sold at retail a tax equivalent to 10 per centum of the price for which so sold: Perfumes, essences, extracts, toilet waters, cosmetics, petroleum jellies, hair oils, pomades, hair dressings, hair restoratives, hair dyes, aromatic cachous, toilet powders, and any similar substance, article, or preparation, by whatsoever name known or distinguished; any of the above which are used or applied or intended to be used or applied for toilet purposes.

“(b) **BEAUTY PARLORS, ETC.**—For the purposes of subsection (a) the sale of any article described in subsection (a) to any person operating a barber shop, beauty parlor, or similar establishment shall be considered a sale at retail; resale by such person shall be subject to tax as a sale at retail, but there shall be credited against the tax payable by such person with respect to such resale the amount of tax paid on the sale to such person.

“SEC. 2403. RETURN AND PAYMENT OF RETAILERS' EXCISE TAXES.

“(a) Every person who sells at retail any article taxable under this chapter shall make monthly returns under oath in duplicate and pay the taxes imposed by this chapter to the collector for the district in which is located his principal place of business or, if he has no principal place of business in the United States, then to the collector at Baltimore, Maryland. Such returns shall contain such information and be made at such times and in such manner as the Commissioner, with the approval of the Secretary, may by regulations prescribe.

“(b) The tax shall, without assessment by the Commissioner or notice from the collector, be due and payable to the collector at the

time so fixed for filing the return. If the tax is not paid when due, there shall be added as part of the tax interest at the rate of 6 per centum per annum from the time when the tax became due until paid.

“(c) In determining, for the purposes of this chapter, the price for which an article is sold, there shall be included any charge for coverings and containers of whatever nature, and any charge incident to placing the article in condition packed ready for shipment, but there shall be excluded the amount of tax imposed by this chapter, whether or not stated as a separate charge. A transportation, delivery, insurance, installation, or other charge (not required by the foregoing sentence to be included) shall be excluded from the price only if the amount thereof is established to the satisfaction of the Commissioner, in accordance with the regulations. There shall also be excluded, if stated as a separate charge, the amount of any retail sales tax imposed by any State or Territory or political subdivision of the foregoing, or the District of Columbia, whether the liability for such tax is imposed on the vendor or the vendee.

“SEC. 2404. DEFINITION OF SALE.

“For the purposes of this chapter, the lease of an article shall be considered the sale of such article.

“SEC. 2405. LEASES, CONDITIONAL SALES, ETC.

“In the case of (a) a lease, (b) a contract for the sale of an article wherein it is provided that the price shall be paid by installments and title to the article sold does not pass until a future date notwithstanding partial payment by installments, or (c) a conditional sale, there shall be paid upon each payment with respect to the article that portion of the total tax which is proportionate to the portion of the total amount to be paid represented by such payment. No tax shall be imposed under this chapter on the sale of any article taxable under section 2400 or section 2401 if with respect to such article the lease, contract for sale, or conditional sale was made, delivery thereunder was made, and a part of the consideration was paid, before October 1, 1941.

Ante, p. 718.

“SEC. 2406. TAX-FREE SALES.

“Under regulations prescribed by the Commissioner with the approval of the Secretary, no tax under this chapter shall be imposed with respect to the sale of any article—

“(a) for the exclusive use of the United States, any State, Territory of the United States, or any political subdivision of the foregoing, or the District of Columbia;

“(b) for export, or for shipment to a possession of the United States, and in due course so exported or shipped.

“SEC. 2407. CREDITS AND REFUNDS.

“(a) A credit against tax under this chapter, or a refund, may be allowed with respect to an article, when the price on which the tax was based is readjusted by reason of return or repossession of the article, or by a bona fide discount, rebate, or allowance, in the amount of that part of the tax proportionate to the part of the price which is refunded or credited.

“(b) No overpayment of tax under this chapter shall be credited or refunded, in pursuance of a court decision or otherwise, unless the person who paid the tax establishes, in accordance with regulations prescribed by the Commissioner with the approval of the Secretary, (1) that he has not included the tax in the price of the article with

respect to which it was imposed, or collected the amount of tax from the purchaser, or (2) that he has repaid the amount of the tax to the purchaser of the article, or unless he files with the Commissioner written consent of such purchaser to the allowance of the credit or refund.

“SEC. 2408. APPLICABILITY OF ADMINISTRATIVE PROVISIONS.

“All provisions of law (including penalties) applicable in respect of the taxes imposed by section 2700 shall, insofar as applicable and not inconsistent with this chapter, be applicable in respect of the taxes imposed by this chapter.

53 Stat. 288,
26 U. S. C. § 2700.
Ante, p. 707.

“SEC. 2409. PENALTY FOR REPRESENTATION THAT TAX IS NOT PASSED ON.

“Whoever in connection with the sale or lease, or offer for sale or lease, of any article taxable under this chapter, makes any statement, written or oral, in advertisement or otherwise, intended or calculated to lead any person to believe that the price of the article does not include the tax imposed by this chapter, shall on conviction thereof be punished by a fine of not more than \$1,000.

“SEC. 2410. RULES AND REGULATIONS.

“The Commissioner, with the approval of the Secretary, shall prescribe and publish all needful rules and regulations for the enforcement of this chapter.

“SEC. 2411. EFFECTIVE DATE.

“This chapter shall be effective on and after October 1, 1941.”

(b) **TERMINATION OF MANUFACTURERS' TAX ON TOILET PREPARATIONS.**—The tax imposed by section 3401 of the Internal Revenue Code shall not apply to articles sold on or after October 1, 1941.

53 Stat. 410.
26 U. S. C. § 3401.

SEC. 553. ADMINISTRATIVE CHANGES IN MANUFACTURERS' EXCISE TAX TITLE OF CODE.

(a) **LEASES.**—Section 3440 of the Internal Revenue Code is amended to read as follows:

53 Stat. 416.
26 U. S. C. § 3440.

“SEC. 3440. DEFINITION OF SALE.

“For the purposes of this chapter the lease of an article (including any renewal or any extension of a lease or any subsequent lease of such article) by the manufacturer, producer, or importer shall be considered a taxable sale of such article.”

(b) **EXISTING CONTRACTS.**—Chapter 29 of the Internal Revenue Code is amended by adding at the end thereof the following new section:

53 Stat. 409, 420.
26 U. S. C. §§ 3400-
3452.

“SEC. 3453. EXISTING CONTRACTS.

“(a) **TAX PAYABLE BY VENDEE.**—If (1) any person has, prior to the effective date of Part V of Title V of the Revenue Act of 1941, made a bona fide contract for the sale on or after such date, of any article with respect to the sale of which a tax is imposed by that Act or an existing rate of tax is increased by that Act, and (2) such contract does not permit the adding to the amount to be paid under such contract of the whole of such tax or increased rate of tax, then (unless the contract prohibits such addition) the vendee shall, in lieu of the vendor, pay so much of the tax as is not so permitted to be added to the contract price.

“(b) **TAX PAID TO VENDOR.**—Taxes payable by the vendee shall be paid to the vendor at the time the sale is consummated, and shall be collected and paid to the United States by the vendor in the same manner as provided in section 3467. In case of failure or refusal by the vendee to pay such taxes to the vendor, the vendor shall report the facts to the Commissioner who shall cause collection of such taxes to be made from the vendee.”

53 Stat. 422.
26 U. S. C. § 3467.

(c) **UNEXPOSED MOTION PICTURE FILMS.**—Section 3443 (a) (3) (A) of the Internal Revenue Code (relating to credits or refunds of tax to manufacturer) is amended by inserting at the end thereof the following new clause:

53 Stat. 417.
26 U. S. C. § 3443
(a) (3) (A).

“(v) in the case of unexposed motion picture films, used or resold for use in the making of news reel motion picture films.”

(d) **CREDITS, AND TAX FREE SALES OF AUTOMOBILE RADIOS.**—Section 3442, section 3443 (a) (1), and section 3444 (a) (1) and (2) of the Internal Revenue Code (relating to tax in case of sale of tires to manufacturers of automobiles, etc., and credit on sale) are amended by striking out “tires or inner tubes” wherever appearing therein and inserting “tires, inner tubes, or automobile radios taxable under section 3404”; and by striking out “tire or inner tube” wherever appearing therein and inserting “tire, inner tube, or automobile radio taxable under section 3404”. Section 3403 (e) of the Internal Revenue Code, as amended by this Act, is further amended by striking out “tires and inner tubes” where the phrase appears the first time and inserting “tires, inner tubes, or automobile radios”; paragraph (1) of subsection (e) of such section is amended by inserting before the semicolon “or, in the case of automobile radios, if such radios were taxable under section 3404”; paragraph (2) of subsection (e) of such section is amended by striking out “tires or inner tubes” wherever such phrase appears and inserting “tires, inner tubes, or automobile radios”.

53 Stat. 416, 417, 418.
26 U. S. C. §§ 3442,
3443 (a) (1), 3444 (a)
(1)-(2).

Ante, p. 712.

53 Stat. 410; *ante*,
p. 712.
26 U. S. C. § 3403
(e).

SEC. 554. TRANSPORTATION OF PERSONS, ETC.

(a) The heading of subchapter C is amended to read as follows:

53 Stat. 421, 423.
26 U. S. C. §§ 3470-
3474.

“SUBCHAPTER D—ADMINISTRATIVE PROVISIONS”.

(b) Chapter 30 of the Internal Revenue Code is amended by inserting after section 3468 the following new subchapter:

53 Stat. 423.
26 U. S. C. § 3468.

“SUBCHAPTER C—TRANSPORTATION OF PERSONS

“SEC. 3469. TAX ON TRANSPORTATION OF PERSONS, ETC.

“(a) **TRANSPORTATION.**—There shall be imposed upon the amount paid within the United States, on or after October 10, 1941, for the transportation, on or after such effective date, of persons by rail, motor vehicle, water, or air, within or without the United States, a tax equal to 5 per centum of the amount so paid. Such tax shall apply to transportation by motor vehicles having a passenger seating capacity of less than ten adult passengers, including the driver, only when such vehicle is operated on an established line.

“(b) **EXEMPTION OF CERTAIN TRIPS.**—The tax imposed by subsection (a) shall not apply to amounts paid for transportation which do not exceed 35 cents, to amounts paid for commutation or season tickets for single trips of less than thirty miles, or to amounts paid for commutation tickets for one month or less.

“(c) **SEATS, BERTHS, ETC.**—There shall be imposed upon the amount paid within the United States for seating or sleeping accom-

modations in connection with transportation with respect to which a tax is imposed by subsection (a) a tax equivalent to 5 per centum of the amount so paid.

“(d) RETURNS AND PAYMENT.—The taxes imposed by this section shall be paid by the person making the payment subject to the tax. Each person receiving any payment specified in subsection (a) or (c) shall collect the amount of the tax imposed from the person making such payment, and shall, on or before the last day of each month, make a return, under oath, for the preceding month, and pay the taxes so collected to the collector in the district in which his principal place of business is located, or if he has no principal place of business in the United States, to the collector at Baltimore, Maryland. Such returns shall contain such information and be made in such manner as the Commissioner with the approval of the Secretary may by regulations prescribe.

“(e) EXTENSIONS OF TIME.—The Commissioner may extend the time for making returns and paying the taxes collected, under such rules and regulations as he shall prescribe with the approval of the Secretary, but no such extension shall be for more than ninety days.

“(f) EXEMPTIONS.—

“(1) GOVERNMENTAL EXEMPTION.—The tax imposed by this section shall not apply to the payment for transportation or facilities furnished to the United States, or to any State or Territory, or political subdivision thereof, or the District of Columbia.

“(2) EXEMPTION OF MEMBERS OF MILITARY AND NAVAL SERVICE.—The tax imposed by this section shall not apply to the payment for transportation or facilities furnished under special tariffs providing for fares of not more than 1¼ cents per mile applicable to round trip tickets sold to personnel of the United States Army, Navy, Marine Corps, and Coast Guard traveling in uniform of the United States at their own expense when on official leave, furlough, or pass, including authorized cadets and midshipmen, issued on presentation of properly executed certificate.”

(c) STAMP TAX ON PASSAGE TICKETS NOT TO APPLY.—No tax shall be imposed under chapter 11 of the Internal Revenue Code on a ticket sold or issued for passage the amount paid for which is taxable under section 3469 of the Internal Revenue Code.

(d) TECHNICAL AMENDMENTS.—

(1) Section 55 (a) (2) of the Internal Revenue Code is amended by striking out “subchapters A and B of”.

(2) Section 3471 (a) and (c) are amended by inserting after “subchapter B” wherever occurring therein “or subchapter C”.

(3) Section 3472 of the Internal Revenue Code is amended by striking out “of subchapters A and B”.

SEC. 555. COIN-OPERATED AMUSEMENT AND GAMING DEVICES.

Subchapter A of chapter 27 of the Internal Revenue Code is amended by adding at the end thereof the following new part:

“Part IX—Coin-Operated Amusement and Gaming Devices

“SEC. 3267. TAX ON COIN-OPERATED AMUSEMENT AND GAMING DEVICES.

“(a) RATE.—Every person who maintains for use or permits the use of, on any place or premises occupied by him, a coin-operated amusement or gaming device shall pay a special tax as follows:

“(1) \$10 per year in the case of a device defined in clause (1) of subsection (b);

“(2) \$50 per year, in the case of a device defined in clause (2) of subsection (b); and

53 Stat. 195.
26 U. S. C. §§ 1800-1838.

Ante, p. 721.

53 Stat. 29.
26 U. S. C. § 55
(a) (2).

53 Stat. 423.
26 U. S. C. § 3471
(a), (c).

53 Stat. 423.
26 U. S. C. § 3472.

53 Stat. 380, 394.
26 U. S. C. §§ 3200-3266.

“(3) \$10 or \$50, as the case may be, for each additional device so maintained or the use of which is so permitted. If one such device is replaced by another, such other device shall not be considered an additional device.

“(b) DEFINITION.—As used in this part the term ‘coin-operated amusement and gaming devices’ means (1) so-called ‘pin-ball’ and other similar amusement machines, operated by means of the insertion of a coin, token, or similar object, and (2) so-called ‘slot’ machines which operate by means of insertion of a coin, token, or similar object and which, by application of the element of chance, may deliver, or entitle the person playing or operating the machine to receive, cash, premiums, merchandise, or tokens. The term does not include bona fide vending machines in which are not incorporated gaming or amusement features.

“(c) APPLICABILITY OF ADMINISTRATIVE PROVISIONS.—An operator of a place or premises who maintains for use or permits the use of any coin-operated device shall be considered, for the purposes of subchapter B, to be engaged in a trade or business in respect of each such device.

53 Stat. 394.
26 U. S. C. §§ 3270-3282.

“(d) EFFECTIVE DATE OF TAX.—With respect to the year ending June 30, 1942, no tax shall be payable under this part for any period prior to October 1, 1941.”

SEC. 556. BOWLING ALLEYS, ETC.

Subchapter A of chapter 27 of the Internal Revenue Code is amended by adding at the end thereof the following new part:

53 Stat. 380, 394.
26 U. S. C. §§ 3200-3266.
Amte., p. 722.

“Part X—Bowling Alleys, and Billiard and Pool Tables

“SEC. 3268. TAX ON BOWLING ALLEYS, AND BILLIARD AND POOL TABLES.

“(a) RATE.—Every person who operates a bowling alley, billiard room, or pool room shall pay a special tax of \$10 per year for each bowling alley, billiard table, or pool table. Every building or place where bowls are thrown or where games of billiards or pool are played, except in private homes, shall be regarded as a bowling alley, billiard room, or pool room, respectively.

“(b) EFFECTIVE DATE OF TAX.—With respect to the year ending June 30, 1942, no tax shall be payable under this part for any period prior to October 1, 1941.”

SEC. 557. USE OF MOTOR VEHICLES AND BOATS.

The Internal Revenue Code is amended by inserting after chapter 33 the following new chapter:

53 Stat. 430, 432.
26 U. S. C. §§ 3520-3528.

“CHAPTER 33A—USE OF MOTOR VEHICLES AND BOATS

“SEC. 3540. TAX ON USE OF MOTOR VEHICLES AND BOATS.

“(a) IMPOSITION OF TAX.—There shall be imposed upon the use of motor vehicles and boats a tax, with respect to each year in which such use occurs, at the following rates:

“(1) Motor vehicles—\$5.

“(2) BOATS.—

“Over-all length 16 feet or over but not over 28 feet, \$5.

“Over-all length over 28 feet but not over 50 feet, \$10.

“Over-all length over 50 feet but not over 100 feet, \$40.

“Over-all length over 100 feet but not over 150 feet, \$100.

“Over-all length over 150 feet but not over 200 feet, \$150.

“Over-all length over 200 feet, \$200.

Such tax, in the case of a motor vehicle, shall be paid by the person in whose name the motor vehicle is, or is required to be, registered under the law of the State, Territory, or the District of Columbia in which such motor vehicle is, or is required to be, registered. Such tax, in the case of a boat, shall be paid by the owner of the boat. The tax imposed by this section shall not apply to any use before February 1, 1942, and use before such date shall not be considered to be use within the meaning of this section.

“(b) DEFINITIONS.—For the purposes of this section—

“(1) The term ‘year’ means the year beginning July 1.

“(2) The term ‘motor vehicle’ means all motor vehicles of the kind chiefly used for highway transportation.

“(3) The term ‘boat’ means all boats propelled by machinery, sail, or both, measuring sixteen feet or more in over-all length, owned by a citizen or resident of the United States. Such term does not include boats used chiefly for trade, or commercial fishing, or boats used without profit by any benevolent, charitable, or religious organization exclusively for furnishing aid, comfort, or relief to seamen, or boats used by the sea scouts department of the Boy Scouts of America chiefly for training scouts in seamanship.

“(4) The term ‘use’ in the case of the use of a motor vehicle means use on the public highways.

“(c) PRORATION OF TAX.—If in any year the first use of the motor vehicle or boat is after July 31 the tax shall be reckoned proportionately from the first day of the month in which such use occurs to and including the 30th day of June following.

“(d) ONE PAYMENT PER YEAR.—If the tax imposed by this section is paid with respect to any motor vehicle or boat for any year no further tax shall be imposed for such year with respect to such motor vehicle or boat.

“(e) EVIDENCE OF TAX PAYMENT.—The payment of the tax imposed by this section shall be evidenced by such suitable stamp, sticker, or tag of such form, which shall be affixed to the motor vehicle or boat in such manner, as the Commissioner, with the approval of the Secretary, may by regulations prescribe.

“(f) MANNER OF COLLECTION.—The place, time, and manner of making payment of the tax, and of furnishing such stamp, sticker, or tag shall be such as may be provided in regulations prescribed by the Commissioner with the approval of the Secretary.

“(g) COOPERATION OF POST OFFICE DEPARTMENT.—The Commissioner shall furnish to the Postmaster General without prepayment a suitable quantity of stamps, stickers, or tags to be distributed to and kept on sale by postmasters in the United States. The Postmaster General may require each such postmaster to give additional or increased bond as postmaster for the value of the stamps, stickers, or tags furnished to him, and each such postmaster shall deposit the receipts from the sale of such stamps, stickers, or tags to the credit of and render accounts to the Postmaster General at such times and in such form as he may by regulations prescribe. The Postmaster General shall at least once monthly transfer all collections from this source to the Treasury as internal-revenue collections. The Postmaster General is authorized to cooperate to the fullest extent possible with the Commissioner in the sale of such stamps, stickers, or tags and in forwarding to the Commissioner or to the collector of internal revenue such blanks or forms as the Commissioner may determine necessary to the collection of the tax. There are authorized to be appropriated such sums as may be necessary to enable the Secretary

Effective date.

of the Treasury to advance from time to time to the Postmaster General such sums as the Postmaster General may show shall be required for the expenses of the Post Office Department in performing in the District of Columbia and elsewhere all services required by this section.

“(h) **SALE OF STAMPS BY PRIVATE PERSONS.**—If the Commissioner provides for the sale of stamps, stickers, or tags by persons not officers or employees of the United States he may require bond, with sufficient sureties, in a sum to be fixed by the Commissioner, conditioned for the faithful return, whenever required, of all quantities or amounts undisposed of, and for the payment for, all quantities or amounts sold or not remaining on hand. The Commissioner, with the approval of the Secretary, may from time to time make such regulations as he may find necessary to insure the safekeeping or prevention of illegal use of all such stamps, stickers, or tags.

“(i) **PENALTIES FOR UNLAWFUL USE.**—Any person liable for the tax under this section who uses or permits the use of the motor vehicle or boat before tax has been paid shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than \$25 or imprisoned for not more than thirty days, or both. Any person who uses or operates a motor vehicle or boat at a time when the stamp, sticker, or tag does not appear on the motor vehicle or boat in the manner provided in the regulations prescribed under subsection (e) or (f) shall be guilty of a misdemeanor and upon conviction thereof shall be fined not more than \$25.

“(j) **EXEMPT USES.**—The tax imposed by this section shall not apply to the use of a motor vehicle or boat by the United States, a State, Territory, the District of Columbia, or a political subdivision of any of the foregoing.”

SEC. 558. EFFECTIVE DATE OF PART V.

This part shall take effect on October 1, 1941.

Part VI—Processing Tax on Certain Oils

SEC. 561. PAYMENT OF PROCEEDS OF PROCESSING TAX TO GUAM AND AMERICAN SAMOA.

(a) **PAYMENT TO POSSESSIONS.**—Chapter 21 of the Internal Revenue Code (relating to processing tax on oils) is amended by adding at the end thereof the following new section:

“SEC. 2483. All taxes collected under this chapter with respect to coconut oil wholly of the production of Guam or American Samoa or produced from materials wholly of the growth or production of Guam or American Samoa, shall be held as separate funds and paid to the Treasury of Guam or American Samoa, respectively. No part of the money from such funds shall be used, directly or indirectly, to pay a subsidy to the producers or processors of copra, coconut oil, or allied products, except that this sentence shall not be construed as prohibiting the use of such money, in accordance with regulations prescribed by the Commissioner with the approval of the Secretary, for the acquisition or construction of facilities for the better curing of copra or for bona fide loans to copra producers of Guam or American Samoa.”

(b) **EFFECTIVE DATE OF AMENDMENT.**—The amendment made by this section shall be applicable only with respect to taxes collected after the date of enactment of this Act.

53 Stat. 264, 266.
26 U. S. C. §§ 2470-
2482.

TITLE VI—NONESSENTIAL FEDERAL EXPENDITURES

SEC. 601. NONESSENTIAL FEDERAL EXPENDITURES.

Establishment of investigating committee.

Composition, etc.

(a) There is hereby established a committee to investigate Federal expenditures (hereinafter referred to as the "committee"), to be composed of (1) three members of the Senate Committee on Finance and three members of the Senate Committee on Appropriations, to be appointed by the President of the Senate; (2) three members of the House Committee on Ways and Means and three members of the House Committee on Appropriations, to be appointed by the Speaker of the House of Representatives; and (3) the Secretary of the Treasury, and the Director of the Bureau of the Budget. A vacancy in the committee shall not affect the power of the remaining members to execute the functions of the committee, and shall be filled in the same manner as the original selection. A majority of the committee shall constitute a quorum, and the powers conferred upon them by this section may be exercised by a majority vote.

Duties.

(b) It shall be the duty of the committee to make a full and complete study and investigation of all expenditures of the Federal Government with a view to recommending the elimination or reduction of all such expenditures deemed by the committee to be nonessential. The committee shall report to the President and to the Congress the results of its study, together with its recommendations, at the earliest practicable date.

Hearings.

(c) The committee, or any duly authorized subcommittee thereof, is authorized to hold such hearings, to sit and act at such times and places, to employ such experts and such clerical and other assistants, to require by subpoena or otherwise the attendance of such witnesses and the production of such books, papers, and documents, to administer such oaths, to take such testimony, and to make such expenditures, as it deems advisable. The provisions of sections 102 to 104, inclusive, of the Revised Statutes shall apply in case of any failure of any witness to comply with any subpoena, or to testify when summoned under the authority of this section.

Failure to comply with subpoena.

2 U. S. C. §§ 192-194.

(d) The committee is authorized to utilize the services, information, facilities, and personnel of the departments and agencies of the Government.

Appropriation authorized.

Post, p. 747.

(e) There is hereby authorized to be appropriated, the sum of \$10,000, or so much thereof as may be necessary, to carry out the provisions of this section.

(f) All authority conferred by this section shall terminate upon the submission of the committee's final report.

Legislative counsel.

40 Stat. 1141.

26 U. S. C., ch. 9.

SEC. 602. Section 1303 of the Revenue Act of 1918, as amended, is amended by striking out "President of the Senate" wherever it appears therein and inserting in lieu thereof "President pro tempore of the Senate".

TITLE VII—CREDIT AGAINST FEDERAL UNEMPLOYMENT TAXES

SEC. 701. CREDIT AGAINST FEDERAL UNEMPLOYMENT TAXES.

(a) ALLOWANCE OF CREDIT AGAINST TAX FOR 1936, 1937, AND 1938.—Against the tax imposed by section 901 of the Social Security Act for the calendar year 1936, 1937, or 1938, any taxpayer shall be allowed credit (if credit is not allowable under section 902 of such

49 Stat. 639.

42 U. S. C. §§ 1101-

1102.

26 U. S. C. §§ 1600-

1601 (a).

Act) for the amount of contributions paid by him into an unemployment fund under a State law—

(1) Before the sixtieth day after the date of the enactment of this Act, if such credit is claimed before the expiration of six months after such date of enactment;

(2) Without regard to the date of payment, with respect to wages paid after September 19, 1939;

(3) Without regard to the date of payment, if the assets of the taxpayer are, at any time during the fifty-nine-day period following such date of enactment, or were at any time during the period August 11, 1939, to October 8, 1939, inclusive, or the period October 9, 1940, to December 6, 1940, inclusive, in the custody or control of a receiver, trustee, or other fiduciary appointed by, or under the control of, a court of competent jurisdiction.

The provisions of the Social Security Act in force prior to February 11, 1939 (except the provision limiting the credit to amounts paid before the date of filing returns), shall apply to allowance of credit under this subsection; except that the amount of credit against the tax for the calendar year 1936, 1937, or 1938, for contributions paid after December 6, 1940, shall not (unless the credit is allowable on account of paragraph (2) or (3)) exceed 90 per centum of the amount which would have been allowable as credit on account of such contributions had they been paid before the last day upon which the taxpayer was required under section 905 of such Act to file a return for such year. The terms used in this subsection shall have the same meaning as when used in title IX of such Act prior to February 11, 1939. The total credit allowable against the tax imposed by section 901 of such Act for the calendar year 1936, 1937, or 1938 shall not exceed 90 per centum of such tax.

(b) ALLOWANCE OF CREDIT AGAINST TAX FOR 1939 AND 1940.—Against the tax imposed by the Federal Unemployment Tax Act for the calendar year 1939 or 1940, any taxpayer shall be allowed credit (if credit is not allowable under section 1601 of such Act) for the amount of contributions paid by him into an unemployment fund under a State law—

(1) Before the sixtieth day after the date of the enactment of this Act, if such credit is claimed before the expiration of six months after such date of enactment;

(2) Without regard to the date of payment, if the assets of the taxpayer are, at any time during the fifty-nine-day period following such date of enactment, or were at any time during the period from the last day upon which the taxpayer was required under section 1604 of the Federal Unemployment Tax Act to file a return of the tax against which credit is claimed to June 30 next following such last day, inclusive, or (in the case of credit against the tax for the calendar year 1939) the period October 9, 1940, to December 6, 1940, inclusive, in the custody or control of a receiver, trustee, or other fiduciary appointed by, or under the control of, a court of competent jurisdiction.

The provisions of the Federal Unemployment Tax Act (except section 1601 (a) (3)), including such provisions as modified by section 902 (e) of the Social Security Act Amendments of 1939, shall apply to allowance of credit under this subsection. The amount of such credit against the tax for the calendar year 1939 or 1940, in the case of contributions paid after the last day upon which the taxpayer was required under section 1604 of the Federal Unemployment Tax Act to file a return for such year, shall not (unless the credit is allowable on account of paragraph (2)) exceed 90 per centum of the amount

Provisions applica-
ble.

49 Stat. 641.
42 U. S. C. § 1105.
26 U. S. C. §§ 1604-
1605, 1610.
49 Stat. 639.
42 U. S. C. §§ 1101-
1110.

53 Stat. 183-188.
26 U. S. C. §§ 1600-
1611.

53 Stat. 183.
26 U. S. C. § 1601.

53 Stat. 186.
26 U. S. C. § 1604.

Provisions appli-
cable.
53 Stat. 183, 1387,
1400.
26 U. S. C. §§ 1600-
1611.

53 Stat. 186.
26 U. S. C. § 1604.

which would have been allowable as credit on account of such contributions had they been paid on or before such last day. The terms used in this subsection shall have the same meaning as when used in the Federal Unemployment Tax Act. The total credit allowable against the tax imposed by such Act for the calendar year 1939 or 1940 shall not exceed 90 per centum of such tax.

(c) REFUND.—Refund, credit, or abatement of the tax (including penalty and interest assessed or collected with respect thereto, if any), based on any credit allowable under subsection (a) or (b), may be made in accordance with the provisions of law applicable in the case of erroneous or illegal assessment or collection of the tax (including statutes of limitations). No interest shall be allowed or paid on the amount of any such credit or refund. On and after the date of the enactment of this Act no refund, credit, or abatement shall be allowed based on any credit allowable under section 810 of the Revenue Act of 1938, section 902 (a) of the Social Security Act Amendments of 1939, or section 701 of the Second Revenue Act of 1940.

Approved, Sept. 20, 12.15 p. m. E. S. T., 1941

52 Stat. 576.
53 Stat. 1399.
42 U. S. C. § 1102
(note).
54 Stat. 1017.
42 U. S. C. § 1101
(note).

[CHAPTER 413]

AN ACT

September 22, 1941
[H. R. 4835]
[Public Law 251]

To extend the times for commencing and completing the construction of a dam and dike for preventing the flow of tidal waters into North Slough in Coos County, Oregon.

North Slough, Oreg.
Time extended for
dam construction, etc.

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 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, authorized to be constructed by the State of Oregon, acting through its highway department, the North Slough Drainage District, and the North Slough Diking District by an Act of Congress approved August 26, 1937, heretofore extended by an Act of Congress approved July 2, 1940, are hereby further extended one and three years, respectively, from August 26, 1941.

50 Stat. 856; 54 Stat.
715.

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

Approved, September 22, 1941.

[CHAPTER 414]

JOINT RESOLUTION

September 22, 1941
[H. J. Res. 199]
[Public Law 252]

To authorize temporary appointments of officers in the Army of the United States.

Army of the United
States.
Temporary ap-
pointments of officers.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That during the present emergency, temporary appointments as officers in the Army of the United States may be made, under such regulations as the President may prescribe, from among qualified persons without appointing such persons as officers in any particular component of the Army of the United States. All persons so appointed as officers shall be commissioned in the Army of the United States and may be ordered into the active military service of the United States to serve therein for such periods of time as the President may prescribe. Such appointments in grades below that of brigadier general shall be made by the President alone, and general officers by and with the advice and consent of the Senate: *Provided,* That any appointment made under the provisions of this Act may be vacated at any time by the President and, if not sooner vacated, shall continue during the present emer-

Provisos.
Vacating of appoint-
ments.

gency and six months thereafter: *Provided further*, That any person appointed as an officer in the Army of the United States under the provisions of this Act 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 same grade and length of active service: *And provided further*, That nothing contained in this Act shall be construed to prohibit the appointment of officers in the various components of the Army of the United States in accordance with existing laws.

Pay, allowances, etc.

Appointment under existing laws.

Approved, September 22, 1941.

[CHAPTER 415]

AN ACT

Authorizing the transfer of land owned by the United States back to the Spring Park Club, of Richfield Springs, New York.

September 24, 1941
[H. R. 2381]
[Public Law 253]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to correct the description of the land conveyed to the United States for a post-office site at Richfield Springs, New York, which included a one foot strip of land along the easterly side thereof for which a deduction was made in the contract price paid by the United States, the Federal Works Administrator be, and is hereby, authorized to convey by the usual quitclaim deed all right, title, and interest of the Government to the owners of the land abutting the easterly side of the post-office site at Richfield Springs, New York, the following-described piece or parcel of land forming a part of said post-office site:

Richfield Springs, N. Y.
Conveyance of certain land at.

Lying and being in Richfield Springs, County of Otsego, State of New York, and described as follows:

Description.

Beginning at a point in the southerly side of Main Street, said point being the northeast corner of the premises conveyed by the Spring Park Club, Incorporated, to the United States by deed dated May 31, 1939, recorded June 1, 1939, among the land records of Otsego County, in Liber 388 of Deeds, at page 265; running thence in a westwardly direction along the southerly side of Main Street a distance of one foot to a point; thence in a southwardly direction a distance of one hundred and seventy-two feet to a point in the northerly side of land now or formerly of the Spring Park Club, Incorporated; thence in an eastwardly direction to a distance of one foot to a point being the southeast corner of lands conveyed to the United States by the aforesaid deed from the Spring Park Club, Incorporated; thence in a northwardly direction a distance of one hundred and seventy-two feet to the point or place of beginning, as shown on "Topographical Survey of Post Office site at Richfield Springs, New York, made by William Oehrle, dated March 5, 1938, corrected April 23, 1938", the original of which is on file in the Public Buildings Administration of the Federal Works Agency.

Approved, September 24, 1941.

[CHAPTER 416]

AN ACT

To amend the Act entitled "An Act to provide for the registry of pursers and surgeons as staff officers on vessels of the United States, and for other purposes", approved August 1, 1939.

September 24, 1941
[H. R. 3864]
[Public Law 254]

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 provide for the registry of pursers and surgeons as staff officers on vessels of the United States, and for

Merchant marine.

46 U. S. C. § 242.

Registry of pursers and surgeons as staff officers.

Staff department.

Medical division.

Purser's division.

Citizenship requirement.

other purposes", approved August 1, 1939 (Public, Numbered 251, Seventy-sixth Congress; 53 Stat. 1145), is amended to read as follows:

"That there shall be registered staff officers in the United States merchant marine in the following grades: (1) Chief purser, (2) purser, (3) senior assistant purser, (4) junior assistant purser, (5) surgeon. The Secretary of Commerce (in this Act called the Secretary) shall register, and issue certificates of registry to, qualified individuals applying for registry in such grades, as hereinafter provided, and every such individual when so registered and serving in the staff department on a vessel of the United States shall rank as a staff officer on such vessel. Officers registered under the provisions of this Act and pursers' clerks and such persons as may be assigned to the senior registered surgeon shall constitute a separate and independent department on vessels of the United States to be known as the staff department. Such staff department shall be composed of a medical division and a purser's division. The medical division shall be under the charge of the senior registered surgeon on such vessel, who shall be responsible solely to the master. The purser's division shall be under the charge of the senior registered purser on such vessel, who shall be responsible solely to the master. On oceangoing vessels licensed to carry more than one hundred passengers, such officer in charge of the purser's division of the staff department shall be a registered chief purser; and whenever more than three persons are employed in the purser's division of the staff department on such vessels, there shall be a minimum of one registered senior assistant purser and one registered junior assistant purser in such purser's division of that staff department. No person shall be eligible for registry as a staff officer under the provisions of this Act who is not a citizen of the United States."

Approved, September 24, 1941.

[CHAPTER 417]

AN ACT

Relating to the manning of vessels.

September 24, 1941
[H. R. 4446]
[Public Law 255]

Manning of vessels.
49 Stat. 1930.
46 U. S. C. § 672 (a).
Ante, p. 579.

Emergency employment of certain able seamen.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of section 13 (a) of the Act of March 4, 1915, as amended (U. S. C., 1934 edition, Supp. V., title 46, sec. 672 (a)), during the emergency declared by the President on May 27, 1941, to exist, but not after June 30, 1943, the Secretary of Commerce, with respect to any vessel or any group of vessels or any industry and upon a finding, after investigation, that qualified able seamen are not available in sufficient numbers to man such vessels as required by said section, may, in his discretion, allow seamen, examined and rated able seamen under said section after having served on deck twelve months at sea or on the Great Lakes, to compose not more than one-half of the number of able seamen required by such section to be shipped or employed upon any vessel, for such period or periods as he deems necessary and as he may by regulation or order prescribe.

Approved, September 24, 1941.

[CHAPTER 418]

AN ACT

To amend an Act entitled "An Act to authorize the Secretary of War to proceed with the construction of certain public works in connection with the War Department in the District of Columbia", approved June 15, 1938.

September 24, 1941
[H. R. 5146]
[Public Law 256]

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 Secretary of War to proceed with the construction of certain public works in connection with the War Department in the District of Columbia", approved June 15, 1938, is hereby amended to read as follows: "That the Secretary of War is hereby authorized to construct in the District of Columbia a building with the utilities, accessories, and appurtenances thereto to replace the present Army Medical Library and Museum Building now located in the District of Columbia, and to acquire by purchase, condemnation, or otherwise a suitable site: *Provided*, That the location and design of such building shall be subject to the approval of the National Capital Park and Planning Commission: *Provided further*, That the total cost of the construction and acquisition of a suitable site hereby authorized shall not exceed the sum of \$4,750,000."

Army Medical Library and Museum, D. C.

52 Stat. 684.
Construction of building, etc.

Acquisition of site.
Providos.

Approved, September 24, 1941.

[CHAPTER 419]

AN ACT

To authorize the sale of certain Indian lands to the city of Cut Bank, Montana.

September 24, 1941
[S. 1725]
[Public Law 257]

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, under such regulations as he may prescribe, is authorized to sell to the city of Cut Bank, Montana, all right, title, and interest of the United States and of certain individual Indians of the Blackfeet Tribe of Indians, upon obtaining the consent of such individual Indians to such sale, in and to the following-described lands within the Blackfeet Indian Reservation, Montana:

Cut Bank, Mont.
Sale of certain Indian lands.

Southwest quarter southwest quarter section 14; southwest quarter and south half southeast quarter and northeast quarter southeast quarter section 15; southwest quarter northwest quarter, northeast quarter northwest quarter, northeast quarter, northwest quarter southeast quarter section 22; and the west half northwest quarter section 23, all in township 33 north, range 6 west, M. M., Montana.

Description.

SEC. 2. Such portion of the proceeds derived from such sale as represents the value of the right, title, or interest of any such individual Indian in any such lands shall be paid to the Superintendent of the Blackfeet Indian Agency for deposit to the credit of such individual Indian.

Deposit of proceeds.

SEC. 3. Any patent or other instrument conveying to such city of Cut Bank any of the above-described land shall expressly exclude from such conveyance any oil, gas, or other mineral deposits therein: *Provided*, That the development of any mineral deposits so reserved, which would in any manner interfere with the use of such lands for airport purposes, shall not be permitted or indulged in so long as the lands herein described are needed for airport purposes.

Reservation of minerals.

Proviso.

Approved, September 24, 1941.

[CHAPTER 421]

AN ACT

September 25, 1941
[H. R. 4826]
[Public Law 258]

To amend section 8 of the Copyright Act of March 4, 1909, as amended, so as to preserve the rights of authors during the present emergency, and for other purposes.

Copyright Act of 1909, amendment.
35 Stat. 1077.
17 U. S. C. § 8.

Authors, copyright owners, etc.
Extension of time for compliance with copyright laws.

Proclamation.

Lawful uses, acts, etc., prior to effective date of proclamation.

Termination, extension, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 8 of the Act entitled "An Act to amend and consolidate the Acts respecting copyright", approved March 4, 1909, as amended, is hereby amended by striking out the period at the end of the section, inserting a colon and adding "*Provided,*", followed by the following paragraphs: "That whenever the President shall find that the authors, copyright owners, or proprietors of works first produced or published abroad and subject to copyright or to renewal of copyright under the laws of the United States, including works subject to ad interim copyright, are or may have been temporarily unable to comply with the conditions and formalities prescribed with respect to such works by the copyright laws of the United States, because of the disruption or suspension of facilities essential for such compliance, he may by proclamation grant such extension of time as he may deem appropriate for the fulfillment of such conditions or formalities by authors, copyright owners, or proprietors who are citizens of the United States or who are nationals of countries which accord substantially equal treatment in this respect to authors, copyright owners, or proprietors who are citizens of the United States: *Provided further,* That no liability shall attach under the Copyright Act for lawful uses made or acts done prior to the effective date of such proclamation in connection with such works, or in respect to the continuance for one year subsequent to such date of any business undertaking or enterprise lawfully undertaken prior to such date involving expenditure or contractual obligation in connection with the exploitation, production, reproduction, circulation, or performance of any such work. "The President may at any time terminate any proclamation authorized herein or any part thereof or suspend or extend its operation for such period or periods of time as in his judgment the interests of the United States may require."

Approved, September 25, 1941.

[CHAPTER 422]

AN ACT

Relating to the manning of certain seagoing barges.

September 25, 1941
[H. R. 4946]
[Public Law 259]

Able seamen on seagoing barges.

38 Stat. 1169.
46 U. S. C. § 672.
Qualifications.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any provision of section 13 of the Act of March 4, 1915, as amended (U. S. C., 1934 edition, Supp. V, title 46, sec. 672), every person may be rated as an able seaman for the purpose of serving on seagoing barges who is nineteen years of age and upward, and who has had at least twelve months of service on deck at sea or on the Great Lakes or on the bays and sounds connected directly with the seas.

Approved, September 25, 1941.

[CHAPTER 423]

AN ACT

To dispense with the requirement of clearance and entry for certain United States vessels on the Great Lakes which touch at Canadian ports for bunker fuel only.

September 25, 1941
[H. R. 5239]
[Public Law 260]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2793 of the Revised Statutes, as amended (U. S. C., title 46, secs. 111 and 123), is amended to read as follows:

Shipping.

“SEC. 2793. Enrolled or licensed vessels engaged in the foreign and coasting trade on the northern, northeastern, and northwestern frontiers of the United States, departing from or arriving at a port in one district to or from a port in another district, and also touching at intermediate foreign ports, shall not thereby become liable to the payment of entry and clearance fees or tonnage tax, as if from or to foreign ports; but such vessel shall, notwithstanding, be required to enter and clear; except that when such vessels are on such voyages on the Great Lakes and touch at foreign ports for the purpose of taking on bunker fuel only, they may be exempted from entering and clearing under such rules and regulations as the Secretary of Commerce may prescribe, notwithstanding any other provisions of law: *Provided*, That this exception shall not apply to such vessels if, while at such foreign port, they land or take on board any passengers, or any merchandise other than bunker fuel, receive orders, discharge any seamen by mutual consent, or engage any seamen to replace those discharged by mutual consent, or transact any other business save that of taking on bunker fuel.”

Clearance and entry for certain vessels.

Exception.

Providio.

Approved, September 25, 1941.

[CHAPTER 424]

AN ACT

To permit the steamship Port' Saunders, official number 220150, and steamship Hawk, official number 220149, to engage in the fisheries.

September 25, 1941
[H. R. 5425]
[Public Law 261]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the steamship Port Saunders, official number 220150, and the steamship Hawk, official number 220149, may be registered or enrolled and licensed as vessels of the United States for the purpose of engaging in the fisheries as long as such vessels are owned by a citizen of the United States, native born or fully naturalized, or a corporation which is a citizen of the United States and of which 75 per centum of the interest therein is owned by citizens of the United States, as defined in section 2 (c) of the Shipping Act, 1916, as amended: *Provided*, That neither of these vessels may engage in the coastwise trade under penalty of forfeiture.

S. S. Port Saunders
and S. S. Hawk.
Registration, etc.

41 Stat. 1006.
46 U. S. C. § 802 (c).
Providio.

Approved, September 25, 1941.

[CHAPTER 425]

AN ACT

To provide retirement pay and hospital benefits to certain Reserve officers, Army of the United States, disabled while on active duty.

September 26, 1941
[H. R. 3484]
[Public Law 262]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Reserve officers, Army of the United States, who were called or ordered into the active military service by the Federal Government for extended military service in excess of thirty days on or subsequent to February 28, 1925, other than for service with the Civilian Conservation Corps, and who are now disabled from disease or injury contracted or received in line of duty while so employed, shall be deemed to have

Reserve officers,
Army of U. S.
Retirement pay and
hospital benefits.

been in the active military service during such period and shall be in all respects entitled to receive the same retirement pay and hospital benefits as are now or may hereafter be provided by law or regulation for officers of corresponding grades and length of service of the Regular Army.

Administration, etc.

Provisos.
Determination of eligibility.

SEC. 2. That the duties, powers, and functions incident to the administration and payment of the benefits herein provided are hereby vested in the Veterans' Administration: *Provided*, That in the administration of the retirement pay provisions of the said statute the determination of all questions of eligibility for the benefits thereof, including all questions of law and fact relating to such eligibility, shall be made by the Secretary of War, or by someone designated by him in the War Department, in the manner, and in accordance with the standards, provided by law or regulations for Regular Army personnel: *And provided further*, That no bounty, back pay, pension, or allowance shall be held to have accrued prior to the passage of this Act.

Back pay, etc.

Approved, September 26, 1941.

[CHAPTER 426]

AN ACT

September 26, 1941
[H. R. 4520]
[Public Law 263]

To ratify and confirm certain right of purchase leases, special homestead agreements, cash freehold agreements, certificates of occupation, homestead leases, and patents issued under or in purported compliance with section 73 of the Hawaiian Organic Act and the laws of the Territory of Hawaii.

Territory of Hawaii.
Validity of certain leases and agreements.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no right of purchase lease, special homestead agreement, cash freehold agreement, certificate of occupation, homestead lease, or patent issued on or before the 25th day of November 1940, under or in purported compliance with section 73 of the Hawaiian Organic Act or the laws of Hawaii, relating to public lands, shall be held invalid or void for or on account of (a) failure to publish a notice of the sale, drawing, or allotment of the lands described in such lease, agreement, certificate, or patent, for the period required by section 73 of the Hawaiian Organic Act, as amended by the Act of May 27, 1910, Thirty-sixth Statutes at Large 444, or to determine the persons entitled to take said lands by drawing or lot, if in either of such cases, said lands were opened for sale, settlement, or occupation by public notice in compliance with the statutes in effect prior to said Act of May 27, 1910; (b) if said lands were opened for sale, settlement, or occupation by any of the following methods, to wit: Right of purchase lease, special homestead agreement, cash freehold agreement, or certificate of occupation, the fact that said lands were not opened for sale, settlement, or occupation by the particular method followed in issuing such lease, agreement, or certificate, or homestead lease or patent based thereon; (c) the inclusion in one lease, agreement, certificate, or patent of detached or noncontiguous parcels of land, or two or more parcels of land originally offered as separate homesteads or lots.

31 Stat. 154; 36 Stat. 444.
48 U. S. C. §§ 663-677.

Ratification, etc.

SEC. 2. Such right of purchase leases, special homestead agreements, cash freehold agreements, certificates of occupation, homestead leases, and patents are hereby ratified and confirmed to the extent hereinbefore set forth and, to the extent so ratified and confirmed, shall be deemed and held to be perfect and valid from the day of the date thereof for all purposes, including the issuance of homestead leases or patents based thereon; all questions or disputes that may arise in relation to said lands or the titles thereof shall be decided and determined accordingly.

SEC. 3. This Act shall take effect upon its approval.

Approved, September 26, 1941.

[CHAPTER 427]

AN ACT

To increase the amount authorized by the Act of July 11, 1940, for the construction of a building for the office of the recorder of deeds of the District of Columbia.

September 26, 1941
[H. R. 4865]
[Public Law 264]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act entitled "An Act authorizing advancements from the Federal Emergency Administration of Public Works for the construction of a recorder of deeds building in the District of Columbia, and for other purposes", approved July 11, 1940, is amended by striking out "the sum of \$450,000," and inserting in lieu thereof "the sum of \$500,000."

Recorder of deeds building, D. C.

Amount for construction increased.
54 Stat. 757.
D. C. Code § 9-215.

Approved, September 26, 1941.

[CHAPTER 428]

AN ACT

To amend an Act to provide for a Union Railroad Station in the District of Columbia, and for other purposes.

October 8, 1941
[H. R. 5682]
[Public Law 265]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to provide additional facilities for the accommodation of passenger traffic and for the handling of United States mail, section 2 of the Act of Congress entitled "An Act to provide for a Union Railroad Station in the District of Columbia, and for other purposes", approved February 28, 1903 (Public, Numbered 122, 32 Stat. 909), is hereby amended by the addition of a new paragraph, to be inserted between the second and third paragraphs of said section 2 to read as follows:

District of Columbia.
Union Railroad Station.

"There shall be added to the property described in the next preceding paragraph of this section 2 the following: Beginning for the same at a point on the south line of H Street fifty-eight and forty-six one-hundredths feet westwardly from the west line of Second Street, said point being also located three hundred and eighty feet south-eastwardly from the center line of Delaware Avenue produced, measured at right angles thereto; thence eastwardly along the south line of H Street a distance of eighteen and eighty-six one-hundredths feet; thence southwardly parallel with Second Street a distance of sixty-eight and sixty one-hundredths feet; thence eastwardly parallel with H Street a distance of thirty-nine and sixty one-hundredths feet to a point on the west line of Second Street; thence southwardly along the west line of Second Street to the north line of F Street; thence westwardly along the north line of F Street to a point in a line parallel with and distant three hundred and eighty feet south-eastwardly from the center line of Delaware Avenue produced, measured at right angles thereto; thence in a northeastwardly direction along said line, parallel with the center line of Delaware Avenue produced to the point of beginning."

Addition to property.

Approved, October 8, 1941.

[CHAPTER 430]

AN ACT

Relating to allowances for rental quarters of certain naval officers stationed in the Canal Zone.

October 13, 1941
[S. 874]
[Public Law 266]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any amounts paid to the Panama Canal or lessees thereof by any officer of the Navy or Marine Corps incident to his occupancy of quarters under the

Canal Zone. Refunds to certain naval officers.

jurisdiction of the Panama Canal during the fiscal years 1935 and 1936, which were in excess of the amounts paid such officer as rental allowance, shall to the extent of such excess be refunded to such persons upon presentation of a claim therefor to the Comptroller General.

Approved, October 13, 1941.

[CHAPTER 431]

AN ACT

Relating to the payment of fees and costs of witnesses and jurors and the accounting therefor.

October 13, 1941
[S. 1051]
[Public Law 267]

United States
courts.

Accounts of fees and
costs.

Payment of ex-
traordinary expenses.

Payment of fees of
jurors and witnesses.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 846 of the Revised Statutes, as amended (U. S. C., title 28, sec. 577), is hereby amended to read as follows:

"SEC. 846. No accounts of fees or costs paid to any witness or juror, upon the order of any judge or commissioner, or to any witness upon the certificate of attendance of the United States attorney or assistant United States attorney, or to any juror upon the certificate of attendance of the clerk of the court, shall be so reexamined as to charge any marshal for an erroneous taxation of such fees or costs. Where the ministerial officers of the United States have incurred or shall incur extraordinary expense in executing the laws thereof, the payment of which is not specifically provided for, the President of the United States is authorized to allow the payment thereof under the special taxation of the district court of the district in which the said services have been or shall be rendered, to be paid from the appropriation for defraying the expenses of the judiciary."

SEC. 2. Section 855 of the Revised Statutes (U. S. C., title 28, sec. 608) is hereby amended to read as follows:

"SEC. 855. The marshal shall pay to the jurors all fees to which they appear to be entitled on the certificate of attendance of the clerk of the court, and, in cases where the United States is a party, the marshal shall pay to the witnesses all fees to which they appear to be entitled on the certificate of attendance of the United States attorney or assistant United States attorney, which sum shall be allowed the marshal in the General Accounting Office in his accounts."

Approved, October 13, 1941.

[CHAPTER 432]

AN ACT

To amend the Alien Registration Act, 1940, by making it a criminal offense to reproduce alien registration receipt cards.

October 13, 1941
[S. 1512]
[Public Law 268]

Alien Registration
Act, 1940, amendment.

Unlawful reproduction
of receipt cards.

Penalty.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 36 of the Alien Registration Act, 1940 (Act of June 28, 1940, title III, sec. 36, 54 Stat. 675; U. S. C., title 8, sec. 457), be, and the same is, hereby amended by inserting at the end thereof a new subsection to be lettered (d), reading as follows:

"(d) Any person who with unlawful intent photographs, prints, or in any other manner makes, or executes, any engraving, photograph, print, or impression in the likeness of an alien registration receipt card or any colorable imitation thereof, except when and as authorized under such rules and regulations as may be prescribed by the Attorney General, shall upon conviction, be fined not to exceed \$5,000 or be imprisoned not more than five years, or both."

Approved, October 13, 1941.

[CHAPTER 436]

AN ACT

To authorize employees of the United States to testify on behalf of the District of Columbia and employees of the District of Columbia to testify on behalf of the United States and of the District of Columbia without loss of salary or annual leave.

October 14, 1941
[S. 1344]
[Public Law 269]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the passage of this Act employees of the Government of the United States in active service who are called upon to serve as witnesses on behalf of the District of Columbia in any court proceeding in which the government of the District of Columbia may be a party and employees of the government of the District of Columbia who are called upon to serve as witnesses on behalf of the United States or the District of Columbia in any court proceeding in which the Government of the United States or the government of the District of Columbia may be a party, shall not be paid witness fees for such service, but the period of such service shall be without loss of salary or compensation and shall not be deducted from any leave of absence with pay authorized by law.

Employees of U. S. and D. C. Service as witness without loss of salary or annual leave.

Witness fees disallowed.

Approved, October 14, 1941.

[CHAPTER 437]

AN ACT

To further amend the Acts for promoting the circulation of reading matter among the blind.

October 14, 1941
[S. 1570]
[Public Law 270]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved April 27, 1904 (33 Stat. 313), the supplemental provision in the Act approved August 24, 1912 (37 Stat. 551), the joint resolution approved June 7, 1924 (43 Stat. 668), the Act approved May 9, 1934 (48 Stat. 678), and the Act amending these Acts approved May 16, 1938 (52 Stat. 378) (39 U. S. C., 1934 edition, Supp. V, sec. 331), be, and the same are hereby, amended to read as follows:

Postal Service. Reading matter, etc., for the blind.

39 U. S. C. § 331.

Designated matter to be transmitted free of postage.

Books, pamphlets, and other reading matter published either in raised characters, whether prepared by hand or printed or in the form of sound-reproduction records for the use of the blind, in packages not exceeding the weight prescribed by the Postmaster General, and containing no advertising or other matter whatever, unsealed, and when sent by public institutions for the blind, or by any public libraries, as a loan to blind readers, or when returned by the latter to such institutions or public libraries; magazines, periodicals, and other regularly issued publications in such raised characters, whether prepared by hand or printed, or on sound-reproduction records (for the use of the blind), which contain no advertisements and for which no subscription fee is charged, shall be transmitted in the United States mails free of postage and under such regulations as the Postmaster General may prescribe.

Holy Scriptures.

Volumes of the Holy Scriptures, or any part thereof, published either in raised characters, whether prepared by hand or printed, or in the form of sound-reproduction records for the use of the blind, which do not contain advertisements (a) when furnished by an organization, institution, or association not conducted for private profit, to a blind person without charge, shall be transmitted in the United States mails free of postage; (b) when furnished by an organization, institution, or association not conducted for private profit to a blind person at a price not greater than the cost price thereof, shall be transmitted in the United States mails at the

postage rate of 1 cent for each pound or fraction thereof; under such regulations as the Postmaster General may prescribe.

Shipment of U. S. property for repairs.

Reproducers for sound-reproduction records for the blind or parts thereof which are the property of the United States Government, when shipped for repair purposes by an organization, institution, public library, or association for the blind not conducted for private profit, or by a blind person to an agency not conducted for private profit, or from such an agency to an organization, institution, public library, or association for the blind not conducted for private profit, or to a blind person, may be transmitted through the mails at the rate of 1 cent per pound or fraction thereof; under such regulations as the Postmaster General may prescribe.

Discretionary extension of postage rate.

The Postmaster General may in his discretion extend this rate of 1 cent per pound or fraction thereof to reproducers for sound-reproduction records for the blind, or parts thereof, and, when mailed to be repaired or being returned after repair, to Braille writers and other appliances for the blind, or parts thereof, which are the property of State governments or subdivisions thereof, or of public libraries, or of private agencies for the blind not conducted for private profit, or of blind individuals, under such regulations as he may prescribe.

Mail classification.

All letters written in point print or raised characters or on sound-reproduction records used by the blind, when unsealed, shall be transmitted through the mails as third-class matter.

Approved, October 14, 1941.

[CHAPTER 438]

AN ACT

October 14, 1941
[H. R. 5202]

[Public Law 271]

To amend an Act entitled "An Act to protect the lives and health and morals of women and minor workers in the District of Columbia, and to establish a Minimum Wage Board, and define its powers and duties, and to provide for the fixing of minimum wages for such workers, and for other purposes", approved September 19, 1918.

District of Columbia minimum-wage law, amendments.
40 Stat. 960.
D. C. Code §§ 36-401 to 36-422.

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 protect the lives and health and morals of women and minor workers in the District of Columbia, and to establish a Minimum Wage Board, and define its powers and duties, and to provide for the fixing of minimum wages for such workers, and for other purposes", approved September 19, 1918, is hereby amended as follows:

Name of Board.

The name of the "Minimum Wage Board" created by said Act is hereby changed to "Minimum Wage and Industrial Safety Board".

SEC. 2. Sections 1 to 23, inclusive, of said Act are hereby designated "TITLE I—MINIMUM WAGES".

SEC. 3. Immediately after Section 23 of said Act the following is added:

"TITLE II—INDUSTRIAL SAFETY

Purpose.

"SEC. 1. The purpose of this title is to foster, promote, and develop the safety of wage earners of the District of Columbia in relation to their working conditions.

"SEC. 2. When used in this title, the following words shall have the following meanings, unless the context clearly requires otherwise:

"Employer."

"(a) 'Employer' includes every person, firm, corporation, partnership, stock association, agent, manager, representative, or foreman, or other persons having control or custody of any industrial employ-

ment, place of employment, or of any employee. It shall not include the District of Columbia or any instrumentality thereof, or the United States or any instrumentality thereof.

“(b) ‘Board’ means the Minimum Wage and Industrial Safety Board.

“Board.”

“(c) ‘Safe’ and ‘safety’ as applied to an employment, a device, or a place of employment, including facilities of sanitation and hygiene, mean such freedom from danger to life or health of employees as circumstances reasonably permit, and shall not be given restrictive interpretation so as to exclude any mitigation or prevention of a specific danger.

“Safe” and “safety.”

“(d) ‘Place of employment’ means any place where industrial employment is carried on: *Provided, however,* That such term shall not include the premises of any Federal or District of Columbia establishment, except to include any and all work of whatever nature being performed by an independent contractor for the United States Government or any instrumentality thereof or the District of Columbia or any instrumentality thereof.

“Place of employment.”
Proviso.

“SEC. 3. The Board, in addition to its duties defined in title I shall administer the provisions of this title and shall have power to make such inspections and investigations as it may deem necessary; collect and compile statistical information; require employers to keep their places of employment reasonably safe; require employers to keep such records as it may deem advisable and to furnish the Board with complete, detailed reports relative to all accidents; determine and fix reasonable standards of safety in employment, places of employment, in the use of devices and safeguards, and in the use of practices, means, methods, operations, and processes of employment; promulgate general rules and regulations based upon such standards and fix the minimum safety requirements which shall be complied with by employers within the purview of this title.

Duties of Board.

Determination of standards of safety.

“SEC. 4. Before any rules or regulations of the Board shall become effective a public hearing shall be held by the Board for the purpose of investigating reasonable standards of safety in employment, places of employment, in the use of devices and safeguards, and in the use of practices, means, methods, operations, and processes of employment, and any person interested in the matter being investigated may appear and testify. If, after investigation, the Board is of the opinion that minimum standards of safety requirements are necessary to protect or safeguard the lives or health of employees covered by this title, it may adopt and promulgate such rules and regulations as it may deem advisable, which shall become effective thirty days after they have been published at least once in two of the daily newspapers of general circulation in the District of Columbia.

Public hearing.

Adoption of rules.

“SEC. 5. Any member of the Board shall have power to administer oaths and the Board may require by subpoena the attendance and testimony of witnesses, the production of all books, registers, and other evidence relative to any matters under investigation, at any public hearing, or at any session or any conference held by the Board. In case of disobedience to a subpoena 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 documentary evidence. In the case of contumacy or refusal to obey a subpoena, the court may issue an order requiring appearance before the Board, the production of documentary evidence and the giving of evidence 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.

Attendance of witnesses and production of evidence.

Variations from rules.

"SEC. 6. The Board may, upon written application of any employer affected by such rule or regulation, permit variations from any provisions thereof if it shall find that the application of such provision would result in unnecessary hardship or practical difficulty: *Provided, however,* That the Board shall keep a properly indexed record of all variations permitted from any rule or regulation which shall be open to public inspection.

Proviso.

Director of Industrial Safety.

"SEC. 7. The Board is hereby authorized to employ a Director of Industrial Safety, who shall not be a member of the Board and whose compensation shall be fixed in accordance with the Classification Act of 1923, as amended. The Director shall perform such duties as may be prescribed by the Board in administering the provisions of this title.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Ante, p. 613.

Employer to furnish safe place of employment.

"SEC. 8. (a) Every employer shall furnish a place of employment which shall be reasonably safe for employees, shall furnish and use safety devices and safeguards, and shall adopt and use practices, means, methods, operations, and processes which are reasonably safe and adequate to render such employment and place of employment reasonably safe.

To furnish required information.

"(b) Every employer shall furnish to the Board any information which the Board is authorized to require and shall make true and specific answers to all questions.

Report of injury, death, or disease.

"(c) Every employer shall submit to the Board within ten days from the date of any injury or death, or from the date that the employer has knowledge of any disease or infection resulting from any injury, a duplicate copy of the report provided for in section 30 of the Act of March 4, 1927 (44 Stat. 1439; U. S. C., title 33, sec. 930), as made applicable to the District of Columbia by the Act of May 17, 1928 (45 Stat. 600).

D. C. Code §§ 36-501, 36-502.

Record of employee.

"(d) Every employer shall keep an accurate record of every person employed by him so as to be able in case of accident immediately to give an accurate record relative to same.

Authority to examine place of employment.

"SEC. 9. (a) The Board, or any officer or employee acting under its authority, shall have the authority, at any reasonable time, to enter any place where an employment covered by this title is being carried on, and to examine any structure, tool, appliance, machinery, or process used in or connected with such employment. No employer or other persons shall refuse to admit any member of the Board or its authorized representative to any such place or to permit any such examination.

Office space, etc., for Board.

"SEC. 10. The Commissioners of the District of Columbia shall furnish the Board with such office space, furniture and equipment, stationery, books, books of reference, and other supplies as are necessary for the discharge of its duties under this title.

Report.

"SEC. 11. The Board shall annually, on or before the 1st day of July, file with the Commissioners of the District of Columbia a report covering its activities under this title.

Punishment for violations

"SEC. 12. Whoever violates any of the provisions of this title, or any rules or regulations promulgated hereunder, shall be deemed guilty of a misdemeanor; and, upon conviction thereof, shall be punished by a fine of not more than \$300, or by imprisonment of not exceeding ninety days. Prosecutions for violations of this title shall be in the name of the District of Columbia on information filed in the police court of the District of Columbia by the corporation counsel or one of his assistants.

Appropriations authorized.

"SEC. 13. There is hereby authorized to be appropriated, out of the revenues for the District of Columbia, a sum not to exceed \$15,000 per annum, or so much thereof as may be necessary, for the proper administration of this title.

"SEC. 14. If any provision of this title, or the application of such provision to any person or circumstance, shall be held invalid, the remainder of this title, or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby."

Separability.

SEC. 4. This Act shall become effective upon its approval by the President.

Effective date.

Approved, October 14, 1941.

[CHAPTER 443]

AN ACT

Relating to the traveling and subsistence expenses of judges and retired judges of the Court of Claims.

October 16, 1941
[S. 1052]
[Public Law 272]

Court of Claims.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of February 24, 1925, entitled "An Act to authorize the appointment of commissioners by the Court of Claims and to prescribe their powers and compensation" (43 Stat. 965), as amended (46 Stat. 799; U. S. C., title 28, secs. 270, 275a), is hereby reenacted and amended to read as follows:

"SEC. 2. Each of the said commissioners shall devote all of his time to the duties of his office and shall receive a salary of \$7,500 per annum, payable monthly out of the Treasury. The chief justice, or any judge of the Court of Claims, may sit at any place within the United States to take evidence in any case instituted in said court. The chief justice, and any judge of the court, the commissioners, and stenographers authorized by the court, shall also receive their necessary traveling expenses and their actual expenses incurred for subsistence while traveling on duty and away from Washington in an amount not to exceed \$10 per day in the case of the chief justice or any judge of the court, \$7 per day in the case of commissioners, and \$5 per day in the case of stenographers. Retired judges recalled to active duty in Washington or elsewhere shall be entitled to receive the same travel and subsistence expenses as provided for other judges in this Act while absent from their actual places of residence. The expenses of travel and subsistence herein authorized shall be paid upon order of the court."

Salaries of commissioners.

Traveling and subsistence expenses.

Retired judges recalled to active duty.

Approved, October 16, 1941.

[CHAPTER 444]

AN ACT

To authorize the sale of certain Government-owned lands in the Territory of Hawaii to the Honolulu Plantation Company.

October 16, 1941
[S. 1345]
[Public Law 273]

Hawaii.
Conveyance of certain 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 be, and he is hereby, authorized to sell and convey to the Honolulu Plantation Company, a corporation organized and existing under the laws of the State of California, upon such terms and conditions as he deems advisable, but at not less than the appraised value, the remaining portion of the Makalapa Military Reservation, consisting of five lots, designated as lots "A", "B", "C", "D", and "E", having an aggregate area of seven and fifty-two one-hundredths acres, situated near the city of Honolulu, in Halawa, Ewa District, on the island of Oahu, Territory of Hawaii, the net proceeds of such sale to be deposited in the Treasury to the credit of miscellaneous receipts.

Approved, October 16, 1941.

[CHAPTER 445]

AN ACT

To authorize the President of the United States to requisition property required for the defense of the United States.

October 16, 1941
[S. 1579]
[Public Law 274]

Requisitioning of property for national defense.
6 F. R. 2617.
Conditions.

Determination of amount of compensation.

Settlement of differences.

28 U. S. C. §§ 41 (20), 250.

Limitations.

Repurchase of property.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever the President, during the national emergency declared by the President on May 27, 1941, but not later than June 30, 1943, 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. The President shall determine the amount of the fair and just compensation to be paid for any property requisitioned and taken over pursuant to this Act and the fair value of any property returned under section 2 of this Act, but each such determination shall be made on the basis of the fair market value of the property at the time it is requisitioned or returned, as the case may be. If, upon any such requisition of property, the person entitled to receive the amount so determined by the President as the fair and just compensation for the property is unwilling to accept the same as full and complete compensation for such property he shall be paid 50 per centum of such amount and shall be entitled to sue the United States in the Court of Claims or in any district court of the United States in the manner provided by sections 24 (20) and 145 of the Judicial Code (U. S. C., 1934 ed., title 28, secs. 41 (20) and 250) for an additional amount which, when added to the amount so paid to him, he considers to be fair and just compensation for such property. Such courts shall also have power to determine in an appropriate proceeding any questions that may arise with respect to the amount of the fair value to be paid upon the return of any property under section 2 of this Act, regardless of the amount in controversy in any such proceeding.

Nothing contained in this Act shall be construed—

(1) to authorize the requisitioning or require the registration of any firearms possessed by any individual for his personal protection or sport (and the possession of which is not prohibited or the registration of which is not required by existing law),

(2) to impair or infringe in any manner the right of any individual to keep and bear arms, or

(3) to authorize the requisitioning of any machinery or equipment which is in actual use in connection with any operating factory or business and which is necessary to the operation of such factory or business.

Sec. 2. Wherever 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, 1943.

SEC. 3. The President from time to time, but not less frequently than once every six months, shall transmit to the Congress a report of operations under this Act.

SEC. 4. The President may issue such rules and regulations and require such information as may be necessary and proper to carry out the provisions of this Act, and he may exercise any power or authority conferred on him by this Act through such department, agency, board, or officer as he shall direct or appoint.

Approved, October 16, 1941.

Reports to Congress.

Rules and regulations.

Delegation of authority.

[CHAPTER 446]

AN ACT

To amend the Nationality Act of 1940 to preserve the nationality of citizens residing abroad.

October 16, 1941
[H. R. 5511]
[Public Law 275]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That chapter IV of the Nationality Act of 1940, section 409, is amended to read as follows:

Nationality Act of 1940, amendment.
54 Stat. 1171.
8 U. S. C. § 809.

“SEC. 409. Nationality shall not be lost under the provisions of section 404 or 407 of this Act until the expiration of two years following the date of the approval of this Act: *Provided, however,* That a naturalized person who shall have become subject to the presumption that he has ceased to be an American citizen as provided for in the second paragraph of section 2 of the Act of March 2, 1907 (34 Stat. 1228), and who shall not have overcome it under the rules in effect immediately preceding the date of the approval of this Act, shall continue to be subject to such presumption for the period of two years following the date of the approval of this Act unless it is overcome during such period.”

Time restriction on loss of nationality.
54 Stat. 1170.
8 U. S. C. §§ 804, 807.
Proviso.

8 U. S. C. § 17.

Approved, October 16, 1941.

[CHAPTER 452]

AN ACT

To repeal sections 512; 513; 514; 515, as amended, of the Revised Statutes; sections 1 and 3 of the Act approved February 4, 1929 (45 Stat. 1147); and section 3744, as amended; 3745, 3746, and 3747 of the Revised Statutes.

October 21, 1941
[S. 377]
[Public Law 276]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 512; 513; 514; 515, as amended, of the Revised Statutes; sections 1 and 3 of the Act approved February 4, 1929 (45 Stat. 1147); and section 3744, as amended; 3745, 3746, and 3747 of the Revised Statutes (41 U. S. C., secs. 1, 2, 3, 4, 4a, 16, 17, 18, and 19) are hereby repealed.

Public contracts.
Repeal of designated sections.

Approved, October 21, 1941.

[CHAPTER 453]

AN ACT

To amend the Act reorganizing the administration of Federal prisons.

October 21, 1941
[S. 1698]
[Public Law 277]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 7 of the Act entitled “An Act to reorganize the administration of Federal prisons; to authorize the Attorney General to contract for the care of United States prisons; to establish Federal jails, and for other purposes”, approved May 14, 1930 (46 Stat. 326, U. S. C., title 18, sec. 753f), be, and it hereby is, amended by adding thereto the following sentence: “The authority conferred upon the Attorney General

National Training School for Boys, D. C. Authority of Attorney General.
Ante, p. 252.

by this section shall extend to persons committed to the National Training School for Boys, by the juvenile court of the District of Columbia, as well as to those committed by any court of the United States.”

Approved, October 21, 1941.

[CHAPTER 454]

AN ACT

To authorize the Reconstruction Finance Corporation to issue notes, bonds, and debentures in the sum of \$1,500,000,000 in excess of existing authority.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the amount of notes, bonds, debentures, and other such obligations which the Reconstruction Finance Corporation is authorized to issue and have outstanding at any one time under existing law is hereby increased by \$1,500,000,000.

Approved, October 23, 1941.

[CHAPTER 457]

AN ACT

To prescribe the time basis for computing pay for overtime work performed by laborers in the Railway Mail Service.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 7, as amended, of the Act entitled “An Act reclassifying the salaries of postmasters and employees of the Postal Service, readjusting their salaries and compensation on an equitable basis, increasing postal rates to provide for such readjustment, and for other purposes”, approved February 28, 1925 (43 Stat. 1053, as amended), is amended by adding at the end thereof the following new paragraph:

“After June 30, 1941, laborers in the Railway Mail Service shall be required to work not more than eight hours a day: *Provided*, That the eight hours of service shall not extend over a longer period than ten consecutive hours, and the schedules of duty of such employees shall be regulated accordingly: *Provided further*, That in cases of emergency, or if the needs of the Service require, and it is not practicable to employ substitutes, such employees can be required to work in excess of eight hours per day, and for such overtime service they shall be paid on the basis of the annual pay received by such employees: *And provided further*, That in computing the compensation for such overtime the annual salary or compensation for such employees shall be divided by three hundred and five, the number of working days in the year less all Sundays and legal holidays; the quotient thus obtained will be the daily compensation which divided by eight will give the hourly compensation for such overtime service.”

SEC. 2. The fifth paragraph of such section 7, as amended, of such Act of February 28, 1925, is amended to read as follows:

“Substitute laborers in the Railway Mail Service shall be paid for services actually performed at the rate of 55 cents per hour, and when appointed to the position of regular laborer the substitute service performed shall be included in eligibility for promotion to grade 2 on the basis of three hundred and five days of eight hours constituting a year's service.”

Approved, October 23, 1941.

October 23, 1941

[H. R. 5667]

[Public Law 278]

Reconstruction Finance Corporation.
Increase of lending authority.
Ante, p. 250.

October 23, 1941

[H. R. 2985]

[Public Law 279]

Railway Mail Service.
43 Stat. 1061.
39 U. S. C., ch. 16.

Hours of work for laborers.
Provisos.
Restriction.

Overtime pay.

Computation.

48 Stat. 958.
39 U. S. C. § 607.

Substitute laborers.
Pay and service credit.

[CHAPTER 458]

AN ACT

To authorize the Secretary of the Navy to provide salvage facilities, and for other purposes.

October 24, 1941
[S. 1731]
[Public Law 280]

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 during war or national emergency—

Navy.

(a) To provide, by contract or otherwise, necessary salvage facilities for both public and private vessels upon such terms and conditions as he may, in his discretion, determine to be in the best interests of the United States.

Provision of salvage facilities.

(b) To acquire or to transfer, by charter or otherwise, for operation by private salvage companies, such vessels and equipment as he may deem necessary.

Operation by private companies.

(c) To advance to private salvage companies such funds as may, in his judgment, be necessary to provide for the immediate financing of salvage operations, these advances to be on such terms and under such conditions as he may deem adequate for the protection of the Government.

Advances for immediate financing.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such funds, not in excess of \$3,000,000 annually, as may be necessary to effectuate the purposes of this Act.

Appropriations authorized.
Public Law 446, 77th Congress.

Approved, October 24, 1941.

[CHAPTER 459]

AN ACT

To permit mining within the Organ Pipe Cactus National Monument in Arizona.

October 27, 1941
[S. 260]
[Public Law 281]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That within the Organ Pipe Cactus National Monument in Arizona all mineral deposits of the classes and kinds now subject to location, entry, and patent under the mining laws of the United States shall be, exclusive of the land containing them, subject to disposal under such laws, with right of occupation and use of so much of the surface of the land as may be required for all purposes reasonably incident to the mining or removal of the minerals and under such general regulations as may be prescribed by the Secretary of the Interior.

Organ Pipe Cactus National Monument, Ariz.

Approved, October 27, 1941.

[CHAPTER 460]

AN ACT

Making supplemental appropriations for the national defense for the fiscal years ending June 30, 1942, and June 30, 1943, and for other purposes.

October 28, 1941
[H. R. 5788]
[Public Law 282]

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 national defense for the fiscal years ending June 30, 1942, and June 30, 1943, and for other purposes, namely:

Second Supplemental National Defense Appropriation Act, 1942.

Ante, p. 669.

TITLE I—DEFENSE AID

SEC. 101. 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, and for each and every purpose

Defense Aid Supplemental Appropriation Act, 1942.
Ante, p. 53.

Ante, p. 31.

incident to or necessary therefor, the following sums for the following respective purposes, namely:

(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:

(1) Ordnance and ordnance stores, supplies, spare parts, and materials, including armor and ammunition and components thereof, \$1,190,000,000.

(2) Aircraft and aeronautical material, including engines, spare parts, and accessories, \$685,000,000.

(3) Tanks, armored cars, automobiles, trucks, and other automotive vehicles, spare parts, and accessories, \$385,000,000.

(4) Vessels, ships, boats, and other watercraft, including the hire or other temporary use thereof, and equipage, supplies, materials, spare parts, and accessories, \$850,000,000.

(5) Miscellaneous military and naval equipment, supplies, and materials, \$155,000,000.

(6) Facilities and equipment for the manufacture, production, or operation of defense articles and for otherwise carrying out the purposes of the Act of March 11, 1941, including the acquisition of land, and the maintenance and operation of such facilities and equipment, \$375,000,000.

(7) Agricultural, industrial, and other commodities and articles, \$1,875,000,000.

(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, \$175,000,000.

(c) For necessary services and expenses for carrying out the purposes of the Act of March 11, 1941, not specified or included in the foregoing, \$285,000,000.

(d) For administrative expenses, \$10,000,000.

(e) In all, \$5,985,000,000, to remain available until June 30, 1943.

(f) Each of the foregoing appropriations shall be additional to, and consolidated with, the appropriation for the same purpose contained in sections 1 (a), 1 (b), 1 (d), and 1 (e), respectively, of the Defense Aid Supplemental Appropriation Act, 1941: *Provided*, That, with the exception of the appropriation for administrative expenses, not to exceed 20 per centum of any such consolidated appropriations may be transferred by the President to any other of such consolidated appropriations, but no such consolidated appropriation shall be increased more than 30 per centum thereby.

SEC. 102. The President may, from time to time, when he deems it in the interest of national defense, authorize the head of any department or agency of the Government, to enter into contracts for the procurement of defense articles, information, or services for the government of any country whose defense the President deems vital to the defense of the United States, to the extent that such government agrees to pay the United States for such defense articles, information, or services prior to the receipt thereof and to make such payments from time to time as the President may require to protect the interests of the United States; and, upon payment of the full cost, the President may dispose of such articles, information, or services to such government: *Provided*, That the total amount of the outstanding contracts under this section, less the amounts which have been paid to the United States under such contracts, shall at no time exceed \$600,000,000.

Procurement of designated defense articles, etc.
Ante, p. 54.

Ante, p. 31.

Testing, outfitting, etc.
Ante, p. 54.

Services and expenses.
Ante, pp. 31, 54.

Ante, p. 54.

Consolidation of funds.

Ante, p. 54.

Proviso.
Transfer of funds.

Procurements for designated governments.

Payment in full prior to disposal.

Proviso.
Limitation.

SEC. 103. Any defense article procured pursuant to this title 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.

Retention of defense article by U. S.

SEC. 104. This title may be cited as the "Defense Aid Supplemental Appropriation Act, 1942."

Citation of title.

TITLE II—GENERAL APPROPRIATIONS

LEGISLATIVE

SENATE

To enable the Secretary of the Senate to expend from the appropriation for Salaries of Officers and Employees of the Senate, fiscal year 1942, the necessary amount to increase to \$3,300 per annum, beginning September 1, 1941, and so long as the position is held by the present incumbent, one of the clerkships in his office at \$2,640 per annum provided for in the Legislative Branch Appropriation Act for the fiscal year ending June 30, 1942.

Clerk, Secretary's office.

Ante, p. 446.

HOUSE OF REPRESENTATIVES

For payment to the widow of Lawrence J. Connery, late a Representative from the State of Massachusetts, \$10,000.

For payment to the widow of Lee E. Geyer, late a Representative from the State of California, \$10,000.

For payment to the widow of Edward T. Taylor, late a Representative from the State of Colorado, \$10,000.

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

Reporting committee hearings: For an additional amount for stenographic reports of hearings of committees other than special and select committees, fiscal year 1941, \$1,500.

Ante, p. 542.

Telegraph and telephone: For an additional amount for telegraph and telephone service, exclusive of personal services, fiscal year 1941, \$25,000.

Stationery: For an additional amount for stationery for Representatives, Delegates, and the Resident Commissioner from Puerto Rico, fiscal year 1941, including the objects and subject to the conditions specified under this head in the Legislative Branch Appropriation Act, \$800.

Ante, p. 108.

54 Stat. 470.

COMMITTEE TO INVESTIGATE FEDERAL EXPENDITURES

To enable the Committee to Investigate Federal Expenditures to carry out the duties imposed upon it by section 601 of the Revenue Act of 1941, to remain available during the existence of the committee, \$10,000, one-half to be disbursed by the Secretary of the Senate and the other half by the Clerk of the House upon vouchers approved by the chairman of the committee.

Ante, p. 728.

EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE FOR EMERGENCY MANAGEMENT

For an additional amount for the Office for Emergency Management, fiscal year 1942, including the objects for which the appropriation under this heading in the Second Deficiency Appropriation Act,

Office of Scientific Research and Development.

Ante, p. 543.

1941 (Public Law 150) is available and subject to the provisions and limitations thereof, \$10,000,000, such sum to be allocated for the purposes of carrying out the functions of the Office of Scientific Research and Development.

INDEPENDENT EXECUTIVE AGENCIES

Ante, p. 104.

FEDERAL WORKS AGENCY

OFFICE OF THE ADMINISTRATOR

Appointment of Army officer as Administrator.

Notwithstanding the provisions of section 1222 of the Revised Statutes (U. S. C., title 10, sec. 576), a commissioned officer on the active list of the United States Army may be appointed to the office of Federal Works Administrator without loss of or prejudice to his status as such commissioned officer, and when so appointed he shall receive, in addition to his pay and allowances as such commissioned officer, an amount equal to the difference between such pay and allowances and the salary prescribed by law for the office of Federal Works Administrator.

UNITED STATES HOUSING AUTHORITY

50 Stat. 888.
Post, p. 759.

Salaries and expenses: Not to exceed \$900,000 additional of the funds of the United States Housing Authority established by the United States Housing Act, 1937, as amended (42 U. S. C. 1401), shall be available for the fiscal year 1942 for all necessary administrative expenses of the Authority in carrying out the provisions of said act, including the objects specified under this head in the Independent Offices Appropriation Act, 1942, and expenses in connection with the transfer of household goods and effects as provided by the act of October 10, 1940 (Public, 839, 76th Cong.), and regulations promulgated thereunder.

Ante, p. 110.

54 Stat. 1105.
5 U. S. C. §73c-1.

NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

Ante, p. 114.
Proviso.
Ante, pp. 114, 546.

For an additional amount for scientific research, technical investigations, and special reports in the field of aeronautics, fiscal year 1942, including the objects specified under this head in the Independent Offices Appropriation Act, 1942, and including the purchase of cafeteria equipment, \$1,162,575: *Provided*, That the limitation under said heading for personal services in the District of Columbia is hereby increased to \$245,170.

Langley Field, Va.
Ante, pp. 114, 547.

For an additional amount for continuing the construction and equipment of additional laboratory buildings and research facilities at Langley Field, Virginia, \$261,425, to be available until expended.

Ames Aeronautical Laboratory.
Ante, p. 114.
53 Stat. 1306.

The limitation of \$10,000,000 upon the total cost of construction and equipment for the Ames Aeronautical Laboratory, Moffett Field, California, specified in the Third Deficiency Appropriation Act, 1939, is hereby increased to \$16,207,500.

NATIONAL MEDIATION BOARD

Ante, p. 495.
Proviso.

Salaries and expenses: For an additional amount for salaries and expenses, fiscal year 1942, including the objects specified under this head in the Labor-Federal Security Appropriation Act, 1942, \$14,385: *Provided*, That the limitation of \$118,620 upon the amount which may be expended for personal services in the District of Columbia is hereby increased to \$127,220.

Ante, p. 495.

Arbitration and emergency boards: For an additional amount for arbitration and emergency boards, fiscal year 1942, including the objects specified under this head in the Labor-Federal Security Appropriation Act, 1942, \$55,000.

DEPARTMENT OF AGRICULTURE

OFFICE OF THE SECRETARY

Ante, p. 408.

Farm Labor Statistics: For all necessary expenses to enable the Secretary of Agriculture, independently or in cooperation with other branches of the Federal Government, State, municipal, or other appropriate agencies, to collect, compile, analyze, summarize, interpret, and publish farm labor statistics, including not to exceed a total of \$18,000 for personal services in the District of Columbia, fiscal year 1942, \$250,000: *Provided*, That out of the funds appropriated hereby, the Secretary of Agriculture may transfer to the appropriation "Salaries and Expenses, Bureau of Agricultural Economics", not to exceed \$37,000, of which sum, so transferred, not to exceed \$7,000 may be expended for personal services in the District of Columbia, which sum of \$37,000 shall be in addition to the sums transferred to said appropriation pursuant to the provisions of the Department of Agriculture Appropriation Act, 1942.

Proviso.
Transfer of funds.*Ante*, p. 414.*Ante*, p. 408.

Emergency Dehydration Investigations: For all necessary expenses to enable the Secretary of Agriculture to conduct investigations for the improvement of production, distribution, quality, and nutritive value of dehydrated foods, fiscal year 1942, \$144,000.

BUREAU OF ANIMAL INDUSTRY

SALARIES AND EXPENSES

Diseases of animals: For an additional amount for diseases of animals, fiscal year 1942, including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, \$16,500.

Ante, p. 416.

Inspection and quarantine: For an additional amount for inspection and quarantine, fiscal year 1942, including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, \$16,500.

Ante, p. 417.

Meat inspection: For an additional amount for meat inspection, fiscal year 1942, including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, \$375,000.

Ante, p. 417.

BUREAU OF PLANT INDUSTRY

SALARIES AND EXPENSES

Drug and related plants: For an additional amount for drug and related plants, fiscal year 1942, including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, \$17,000.

Ante, p. 419.

FOREST SERVICE

Forest products: For an additional amount for salaries and expenses, Forest Service, forest products, fiscal year 1942, including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, \$175,000.

Ante, p. 423.

BUREAU OF AGRICULTURAL CHEMISTRY AND ENGINEERING

SALARIES AND EXPENSES

Agricultural chemical investigations: For an additional amount for agricultural chemical investigations, fiscal year 1942, including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, \$20,000.

Ante, p. 425.

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

SALARIES AND EXPENSES

Insects affecting man and animals: For an additional amount for insects affecting man and animals, fiscal year 1942, including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, \$5,000.

Ante, p. 428.

Insect-pest survey and identification: For an additional amount for insect-pest survey and identification, fiscal year 1942, including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, \$6,000, of which not to exceed \$5,100 may be expended for personal services in the District of Columbia.

Ante, p. 428.

Foreign plant quarantines: For an additional amount for foreign plant quarantines, fiscal year 1942, including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, \$11,500.

Ante, p. 429.

BUREAU OF HOME ECONOMICS

SALARIES AND EXPENSES

Home economics investigations: For an additional amount for home economics investigations, fiscal year 1942, including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, \$20,000, of which not to exceed \$19,000 may be expended for personal services in the District of Columbia.

Ante, p. 433.

FEDERAL CROP INSURANCE ACT

Administrative and operating expenses: For an additional amount for administrative and operating expenses, Federal Crop Insurance Act, as amended by the Act entitled "An Act to amend the Federal Crop Insurance Act", approved June 21, 1941, including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, and printing and binding, fiscal year 1942, \$3,000,000: *Provided*, That out of the funds appropriated hereby, the Secretary of Agriculture may transfer to the appropriation for the Office of the Solicitor, Department of Agriculture, the sum of \$19,460, which shall be in addition to the sums transferred to said appropriation pursuant to the provisions of the Department of Agriculture Appropriation Act, 1942: *Provided further*, That out of the funds appropriated hereby, the Secretary of Agriculture may transfer to the appropriation "Salaries and expenses, Bureau of Agricultural Economics", not to exceed \$21,380, which shall be in addition to the sums transferred to said appropriation pursuant to the provisions of the Department of Agriculture Appropriation Act, 1942.

Ante, p. 255.

Ante, p. 438.

Provisos.
Transfers of funds.

Ante, p. 410.

Ante, p. 414.

BELTSVILLE RESEARCH CENTER

For an additional amount for general administrative purposes, fiscal year 1942, including the objects specified under this heading in the Department of Agriculture Appropriation Act, 1942, \$10,000.

Ante, p. 442.

WATER CONSERVATION AND UTILIZATION PROJECTS

To enable the Secretary of Agriculture, through such agencies of the Department of Agriculture as he may designate, to carry out the functions vested in him or in said Department by the Act of October 14, 1940 (54 Stat. 1119), there is hereby transferred from the appropriation "Water conservation and utility projects," contained in the Interior Department Appropriation Act, 1942, \$1,500,000, to be avail-

Transfer of funds.

able until expended: *Provided*, That out of the funds made available herein, the Secretary of Agriculture may make allotments or transfers of funds to the Office of the Solicitor and to the other agencies of the Department which perform functions under the said Act of October 14, 1940 (54 Stat. 1119).

*Proviso.**Ante*, p. 410.

DEPARTMENT OF COMMERCE

PATENT OFFICE

Salaries: For an additional amount for personal services in the Patent Office in the District of Columbia, fiscal year 1942, \$48,000.

Ante, p. 286.

NATIONAL BUREAU OF STANDARDS

Operation and administration: For an additional amount for the general operation and administration of the Bureau, including the objects specified under this head in the "Department of Commerce Appropriation Act, 1942", and for the purchase of land adjacent to the Bureau, fiscal year 1942, \$10,420: *Provided*, That not to exceed \$50,000 of all funds available to the National Bureau of Standards by appropriation and transfer may be expended 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.

Ante, p. 287.*Proviso.*

Testing, inspection, and information service: For an additional amount for testing at the National Bureau of Standards, including the objects specified under this head in the "Department of Commerce Appropriation Act, 1942", and the installation of electric wiring in the concrete test track at the Public Roads Administration proving ground near the District of Columbia, fiscal year 1942, \$53,500.

Ante, p. 287.

Research and development: For an additional amount for research and development at the National Bureau of Standards, including the objects specified under this head in the "Department of Commerce Appropriation Act, 1942," fiscal year 1942, \$15,950.

Ante, p. 287.

Standards for commerce: For an additional amount for developing standards for commerce, including the objects specified under this head in the "Department of Commerce Appropriation Act, 1942," fiscal year 1942, \$18,540.

Ante, p. 287.

The limitation prescribed in the "Department of Commerce Appropriation Act, 1942," on the amount which may be expended for personal services in the National Bureau of Standards in the District of Columbia, is hereby increased from \$1,905,000 to \$1,961,000.

Personal services,
D. C.*Ante*, p. 288.

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

Minidoka project, Idaho: For continuation of construction, \$75,000, from the reclamation fund, special fund, fiscal year 1942, to remain available until expended.

Ante, pp. 332, 334.

For continuation of construction of the following projects 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 as specified for projects in the Interior Department Appropriation Act, 1942, under the caption "Bureau of Reclamation", fiscal year 1942, to remain available until expended, and to be reimbursable under the reclamation law:

Ante, p. 331.

Grand Coulee Dam project, Washington, \$6,000,000; and Tucumcari project, New Mexico, \$750,000; in all, \$6,750,000.

Ante, pp. 336, 337.

Ante, p. 335.

Advances to Colorado River Dam Fund, Boulder Canyon project: For an additional amount for the construction of the Boulder Dam and incidental works in the main stream of the Colorado River at Black Canyon, fiscal year 1942, \$1,750,000, to remain available until advanced to the Colorado River Dam Fund.

Infra.

GEOLOGICAL SURVEY

Ante, p. 340.

Strategic and critical minerals: For an additional amount for scientific and economic investigations of strategic and critical minerals in the United States or its Territories or insular possessions, fiscal year 1942, \$50,000, including the purchase of office equipment for use in the District of Columbia; and the limitation of \$35,000 on the amount which may be expended for services in the District of Columbia under this heading in the Interior Department Appropriation Act, 1942, is hereby increased to \$45,000.

Ante, p. 340.

Ante, p. 341.

BUREAU OF MINES

Investigation of bauxite and alunite ores and aluminum clay deposits: For all necessary expenses 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 \$33,000 for personal services in the District of Columbia; purchase (not to exceed \$6,000), exchange as part payment for, operation, maintenance and repair of motor-propelled vehicles; professional and scientific 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 1942, to remain available until June 30, 1943, \$415,000, of which amount \$70,000 (including not to exceed \$17,500 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 of the Interior, 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 offering to cooperate in carrying out the purposes of this appropriation, and to carry out the projects in cooperation with other departments or agencies of the Federal Government, States and State agencies, and other organizations: *Provided further*, That section 3709 of the Revised Statutes shall not be construed to apply to this appropriation.

Personal services.

Ante, p. 339; *supra*.
Provisos.
Contributions.

41 U. S. C. § 5.

GOVERNMENT IN THE TERRITORIES

Legislative expenses, Territory of Alaska: For an additional amount for legislative expenses, Territory of Alaska, fiscal year 1941, \$749.39; and the limitations in the appropriation contained under this heading in the Interior Department Appropriation Act, 1941, are hereby amended to read as follows: "For salaries of members, \$21,600; mileage of members, \$9,081.60; salaries of employees, \$5,140; printing, indexing, and binding journals, stationery, supplies, printing of bills, reports, and so forth, \$14,927.79; in all, \$50,749.39."

54 Stat. 457.

DEPARTMENT OF JUSTICE

For an additional amount for salaries, Administrative Division, fiscal year 1942, \$50,000.

Ante, p. 289.

For an additional amount for salaries, Criminal Division, fiscal year 1942, \$60,000.

Ante, p. 289.

NAVY DEPARTMENT

Title IV, Naval Appropriation Act, 1942.
Ante, p. 151.

NAVAL ESTABLISHMENT

BUREAU OF ORDNANCE

Ordnance and Ordnance Stores, Navy, 1942: For an additional amount for Ordnance and Ordnance Stores, Navy, 1942, including the objects and subject to the limitations and conditions applicable to the appropriation under this heading in the "Naval Appropriation Act, 1942," \$120,996,000.

Ante, p. 157.

BUREAU OF YARDS AND DOCKS

Public works, Bureau of Yards and Docks: The appropriations heretofore made under this heading are hereby made available for the following public works and public utilities at a cost not to exceed the amount stated for each project, respectively:

Ante, p. 163.

Overhead structure near Moore Dry Dock Company, Oakland, California, \$260,000.

Improvement of Seaside Avenue, Terminal Island, Los Angeles, California, \$140,000.

The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590-592), shall be applicable to all public works and public-utilities projects provided for the Navy Department in this Act regardless of location: *Provided*, That the fixed fee to be paid the contractor as a result of any contract hereafter entered into under the authority of this provision shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of the Navy.

Contracts on cost-plus-a-fixed-fee basis.

Proviso.

NAVY DEPARTMENT

(Salaries in the District of Columbia)

Ante, p. 173.

The appropriations contained in the Naval Appropriation Act, 1942, shall be available for the employment of two additional employees in the Office of the Secretary of the Navy, at salaries per annum in excess of \$5,000, but not in excess of the appropriate rates established in accordance with the Classification Act of 1923, as amended.

Additional employees.

42 Stat. 1488.
5 U. S. C. §§ 661-674.

The last proviso under the heading "Miscellaneous Expenses" in the Naval Appropriation Act, 1942, as amended, is hereby further amended to read as follows: "That no part of this or any other appropriation for the Navy Department or Naval Establishment for the fiscal years 1941 and 1942, or the funds allotted to the Navy Department, shall be available for the employment of a greater number than twelve thousand civilian officers and employees in the Navy Department proper, at Washington, except in pursuance of specific appropriations as to numbers hereafter provided."

Ante, p. 613.
Maximum number of employees, D. C.
Ante, pp. 152, 559.

The paragraphs in this title under the caption "Navy Department" may be cited as "Title IV, Naval Appropriation Act, 1942".

Citation of title.

DEPARTMENT OF STATE

OFFICE OF THE SECRETARY

Salaries: For an additional amount for salaries, fiscal year 1942, including the objects specified under this head in the Department of State Appropriation Act, 1942, \$835,000.

Ante, p. 265.

CONTINGENT EXPENSES (DEPARTMENTAL)

For an additional amount for contingent expenses, Department of State, fiscal year 1942, including, in addition to the objects specified under this head in the Department of State Appropriation Act, 1942, the purchase, maintenance, repair, and operation of one passenger-carrying automobile, \$140,000, of which there may be expended not to exceed \$28,000 for the purchase of typewriters, adding machines, and other labor-saving devices, including rental, exchange, and repair thereof.

Ante, p. 266.

FOREIGN INTERCOURSE

SALARIES, AMBASSADORS AND MINISTERS

The appropriation for salaries of ambassadors and ministers contained in the Department of State Appropriation Act, fiscal year 1942, shall be available for the salary of an Envoy Extraordinary and Minister Plenipotentiary to Iceland, at the rate of \$10,000 per annum.

Minister to Iceland.
Ante, p. 267.

Contingent Expenses, Foreign Service: For an additional amount for contingent expenses, Foreign Service, fiscal year 1942, including the objects specified under this head in the Department of State Appropriation Act, 1942, \$1,000,000.

Ante, p. 269.

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, including the objects and subject to the limitations specified under this heading in the Department of State Appropriation Act for 1942, \$1,000,000.

Ante, p. 271.

CONTRIBUTIONS, QUOTAS, ET CETERA

For an additional amount for United States contributions to international commissions, congresses, and bureaus, fiscal year 1942, as follows: (1) To meet the contribution of the United States to the Inter-American Indian Institute, under the convention providing for the creation of the Inter-American Indian Institute, signed November 29, 1940, \$4,800; and (2) to meet the contribution of the United States to the Inter-American Coffee Board, under the Inter-American Coffee Agreement, signed at Washington, District of Columbia, on November 28, 1940, \$8,000, to remain available until September 30, 1942.

Inter-American Indian Institute.

Inter-American Coffee Board.
Ante, pp. 133, 561.
Post, p. 1143.

For the expenses of organizing and holding in the United States meetings of the national directors of the meteorological services of the countries of the Western Hemisphere, and of Regional Commissions III and IV of the International Meteorological Organization, fiscal year 1942, as authorized by and in accordance with Public Law 125, approved June 24, 1941, \$14,500, to remain available until June 30, 1943.

Meteorological services, Western Hemisphere.

Ante, p. 260.

COOPERATION WITH THE AMERICAN REPUBLICS

The appropriation "Cooperation with the American Republics," contained in the Department of State Appropriation Act for 1942, is hereby made available for the payment of actual transportation expenses in the United States and abroad and not to exceed \$10 per diem, in lieu of subsistence and other expenses, to citizens of the other American republics as specified in said appropriation under such regulations as may be promulgated by the Secretary of State.

Transportation expenses.
Ante, p. 276.

TREASURY DEPARTMENT

COAST GUARD

Office of Commandant: For an additional amount for personal services in the District of Columbia, fiscal year 1942, subject to the conditions specified under this head in the Treasury Department Appropriation Act, 1942, \$118,000.

Ante, p. 220.

Pay and allowances: For an additional amount for pay and allowances, Coast Guard, fiscal year 1942, including the objects specified under this head in the Treasury Department Appropriation Act, 1942, as amended, which appropriation is made available for actual expenses of officers and cadets and quarters and subsistence of enlisted men on shore patrol, emergency shore detail, and other detached duty, or cash in lieu thereof, \$6,000,000, and the limitation of \$51,621 under this head in such act as modified by the Second Deficiency Appropriation Act, 1941, on the amount which may be expended for recreation, amusement, comfort, contentment, and health of enlisted men is hereby increased to \$69,008.

Ante, pp. 221, 564.

Amount for recreation.
Ante, p. 564.

General expenses: For an additional amount for general expenses, Coast Guard, fiscal year 1942, including the objects specified under this head in the Treasury Department Appropriation Act, 1942, as amended, which appropriation is made available for the reconditioning, equipment, and actual necessary expenses of operation of vessels acquired by the Coast Guard under authority of the Coast Guard Auxiliary and Reserve Act of 1941, \$432,640.

Ante, pp. 221, 564.

Ante, p. 9.

Construction of vessels and shore facilities: For an additional amount for construction of vessels and shore facilities, Coast Guard, including the objects specified under this head in the Treasury Department Appropriation Act, 1942, \$20,557,745, to remain available until expended, of which amount \$346,745, together with the unobligated balance of the no-year appropriation "Special projects, vessels, Coast Guard," shall be available for constructing or purchasing and equipping lighthouse tenders and light vessels for the Coast Guard, \$1,936,000 shall be available for the construction of a training station on a site to be donated to the United States Government by the State of Connecticut, and \$4,250,000 shall be available for construction or purchase of motorboats and small yachts and for the reconditioning and equipment of motorboats and small yachts acquired by the Coast Guard through purchase or gift or under authority of the Coast Guard Auxiliary and Reserve Act of 1941, and not to exceed 4 percent of said \$20,557,745 shall be available for administrative expenses in connection with the accomplishment of the purposes thereof, including personal services in the District of Columbia.

Ante, p. 223.

Training station on site to be donated by Connecticut.
Motorboats and small yachts.

Ante, p. 9.

Establishing and improving aids to navigation: For an additional amount for establishing and improving aids to navigation and other works, \$436,200, which sum shall be available for all expenditures directly relating thereto.

Ante, p. 223.

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 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.

Provisos.
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 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.

Short title.

SEC. 302. This Act may be cited as the "Second Supplemental National Defense Appropriation Act, 1942."

Approved, October 28, 1941.

[CHAPTER 461]

AN ACT

To amend Public Law Numbered 718, Seventy-fifth Congress, approved June 25, 1938.

October 29, 1941

[S. 1713]

[Public Law 283]

Fair Labor Standards Act of 1938, amendment.

52 Stat. 1063.

29 U. S. C. § 207 (b) (2).

Maximum hours of employment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (2) of subsection (b) of section 7 of Public Law Numbered 718, Seventy-fifth Congress, approved June 25, 1938, is hereby amended to read as follows:

"(2) on an annual basis in pursuance of an agreement with his employer, made as a result of collective bargaining by representatives of employees certified as bona fide by the National Labor Relations Board, which provides that the employee shall not be employed more than two thousand and eighty hours during any period of fifty-two consecutive weeks, or".

Approved, October 29, 1941.

[CHAPTER 462]

AN ACT

To provide for the admission to Saint Elizabeths Hospital of insane persons belonging to the Foreign Service of the United States.

October 29, 1941

[H. R. 4498]

[Public Law 284]

Saint Elizabeths Hospital, D. C.
Admission of insane persons belonging to Foreign Service.

22 U. S. C. § 23a.

Subsequent transfer to place of residence.

Hearing as to mental condition.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That upon the application of the Secretary of State, the Federal Security Administrator is authorized to admit to Saint Elizabeths Hospital in the District of Columbia, for treatment, American citizens who are Foreign Service officers, as defined in section 2 of the Act of May 24, 1924 (43 Stat. 140), as amended by the Act of February 23, 1931 (46 Stat. 1207; 22 U. S. C. 2), or who are clerks in the Foreign Service classified as provided in section 1 of the Act of February 23, 1931 (46 Stat. 1207; U. S. C. 23 (a)), or who are employees in the Foreign Service and stationed outside the United States, and who are legally adjudged insane in any foreign country and whose legal residence in one of the States, Territories, or the District of Columbia, it has been impossible to establish. Upon the ascertainment of the legal residence of persons so admitted to the hospital, the superintendent of the hospital shall thereupon transfer such persons to their respective places of residence, and the expenses attendant thereon shall be paid from the appropriation for the support of the hospital.

Upon the request of any such patient, his relatives or friends, he shall have a hearing in the District Court of the United States for the District of Columbia upon his mental condition and the right of the superintendent of Saint Elizabeths Hospital to hold him for treatment.

Approved, October 29, 1941.

[CHAPTER 464]

JOINT RESOLUTION

To amend section 124 of the Internal Revenue Code by extending the time for applications, and changing the procedure, for certification of national-defense facilities and contracts for amortization purposes.

October 30, 1941
[H. J. Res. 235]
[Public Law 285]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 124 (f) (1) of the Internal Revenue Code, as amended, is amended to read as follows:

“(1) There shall be included only so much of the amount otherwise constituting such adjusted basis as is properly attributable to such construction, reconstruction, erection, installation, or acquisition after June 10, 1940, as either the Secretary of War or the Secretary of the Navy has certified as necessary in the interest of national defense during the emergency period, which certification shall be under such regulations as may be prescribed from time to time by the Secretary of War and the Secretary of the Navy, with the approval of the President.”

SEC. 2. Section 124 (f) (3) of the Internal Revenue Code, as amended, is amended by striking out “sixty days” and inserting in lieu thereof “six months” and by striking out “February 6, 1941” and inserting in lieu thereof “December 1, 1941”.

SEC. 3. Section 124 (i) of the Internal Revenue Code, as amended, is amended to read as follows:

“PROTECTION OF THE UNITED STATES.—If the taxpayer has been or will be reimbursed by the United States for all or a part of the cost of any emergency facility pursuant to any contract (in excess of \$15,000 in amount) with the United States, made on its behalf after December 31, 1939, by the War Department, the Navy Department, the United States Maritime Commission, or such other department or agency as the President may designate, either—

“(1) directly, by a provision therein dealing expressly with such reimbursement, or

“(2) indirectly, because the price paid by the United States (insofar as return of cost of the facility is used by the United States as a factor in the fixing of such price) is recognized by the contract as including a return of cost greater than the normal exhaustion, wear, and tear: *Provided*, That no such greater return of cost shall be deemed to have been used as a factor in the fixing of such price when the negotiating or contracting officer reports that after careful consideration he is satisfied that such greater return was not included in the price,

no amortization deduction with respect to such emergency facility shall be allowed for any month after the end of the month in which such contract is made unless either the Secretary of War or the Secretary of the Navy certifies to the Commissioner that the interest of the United States is adequately protected with reference to the future use and disposition of such emergency facility. A certificate of like effect may also be issued with respect to emergency facilities for which the taxpayer has not been or will not be so reimbursed. A certificate by either the Secretary of War or the Secretary of the Navy made to the Commissioner, to the effect that under any such contract, reimbursement for all or a part of the cost of any emergency facility is not provided for within the meaning of clause (1) or clause (2), shall be conclusive for the purposes of this subsection. Except in cases of applications therefor filed before December 1, 1941, the certificates provided for under this subsection shall have no effect unless an application therefor is filed either before the expiration of six

Internal Revenue Code, amendments.
54 Stat. 1001; *ante*, p. 4.
26 U. S. C. § 124 (f) (1).
Certification of emergency facilities.

Effectiveness of certificate.
Ante, p. 4.
26 U. S. C. § 124 (f) (3).

54 Stat. 1002; *ante*, p. 4.
26 U. S. C. § 124 (i).
Public Law 436, 77th Congress.
If taxpayer reimbursed.

Provido.

Nonallowance of amortization deduction.

Reimbursement not provided for under contract.

Filing of applications.

54 Stat. 1001; *ante*,
 pp. 4, 757.
 26 U. S. C. § 124 (f).
 Issuance of reports
 and certificates.

Availability of
 terms, etc., to public.

Applicability.
 26 U. S. C. § 124.

54 Stat. 974, 1018.

months after the making of such contract or before the expiration of sixty days after the making of a certificate under subsection (f), whichever is later.

"The reports of negotiating and contracting officers and the certificates provided for in this subsection shall be issued under such regulations as may be prescribed from time to time by the Secretary of War and the Secretary of the Navy, with the approval of the President.

"The terms and conditions of contracts with reference to reimbursement of the cost of emergency facilities and the protecting of the United States with reference to the future use and disposition of such emergency facilities shall be made available to the public."

SEC. 4. The amendments made by this joint resolution to section 124 of the Internal Revenue Code shall be applicable as if they were a part of such section on the date of the enactment of the Second Revenue Act of 1940.

Approved, October 30, 1941.

[CHAPTER 465]

AN ACT

October 30, 1941
 [S. 1772]

[Public Law 286]

To authorize Army officers designated by the Secretary of War to take final action on reports of survey and vouchers pertaining to the loss, damage, spoilage, unserviceability, unsuitability, or destruction of Government property.

Loss, etc., of Gov-
 ernment property.
 Final action on sur-
 veys or vouchers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter those officers of the Army designated by the Secretary of War, under such regulations as he may prescribe, may take action upon reports of survey and all other vouchers pertaining to the loss, damage, spoilage, unserviceability, unsuitability, or destruction of property of the United States under the control of the War Department, and the action taken by any such officer on said surveys or vouchers shall be final: *Provided*, That in a case where any person or concern is held pecuniarily liable for the loss, damage, spoilage, or destruction of property of the United States under the control of the War Department, such findings shall not be final until approved by the Secretary of War or by the Chief of Finance acting under the authority of the Secretary of War.

Approved, October 30, 1941.

Proviso.
 Cases involving pe-
 cuniary liability.

[CHAPTER 466]

AN ACT

October 30, 1941
 [S. 1701]

[Public Law 287]

To provide for pay and allowances and mileage or transportation for certain officers and enlisted men of the Naval Reserve and Marine Corps Reserve and retired officers and enlisted men of the Navy and Marine Corps.

Naval Reserve, etc.
 Pay, allowances, and
 mileage.

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 Naval Reserve and Marine Corps Reserve and retired officers and enlisted men of the Navy and Marine Corps who were ordered to active duty on or after September 8, 1939, contingent on physical qualification therefor, and who were found physically qualified, and reported for duty under such orders, shall be entitled to active-duty pay and allowances and to transportation or mileage for the time and distances actually required to perform the necessary travel by the shortest usually traveled route from home to place of active duty, via the place of physical examination, and for the time actually required in undergoing the physical examination: *Provided*, That such personnel examined and found not physically qualified for

Proviso.

active duty and who returned to the place designated in their orders shall be entitled only to transportation or mileage from home to place of physical examination and return.

SEC. 2. Officers and enlisted men of the Naval Reserve and Marine Corps Reserve and retired officers and enlisted men of the Navy and Marine Corps (of grades entitled to transportation for dependents in the regular Navy or Marine Corps) who were ordered to active duty (other than training duty) on or after September 8, 1939, and who reported for duty under such orders, shall be entitled to transportation for their dependents to the place of reporting for active duty.

SEC. 3. In case of travel heretofore performed, as provided in section 2 of this Act, by such personnel and their dependents, the Comptroller General of the United States is authorized and directed to allow pay and allowances and transportation or mileage as provided in this Act.

Transportation for dependents.

Allowance for travel heretofore performed.

Approved, October 30, 1941.

[CHAPTER 467]

AN ACT

To amend the United States Housing Act, as amended.

October 30, 1941
[H. R. 5903]
[Public Law 288]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 20 (a) of Public, Numbered 412, approved September 1, 1937 (50 Stat. 888, 898), as amended, is further amended to read as follows:

United States Housing Act of 1937, amendment.
42 U. S. C. § 1420 (a).

“SEC. 20. (a) The Authority is authorized to issue obligations in the form of notes, bonds, or otherwise, which it may sell to obtain funds for the purposes of this Act. The Authority may issue such obligations in an amount not to exceed \$800,000,000, exclusive of any obligations which may be issued for refunding purposes. Such obligations shall be in such forms and denominations, mature within such periods not exceeding sixty years from date of issue, bear such rates of interest not exceeding 4 per centum per annum, be subject to such terms and conditions, and be issued in such manner and sold at such prices as may be prescribed by the Authority with the approval of the Secretary of the Treasury.”

Issuance of obligations.

Approved, October 30, 1941.

[CHAPTER 468]

AN ACT

To provide for the pay of aviation pilots in the Naval and Marine Corps Reserve, and for other purposes.

November 5, 1941
[S. 1508]
[Public Law 289]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That each enlisted man of the Naval Reserve or the Marine Corps Reserve who is designated, under regulations prescribed by the Secretary of the Navy, as a student aviation pilot, and who commences flight training leading to designation as aviation pilot, shall sign an agreement, with the consent of his parent or guardian if he be a minor, to serve for a continuous period of two years on active duty in the Naval Reserve or the Marine Corps Reserve, following successful completion of flight training, unless sooner released: *Provided,* That in time of peace such aviation pilot may, with his own consent, in the discretion of the Secretary of the Navy, serve on active duty for an additional period of not more than two years.

Aviation pilots, Naval Reserve and Marine Corps Reserve.

Service agreement.

Proviso.

SEC. 2. Enlisted men of the Naval Reserve and the Marine Corps Reserve who are designated, under regulations prescribed by the

Pay.

Secretary of the Navy, as aviation pilots shall, while on active duty, receive the pay of the third grade, or that of their rating, whichever is greater.

Commissions.

SEC. 3. Aviation pilots of the Naval Reserve or the Marine Corps Reserve may, if qualified under regulations prescribed by the Secretary of the Navy, be commissioned as ensigns in the Naval Reserve or second lieutenants in the Marine Corps Reserve.

Discharge or release.

SEC. 4. Any student aviation pilot or aviation pilot designated as such in accordance with sections 1 and 2 of this Act may at any time, in the discretion of such administrative authority as the Secretary of the Navy may designate, be discharged or released from active duty.

Uniforms, etc.

SEC. 5. Student aviation pilots shall, while undergoing training, be issued necessary uniforms and equipment at Government expense.

Government life insurance.

SEC. 6. Enlisted personnel of the Naval Reserve and Marine Corps Reserve, while on active duty undergoing training leading to designation as aviation pilot, and thereafter while on continuous active duty in an enlisted status with designation as aviation pilot, shall be issued Government life insurance in the amount of \$10,000, under the National Service Life Insurance Act of 1940 (Public, Numbered 801, Seventy-sixth Congress, title VI, part I), the premiums for which shall be paid from the current appropriations "Pay, subsistence and transportation, Navy", "Naval Reserve", or "Pay, Marine Corps", as may be appropriate. Upon release from active duty or discharge such enlisted personnel, or, upon commissioning pursuant to section 3 of this Act, such commissioned officers shall have the option of continuing such insurance at their own expense.

54 Stat. 1008.
38 U. S. C. §§ 801-818.

Continuance upon release from active duty, etc.

Applicability to Coast Guard Reserve.

SEC. 7. The provisions of this Act, except as may be necessary to adapt the same thereto, shall apply to regular enlisted members of the Coast Guard Reserve in relationship to the Coast Guard in the same manner and to the same extent and with the same relative conditions in all respects, including availability of applicable appropriations, as are provided for enlisted men of the Naval Reserve in relationship to the Navy, and the authority conferred upon the Secretary of the Navy in respect to the Navy is similarly conferred upon the Secretary of the Treasury in respect to the Coast Guard.

Approved, November 5, 1941.

[CHAPTER 469]

AN ACT

November 7, 1941
[H. R. 4599]
[Public Law 290]

To authorize the Federal Security Administrator to accept gifts for Saint Elizabeths Hospital and to provide for the administration of such gifts.

Saint Elizabeths Hospital, D. C.
Acceptance of gifts for.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Federal Security Administrator is authorized to accept on behalf of the United States gifts made unconditionally by will or otherwise for the improvement, maintenance, or operation of Saint Elizabeths Hospital in the District of Columbia. Conditional gifts may be so accepted if recommended by the Surgeon General of the Public Health Service, and the principal of and income from any such conditional gift shall be held, invested, reinvested, and used in accordance with its conditions, but no gift shall be accepted which is conditioned upon any expenditure not to be met therefrom or from the income thereof unless such expenditure has been approved by Act of Congress.

Unconditional gift of money, etc.

SEC. 2. Any unconditional gift of money accepted pursuant to the authority granted in section 1 of this Act, the net proceeds from the

liquidation (pursuant to section 3 or section 4 of this Act) of any other property so accepted, and the proceeds of insurance on any such gift property not used for its restoration, shall be deposited in the Treasury of the United States and are hereby appropriated and shall be held in trust by the Secretary of the Treasury for the benefit of Saint Elizabeths Hospital, and he may invest and reinvest such funds in interest-bearing obligations of the United States or in obligations guaranteed as to both principal and interest by the United States. The income from such investments shall be available for expenditure in the improvement, maintenance, or operation of Saint Elizabeths Hospital, subject to the same examination and audit as provided for appropriations made for Saint Elizabeths Hospital by Congress.

SEC. 3. The evidences of any unconditional gift of intangible personal property, other than money, accepted pursuant to the authority granted in section 1 of this Act shall be deposited with the Secretary of the Treasury and he, in his discretion, may hold them or may liquidate them whenever in his judgment the purposes of the gifts will be served thereby. The income from any such property held by the Secretary of the Treasury shall be available for expenditure as is provided in section 2 of this Act.

Intangible personal property, other than money.

SEC. 4. The Federal Security Administrator shall hold any real property or any tangible personal property accepted unconditionally pursuant to the authority granted in section 1 of this Act and he shall permit such property to be used for the improvement, maintenance, or operation of Saint Elizabeths Hospital or he may lease or hire such property, and may insure such property, and deposit the income thereof with the Secretary of the Treasury to be available for expenditure as provided in section 2 of this Act: *Provided*, That the income from any such real property or tangible personal property shall be available for expenditure in the discretion of the Federal Security Administrator for the maintenance, preservation, or repair and insurance of such property and that any proceeds from insurance may be used to restore the property insured. Any such property when not required for the improvement or operation of the Saint Elizabeths Hospital may be liquidated by the Federal Security Administrator whenever in his judgment the purposes of the gifts will be served thereby.

Real property and tangible personal property.

Provided.
Use of income.

Approved, November 7, 1941.

[CHAPTER 470]

AN ACT

To provide for apportioning Representatives in Congress among the several States by the equal proportions method.

November 15, 1941
[H. R. 2665]
[Public Law 291]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 22 of the Act entitled "An Act to provide for the fifteenth and subsequent decennial censuses and to provide for apportionment of Representatives in Congress", approved June 18, 1929, as amended, is amended to read as follows:

Apportionment of Representatives in Congress.
46 Stat. 26.
2 U. S. C. § 2a.

"SEC. 22. (a) On the first day, or within one week thereafter, of the first regular session of the Eighty-second Congress and of each fifth Congress thereafter, the President shall transmit to the Congress a statement showing the whole number of persons in each State, excluding Indians not taxed, as ascertained under the seventeenth and each subsequent decennial census of the population, and the number of Representatives to which each State would be entitled

Statement of number of persons in each State, etc.

under an apportionment of the then existing number of Representatives by the method known as the method of equal proportions, no State to receive less than one Member.

Number of Representatives to which each State entitled.

Certificate.

“(b) Each State shall be entitled, in the Eighty-third Congress and in each Congress thereafter until the taking effect of a reapportionment under this section or subsequent statute, to the number of Representatives shown in the statement required by subsection (a) of this section, no State to receive less than one Member. It shall be the duty of the Clerk of the House of Representatives, within fifteen calendar days after the receipt of such statement, to send to the executive of each State a certificate of the number of Representatives to which such State is entitled under this section. In case of a vacancy in the office of Clerk, or of his absence or inability to discharge this duty, then such duty shall devolve upon the Sergeant at Arms of the House of Representatives; and in case of vacancies in the offices of both the Clerk and the Sergeant at Arms, or the absence or inability of both to act, such duty shall devolve upon the Doorkeeper of the House of Representatives.

Manner of election until State redistricted.

“(c) Until a State is redistricted in the manner provided by the law thereof after any apportionment, the Representatives to which such State is entitled under such apportionment shall be elected in the following manner: (1) If there is no change in the number of Representatives, they shall be elected from the districts then prescribed by the law of such State, and if any of them are elected from the State at large they shall continue to be so elected; (2) if there is an increase in the number of Representatives, such additional Representative or Representatives shall be elected from the State at large and the other Representatives from the districts then prescribed by the law of such State; (3) if there is a decrease in the number of Representatives but the number of districts in such State is equal to such decreased number of Representatives, they shall be elected from the districts then prescribed by the law of such State; (4) if there is a decrease in the number of Representatives but the number of districts in such State is less than such number of Representatives, the number of Representatives by which such number of districts is exceeded shall be elected from the State at large and the other Representatives from the districts then prescribed by the law of such State; or (5) if there is a decrease in the number of Representatives and the number of districts in such State exceeds such decreased number of Representatives, they shall be elected from the State at large.”

Number of Representatives in 78th Congress.

SEC. 2. (a) Each State shall be entitled, in the Seventy-eighth and in each Congress thereafter until the taking effect of a reapportionment under a subsequent statute or such section 22, as amended by this Act, to the number of Representatives shown in the statement transmitted to the Congress on January 8, 1941, based upon the method known as the method of equal proportions, no State to receive less than one Member.

New certificate.

(b) If before the enactment of this Act a certificate has been sent to the executive of any State under the provisions of such section 22, as in force before the enactment of this Act, the Clerk of the House of Representatives shall, within fifteen calendar days after the date of enactment of this Act, send a new certificate to such executive stating the number of Representatives to which such State is entitled under this section.

Approved, November 15, 1941.

[CHAPTER 471]

AN ACT

Providing for the security of United States naval vessels, and for other purposes.

November 15, 1941
[H. R. 5463]
[Public Law 292]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in addition to those duties now imposed by law on the Coast Guard by virtue of the Acts of March 4, 1915 (38 Stat. 1053; 33 U. S. C. 471), June 15, 1917 (40 Stat. 220; 50 U. S. C. 191), and June 22, 1936 (49 Stat. 1820; U. S. C., Supp. V, title 14, sec. 45), it shall be the duty of the captain of the port, Coast Guard district commander, or other officer of the Coast Guard designated by the Commandant thereof, or the Governor of the Panama Canal in the case of the territory and waters of the Canal Zone, to so control the anchorage and movement of any vessel, foreign or domestic, in the territorial waters of the United States, as to insure the safety or security of such United States naval vessels as may be present in his jurisdiction: *Provided*, That in territorial waters of the United States where immediate action is required, or where representatives of the Coast Guard are not present, or not present in sufficient force to exercise effective control of shipping as provided herein, the senior naval officer present in command of any naval force may control the anchorage or movement of any vessel, foreign or domestic, to the extent deemed necessary to insure the safety and security of his command.

Control of shipping in U. S. territorial waters.

14 U. S. C. § 45.

Proviso.

SEC. 2. When the Coast Guard operates as a part of the Navy pursuant to section 1 of the Act of January 28, 1915 (38 Stat. 800; U. S. C., title 14, sec. 1), as amended, the powers conferred on the Secretary of the Treasury by section 1, title II, of the Act of June 15, 1917 (40 Stat. 220; U. S. C., title 50, sec. 191), shall vest in and be exercised by the Secretary of the Navy.

When Coast Guard operates as part of Navy.
Ante, p. 585.

SEC. 3. Section 2, title II, Act of June 15, 1917 (40 Stat. 220; U. S. C., title 50, sec. 192), is hereby amended by striking therefrom the words "by the Secretary of the Treasury or the Governor of the Panama Canal".

Amendment.

SEC. 4. Nothing in this Act shall be construed as affecting the authority conferred upon the Governor of The Panama Canal by the second paragraph of section 1, title II, Act of June 15, 1917 (40 Stat. 220; U. S. C., title 50, sec. 191), notwithstanding the provisions of section 2 of this Act; nor shall anything in this Act be construed as affecting the powers and authority conferred by section 8 of title 2, Canal Zone Code, June 19, 1934 (37 Stat. 569, U. S. C., title 48, sec. 1306).

Control in Canal Zone waters.

Approved, November 15, 1941.

[CHAPTER 472]

AN ACT

To amend the Criminal Code in respect to fires on the public domain or Indian lands or on certain lands owned or leased by, or under the partial, concurrent, or exclusive jurisdiction of the United States.

November 15, 1941
[S. 633]
[Public Law 293]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 52 of the Criminal Code (Act of March 4, 1909, sec. 52: 35 Stat. 1098, United States Code, title 18, sec. 106) is hereby amended to read as follows:

Criminal Code amendments.

"SEC. 52. Whoever shall willfully and without authority so to do set on fire or cause to be set on fire any timber, underbrush, or grass or other inflammable material upon the public domain or upon any lands owned or leased by or under the partial, concurrent, or exclusive jurisdiction of the United States which are included in a park, forest, monument, historical park, military park, battlefield site,

Setting fire to timber, etc., on designated lands.

parkway, recreational area, seashore, lake shore, cemetery, recreational demonstration project, wildlife refuge, grazing district, or stock driveway, or upon any land title to which was revested in the United States under the Act of June 9, 1916 (39 Stat. 218), or upon any land reconveyed to the United States under the Act of February 26, 1919 (40 Stat. 1179), or upon any lands owned by the United States and under the jurisdiction of the Forest Service or the Bureau of Animal Industry or administered under title III of the Bankhead-Jones Farm Tenant Act (50 Stat. 522, 525), or upon any lands under contract for purchase or for the acquisition of which condemnation proceedings have been instituted under the Act of March 1, 1911 (36 Stat. 961), as amended, or title III of the said Bankhead-Jones Farm Tenant Act, or under statutory authority for addition to a park or wildlife refuge or upon any Indian reservation or lands belonging to or occupied by any tribe or group of Indians under authority of the United States, or upon any Indian allotment while the title to the same shall be held in trust by the Government, or while the same shall remain inalienable by the allottee without the consent of the United States, unless an allottee sets or causes to be set any fire in the reasonable exercise of his proprietary rights in the allotment, shall be fined not more than \$5,000 or imprisoned not more than five years, or both."

7 U. S. C. §§ 1010-1013.

16 U. S. C. §§ 513-519, 521.

Punishment.

SEC. 2. Section 53 of the Criminal Code, as amended (Act of June 25, 1910, sec. 6, 36 Stat. 857; United States Code, title 18, sec. 107), is hereby amended to read as follows:

Failing to extinguish fires.

"SEC. 53. Whoever shall build a fire or cause a fire to be built in or near any forest, timber, or other inflammable material upon any lands owned, controlled or leased by, or under the partial, concurrent, or exclusive jurisdiction of the United States, including lands under contract for purchase or for the acquisition of which condemnation proceedings have been instituted under the Act of March 1, 1911 (36 Stat. 961), as amended, or under title III of the Bankhead-Jones Farm Tenant Act (50 Stat. 522, 525), or under statutory authority for addition to a park or wildlife refuge, any Indian reservation, or lands belonging to or occupied by any tribe or group of Indians under the authority of the United States, or any Indian allotment while the title to the same shall be held in trust by the United States, or while the same shall remain inalienable by the allottee without the consent of the United States, shall, before leaving said fire, totally extinguish the same; and whoever shall neglect and omit totally to extinguish said fire or whoever shall permit or suffer said fire to burn or spread beyond his control or whoever shall leave or suffer said fire to burn unattended in such places, shall be fined not more than \$500 or imprisoned not more than six months without hard labor, or both."

16 U. S. C. §§ 513-519, 521.

7 U. S. C. §§ 1010-1013.

Punishment.

Approved, November 15, 1941.

[CHAPTER 473]

JOINT RESOLUTION

To repeal sections 2, 3, and 6 of the Neutrality Act of 1939, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Neutrality Act of 1939 (relating to commerce with States engaged in armed conflict), and section 3 of such Act (relating to combat areas), are hereby repealed.

SEC. 2. Section 6 of the Neutrality Act of 1939 (relating to the arming of American vessels) is hereby repealed; and, during the unlimited national emergency proclaimed by the President on May 27, 1941, the President is authorized, through such agency as he may designate, to

November 17, 1941
[H. J. Res. 237]
[Public Law 294]

Neutrality Act of 1939.
Repeal of sections 2, 3, 6.
54 Stat. 4, 7.
22 U. S. C. §§ 442, 443, 446.
Arming of American vessels.

6 F. B. 2617.

arm, or to permit or cause to be armed, any American vessel as defined in such Act. The provisions of section 16 of the Criminal Code (relating to bonds from armed vessels on clearing) shall not apply to any such vessel.

Approved, November 17, 1941, 4:30 p. m., E. S. T.

35 Stat. 1091.
18 U. S. C. § 28.

[CHAPTER 474]

AN ACT

To supplement the Federal Aid Road Act, approved July 11, 1916, as amended and supplemented, to authorize appropriations during the national emergency declared by the President on May 27, 1941, for the immediate construction of roads urgently needed for the national defense, and for other purposes.

November 19, 1941
[S. 1840]
[Public Law 295]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That as used in this Act the term "strategic network of highways" means all existing or proposed highways which conform to routes designated on the diagrammatic map of principal highway traffic routes of military importance dated October 25, 1940, revised to May 15, 1941, and approved by the Secretary of War. The Federal Works Administrator is authorized to designate existing or proposed highways conforming to such approved routes and interconnections as lines of the strategic network of highways. The location of any strategic highway route between control points shown on the revised diagrammatic map of May 15, 1941, may, without regard to State lines, be changed by the Federal Works Administrator, but no such change shall increase the length of such route between the termini of such change by more than 10 per centum.

Defense Highway Act of 1941.
"Strategic network of highways."

Changing locations of routes.

SEC. 2. EXTENSION OF FEDERAL-AID SYSTEM.—Notwithstanding the limitations in section 6 of the Federal Highway Act, as amended and supplemented, respecting the mileage of the system of Federal-aid highways, such system of highways in any State may be extended to include, and there may be approved as a part of such system of highways in such State, any of the lines of the strategic network of highways.

42 Stat. 213.
23 U. S. C. § 6.

SEC. 3. EXTENSION OF SECONDARY ROAD SYSTEM.—Funds heretofore or hereafter made available for expenditure under the provisions of the Federal Highway Act, as amended and supplemented, for secondary or feeder roads are hereby also made available for expenditure on any roads (including bridges thereon) which are lines of the strategic network of highways and are not on the system of Federal-aid highways.

42 Stat. 212.
23 U. S. C., ch. 1.

SEC. 4. STRATEGIC HIGHWAY NETWORK.—(a) For carrying out projects to correct critical deficiencies in lines of the strategic network of highways and bridges, during the continuance of the emergency declared by the President on May 27, 1941, there is hereby authorized to be appropriated the sum of \$25,000,000. Such sum shall be immediately apportioned among the States in accordance with the provisions of section 21 of the Federal Highway Act, as amended and supplemented, and shall be expended in accordance with the provisions of such Act, as amended and supplemented: *Provided*, That during the continuance of the emergency declared by the President on May 27, 1941, when funds heretofore, herein, or hereafter made available for expenditure in accordance with the provisions of the Federal Highway Act, as amended and supplemented, on the system of Federal-aid highways, or on secondary or feeder roads, are expended for any project on the strategic network of highways, including all such projects under construction during the period of said emergency, the Federal share payable on account of any such project shall be increased to three-fourths of the total cost thereof, plus a percentage

Correction of critical deficiencies.
Appropriation authorized.
6 F. R. 2617.

42 Stat. 217.
23 U. S. C. § 21.

Proviso.

Increase of Federal share in certain States.

of the remaining one-fourth of such cost in any State containing unappropriated and unreserved public lands and nontaxable Indian lands, individual and tribal, exceeding 5 per centum of the total area of all lands therein, equal to the percentage that the area of such lands in such State is of its total area.

Appropriation au-
thorized.
6 F. R. 2617.

42 Stat. 217.
23 U. S. C. § 21.

(b) There is hereby authorized to be appropriated, during the continuance of the emergency declared by the President on May 27, 1941, the sum of \$25,000,000, which shall, after the enactment of this Act, be allocated by the Federal Works Administrator to States for projects within such States without regard to the apportionment provisions of section 21 of the Federal Highway Act, as amended and supplemented, and shall be available for expenditure in accordance with the provisions of this Act, to supplement other Federal highway funds now or hereafter available for use for projects for the reconstruction and replacement of critically deficient bridges and the correction of other critical deficiencies in the strategic network of highways.

Action upon proj-
ects submitted by
States.

49 Stat. 1519.
23 U. S. C. § 21a.

(c) Upon apportionment or allocation to the States of the sums authorized to be appropriated by this section, the State highway departments may submit projects, and such projects shall be acted upon and may be approved, in the same manner and with like effect as in the case of projects submitted for approval in accordance with the provisions of subsection (b) of the first section of the Highway Act approved June 16, 1936.

SEC. 5. REAPPORTIONMENT OF FEDERAL HIGHWAY FUNDS.—Federal funds apportioned to the States prior to December 31, 1941, 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 have not on that date been obligated by the State shall if not so obligated on or before June 30, 1943, be immediately reapportioned among the States in accordance with the provisions of said Act, as amended and supplemented: *Provided*, That any State or States which have not so obligated such apportioned funds on June 30, 1943, shall not be entitled to share in the reapportionment provided for by this section.

Proviso.

Construction and
improvement.

SEC. 6. ACCESS ROADS.—The Commissioner of Public Roads is authorized to provide for the construction and improvement of access roads (including bridges, tubes and tunnels thereon) to military and naval reservations, to defense industries and defense-industry sites, and to the sources of raw materials when such roads are certified to the Federal Works Administrator as important to the national defense by the Secretary of War or the Secretary of the Navy, and for replacing existing highways and highway connections that are shut off from general public use by necessary closures or restrictions at military and naval reservations and defense-industry sites. The acquisition of new or additional rights-of-way necessary for such projects may, to the extent determined by the Federal Works Administrator, be included as part of the construction of such projects and Federal funds shall be available to pay the cost of such acquisition. For carrying out the purpose of this section there is hereby authorized to be appropriated during the continuance of the emergency declared by the President on May 27, 1941, the sum of \$150,000,000, which shall be available, without regard to apportionment among the several States, for paying all or any part of the cost thereof: *Provided, however*, That in determining the expenditure of the funds under this section due consideration shall be given to projects for such roads in States which have heretofore expended their own funds for

Rights-of-way.

Appropriation
authorized.
Post, p. 821.
6 F. R. 2617.

Proviso.

the immediate construction of roads and highways deemed essential to the national defense, which roads and highways but for the action of such States would be properly considered for construction with Federal funds under the provisions of this section.

SEC. 7. ADVANCE OF FUNDS.—If the Commissioner of Public Roads shall determine that it is necessary for the expeditious completion of projects undertaken pursuant to this Act, he may advance to any State from funds heretofore or hereafter made available the Federal share of the cost thereof to enable the State highway department to make prompt payments for work as it progresses. The funds so advanced shall be deposited in a special trust account by the State treasurer, or other State official authorized under the laws of the State to receive Federal-aid highway funds, to be disbursed solely upon vouchers approved by the State highway department for work actually performed in accordance with plans, specifications, and estimates approved by the Public Roads Administration under the provisions of this Act. Any unexpended balances of funds so advanced shall be returned to the credit of the appropriation from which the funds have been advanced.

Deposit in special trust account.

Disposition of unexpended balances.

SEC. 8. FLIGHT STRIPS.—In order to insure greater safety for traffic on the public highways by providing additional facilities in connection therewith to be available for the landing and take-off of aircraft, the Commissioner of Public Roads is authorized to provide, in cooperation with the Army Air Corps, for studies and for the construction of flight strips adjacent to public highways or roadside-development areas along such highways. The acquisition of new or additional lands necessary for such projects may, to the extent determined by the Federal Works Administrator, be included as part of the construction thereof and Federal funds shall be available to pay the cost of such acquisition. For carrying out the purposes of this section, there is hereby authorized to be appropriated during the continuance of the emergency declared by the President on May 27, 1941, in addition to any funds that may be available under any other appropriation, the sum of \$10,000,000, which shall be available, without regard to apportionment among the several States, for paying all or any part of the cost of such projects.

Acquisition of lands.

Appropriation authorized. Post, p. 822. 6 F. R. 2617.

SEC. 9. SURVEYS AND PLANS.—The Commissioner of Public Roads is authorized to make such surveys and plans as may be necessary to carry out the purposes of this Act, including advance engineering surveys and plans for future development of the strategic network of highways and bypasses around and extensions into and through municipalities and metropolitan areas. Any funds available for carrying out any of the purposes of sections 4, 6, and 8, of this Act may be used for paying the Federal share of the cost of the surveys and plans required for such purposes, respectively, and the necessary administrative expenses for carrying out the provisions of this Act shall be made available in accordance with the provisions of section 21 of the Federal Highway Act. By agreement with the State highway department of any State, any project carried out in such State under the provisions of this section may be carried out through or in cooperation with the highway department of such State. For carrying out advance engineering surveys there is hereby authorized to be appropriated during the continuance of the emergency declared by the President on May 27, 1941, for apportionment among the States in accordance with the provisions of section 21 of the Federal Highway Act, as amended and supplemented, the sum of \$10,000,000. Such sum shall be matched with State funds on the pro rata basis heretofore provided by law.

Advance engineer ing surveys, etc.

Availability of funds.

42 Stat. 217. 23 U. S. C. §21.

Appropriation authorized. 6 F. R. 2617.

Highways, etc.,
damaged by Army or
Navy.
Reimbursement to
States.

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. 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.

Payment of claim.

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.

Provisos.

Cooperative de-
velopment, etc.

SEC. 11. OFF-STREET PARKING.—In order to facilitate the flow of traffic on sections of the strategic network of highways forming bypasses around and connections into and through municipalities and metropolitan areas, the Commissioner of Public Roads is authorized to cooperate with the States in the location, development, and construction of off-street facilities for the parking of vehicles, and projects for providing such facilities shall be considered to be highway projects.

Where street park-
ing prohibited.

Where provision is made by any State for the permanent prohibition of parking of vehicles within the roadway or street portion of any through highway over which the State has been legally vested with traffic control and which forms a section of the strategic network of highways, funds heretofore or hereafter made available for expenditure in accordance with the provisions of the Federal Highway Act, as amended and supplemented, for construction and reconstruction on the system of Federal-aid highways, are hereby also made available, on the pro rata basis heretofore provided by law, for the location, development, and construction of off-street vehicle parking facilities to serve the area where parking on such highway is so prohibited, including the cost of acquiring the lands necessary for such facilities:

Availability of
funds.

Provided, That the Federal Works Administrator is authorized and directed to withhold from any allotment of Federal highway funds to any State a sum equal to the Federal share of the cost of any off-street parking facilities upon the failure of such State adequately to enforce such permanent prohibition of parking of vehicles within the roadway or street portion in connection with which Federal funds have been expended for the construction of such off-street parking facilities: *And provided further*, That the authority contained in this section shall not be exercised unless the Commissioner of Public Roads finds that the Federal share of the cost of providing such off-street parking facilities will be materially less than the Federal share of the cost of widening or relocating the section of the strategic network of highways which such off-street parking facilities are designed to serve, and that the benefits to be derived from the construction of off-street parking facilities will be substantially as great as the benefits to be derived from such widening or relocation.

Provisos.
Enforcement of
parking prohibition.

Restriction on cost.

SEC. 12. COST OF RIGHT-OF-WAY ON STRATEGIC HIGHWAY NETWORK.—When funds heretofore or hereafter made available for

expenditure in accordance with the provisions of the Federal Highway Act, as amended and supplemented, are expended for any project on the strategic network of highways the acquisition of new or additional rights-of-way necessary for such project may, to the extent determined by the Federal Works Administrator, be included as part of the construction of such project and Federal funds shall be available, to the extent determined by the Federal Works Administrator, to pay a share of the costs of such acquisition.

SEC. 13. COST OF RIGHT-OF-WAY IN GRADE-CROSSING ELIMINATION.—When funds heretofore or hereafter made available for expenditure in accordance with the provisions of the Federal Highway Act, as amended and supplemented, for the elimination of hazards to life at railroad grade crossings are expended for any project on the strategic network of highways, the acquisition of new or additional rights-of-way necessary for such project may, to the extent determined by the Federal Works Administrator, be included as part of the construction of such project and such funds shall be available, to the extent determined by the Administrator, to pay a share of the costs of such acquisition.

SEC. 14. ACQUISITION OF RIGHTS-OF-WAY.—By agreement with the State highway department of any State, such new or additional rights-of-way, lands, or interests in lands in such State as may be required for any project authorized by this Act, may be acquired by such highway department or by any political subdivision of such State, and the Commissioner of Public Roads may advance or reimburse the share of the cost of such acquisition payable by the Federal Government: *Provided, however,* That if the Federal Works Administrator shall determine that the highway department of any State is unable to obtain possession and the right to enter upon and use the required rights-of-way, lands, or interests in lands, improved or unimproved, with sufficient promptness, the Federal Works Administrator is authorized to acquire, prior to approval of title by the Attorney General, in the name of the United States, such rights-of-way, lands, or interests in lands as may be required in such State for such projects, by purchase, donation, condemnation, or otherwise, in accordance with the laws of the United States (including the Act of February 26, 1931, 46 Stat. 1421) and, during the continuance of the emergency declared by the President on May 27, 1941, may enter upon and take possession thereof, and expend public funds for projects thereon, prior to approval of title by the Attorney General (without regard to the provisions of sections 355, 1136, and 3709 of the Revised Statutes, as amended, and without regard to State, municipal, or local laws, ordinances, or regulations). The costs incurred by the Federal Works Administrator in acquiring any such rights-of-way, lands, or interests in lands may include the cost of examination and abstract of title, certificate of title, advertising, and any fees incidental to such acquisition; and shall be payable out of the funds available for paying the cost, or the Federal share of the cost, of the project for which such rights-of-way, lands, or interests in lands are acquired. The Federal Works Administrator is further authorized and directed, by proper deed executed in the name of the United States, to convey any lands or interest in lands acquired in any State under the provisions of this section to the highway department of such State, or to such political subdivision thereof as its laws may provide, upon condition that such highway department or political subdivisions will accept the same and will maintain the project constructed thereon.

SEC. 15. ROAD WORK FOR FEDERAL AGENCIES.—The Commissioner of Public Roads is authorized, upon the request of any branch of the Federal Government, to perform any service in connection with the

Proviso.
Acquisition prior to
approval of title.

40 U. S. C. §§ 258a-
259c.
6 F. R. 2017.

34 U. S. C. § 520; 10
U. S. C. § 1330; 41
U. S. C. § 5.

Payment of costs.

Conveyance of
lands, etc., to States.

construction of roads or bridges, including the preparation of plans, designs, specifications and estimates, the execution of contracts, and supervision of the work, payment of all costs involved in such work to be made by transfer of funds in accordance with the provisions of section 7 of the Act approved May 21, 1920 (41 Stat. 613), as amended.

31 U. S. C. § 686.

SEC. 16. DETAIL OF EMPLOYEES AS STUDENTS.—During any fiscal year the Commissioner of Public Roads is hereby authorized, in his discretion, to detail not to exceed ten of the regularly employed personnel of the Public Roads Administration as students for limited periods at such technical institutions as will enable such personnel to acquire special knowledge which will better fit them for the lines of work to which they are assigned: *Provided*, That no expense other than the salaries of personnel so detailed and the cost of tuition and other regular fees required at such institutions shall be incurred by the United States under this section.

Proviso.

SEC. 17. DETAIL OF ARMY AND NAVY OFFICERS.—The Secretary of War and the Secretary of the Navy, upon request of the Federal Works Administrator, are authorized to make temporary details to the Public Roads Administration of officers of the Army and officers of the Navy, without additional compensation, for technical advice and for consultation regarding highway needs for the national defense: *Provided*, That the travel and subsistence expenses of officers so detailed shall be paid, from appropriations available to the Public Roads Administration, on the same basis as authorized by law and by regulations of the War Department for officers of the Army and by law and by regulations of the Navy Department for officers of the Navy.

Proviso.

SEC. 18. This Act may be cited as the "Defense Highway Act of 1941".

Short title.

Approved, November 19, 1941.

[CHAPTER 475]

AN ACT

November 21, 1941
[S. 2024]
[Public Law 296]

To authorize the incorporated city of Ketchikan, Alaska, to undertake certain public works and for such purpose to issue bonds in a sum not exceeding \$250,000.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the incorporated city of Ketchikan, Alaska, is hereby authorized and empowered (1) to construct, furnish, and equip a new public-school building, including the purchase and clearing of the necessary site therefor; (2) to reconstruct and remodel for use as a high school the present public-school building which is now jointly used for grade and high-school purposes; (3) to construct, furnish, and equip a new fire hall for use of the city and to tear down and remove the present building used for that purpose which is no longer safe or adequate; and for such purposes to issue bonds in any amount not exceeding \$250,000, the same to be in excess of the present bonded indebtedness of said city.

Ketchikan, Alaska.
Construction of
public works.

Bond issue.

Special election.

SEC. 2. Before said bonds shall be issued a special election shall be ordered by the common council of the said city of Ketchikan, Alaska, at which election the question of whether such bonds shall be issued in any amount not exceeding \$250,000 for any or all of the purposes hereinbefore set forth shall be submitted to the qualified electors of said city of Ketchikan, Alaska, whose names appear on the last assessment roll of said city for purposes of municipal taxation. The form of the ballot shall be such that the electors may vote for or

against the issuance of bonds in any amount not exceeding \$250,000 for any or all of the purposes herein specified. Not less than twenty days' notice of such election shall be given to the public by posting notices of same in three conspicuous places within the corporate limits of the city of Ketchikan, Alaska, one of which shall be at the front door of the United States post office at Ketchikan, Alaska. The election notices shall state that bonds in any amount not exceeding \$250,000 are proposed to be issued for the purposes, or any of them, herein specified. The registration for such election, the manner of conducting the same, and the canvass of the returns of said election shall be, as nearly as practicable, in accordance with the requirements of law in general or special elections in said municipality; and such bonds shall be issued for the purposes herein authorized only upon condition that not less than 55 per centum of the votes cast at such election in said municipality shall be in favor of the issuance of said bonds for such purpose or purposes.

SEC. 3. The bonds herein authorized shall be coupon in form and shall mature in not to exceed thirty years from the date thereof. Such bonds may bear such date or dates, may be in such denomination or denominations, may mature in such amounts and at such time or times, not exceeding thirty years from the date thereof, may be payable at such place or places, may be sold at either public or private sale, may be nonredeemable or redeemable (either with or without premium), and may carry such registration privileges as to either principal and interest, or principal only, as shall be prescribed by the common council of said city of Ketchikan. The bonds shall bear the signatures of the mayor and of the clerk of the city of Ketchikan, and shall have impressed thereon the official seal of said municipality. The coupons to be annexed to such bonds shall bear the facsimile signatures of the mayor and of the clerk of said municipality. In case any of the officers whose signatures or countersignatures appear on the bond shall cease to be such officers before delivery of such bonds, said signatures or countersignatures, whether manual or facsimile, shall nevertheless be valid and sufficient for all purposes, the same as if said officers had remained in office until such delivery. Said bonds shall bear interest at a rate to be fixed by the common council of the city of Ketchikan, not to exceed, however, 5 per centum per annum, payable semiannually, and said bonds shall be sold at not less than the principal amount plus accrued interest. Such bonds shall be, and shall at all times be treated as, negotiable instruments for all purposes.

SEC. 4. The bonds herein authorized to be issued shall be general obligations of the said city of Ketchikan, payable as to both interest and principal from ad valorem taxes which shall be levied upon all of the taxable property within the corporate limits of such municipality in an amount sufficient to pay the interest on and the principal of such bonds as and when the same become due and payable, and also payable from any other funds of said city which may lawfully be applied thereto.

SEC. 5. No part of the funds arising from the sale of said bonds shall be used for any purpose or purposes other than those specified in this Act. Said bonds shall be sold only when and in such amounts as the common council of the city of Ketchikan shall direct; and the proceeds thereof shall be distributed only for the purposes, 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. 6. The said city of Ketchikan is hereby authorized to enter into contracts with any person or persons, firms or corporations, public or private, for the sale of such bonds; and such contracts may

Notice of election.

Registration, etc.

Percentage of favorable votes required.

Form and maturity of bonds.

Signatures, etc.

Interest rate.

Obligations payable from taxes.

Restrictions.

Contracts for sale of bonds.

Acceptance of grants
to aid in financing.

contain such terms and conditions as may be agreed upon by and between the common council of said city of Ketchikan and any such purchaser. The city of Ketchikan is further authorized to accept any grant or grants for which it may be eligible to aid in the financing of the public works herein authorized, and through its common council to enter into any and all suitable contracts necessary or proper to secure such grant or grants.

Approved, November 21, 1941.

[CHAPTER 476]

AN ACT

November 21, 1941

[H. R. 586]

[Public Law 297]

To authorize maintenance and use of a banking house upon the United States military reservation at Hickam Field, Oahu, Hawaii.

Hickam Field,
Oahu, T. H.
Maintenance, etc.,
of banking house.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Bishop National Bank of Hawaii, at Honolulu, a national banking association organized and existing under the laws of the United States relative to national banks be, and it is hereby, authorized, upon the completion of the erection of the building authorized to be erected by said bank under the provisions of a revocable license issued by the Secretary of War on the United States military reservation at Hickam Field, Oahu, Hawaii, to maintain, alter, improve, and use the same, under such regulations and conditions and for such term or terms as the Secretary of War may from time to time prescribe, for the purpose of conducting therein a general banking business authorized under and by the charter of the bank and the laws of the United States relative to national banks.

Approved, November 21, 1941.

[CHAPTER 477]

AN ACT

November 21, 1941

[H. R. 588]

[Public Law 298]

To authorize an appropriation for the purpose of establishing a national cemetery at Honolulu, Territory of Hawaii.

Honolulu, T. H.
Appropriation au-
thorized.

Proviso.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$50,000 to establish a national cemetery at Honolulu, Territory of Hawaii: *Provided,* That a suitable location for such a cemetery, acceptable to the War Department, shall be made available without cost to the United States Government.

Approved, November 21, 1941.

[CHAPTER 478]

AN ACT

November 21, 1941

[H. R. 1106]

[Public Law 299]

To authorize the Secretary of War to grant a right-of-way to Grand Trunk Western Railroad Company, across the Kalamazoo National Guard Target Range, Michigan.

Kalamazoo National
Guard Target Range,
Mich.
Grant of right-of-
way.

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 grant to Grand Trunk Western Railroad Company, a corporation, incorporated and consolidated under the laws of the States of Michigan and Indiana, its successors and assigns, for such compensation and under such other terms and conditions as may be approved by the Secretary of War,

a right-of-way over and across the Kalamazoo National Guard Target Range, Michigan, for railroad industrial spur-track purposes, with full power to locate, construct, and operate a railroad industrial spur track with necessary appurtenances, appendages, and adjuncts, the location and width of such right-of-way to be determined by the Secretary of War: *Provided*, That the land shall not be used for other than railroad industrial spur purposes, and when the property shall cease to be so used it shall revert to the United States.

Approved, November 21, 1941.

Proviso.

[CHAPTER 479]

AN ACT

To repeal the prohibition against the filling of a vacancy in the office of district judge for the district of Massachusetts.

November 21, 1941
[H. R. 2596]
[Public Law 300]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provision of subsection (e) of section 4 of the Act entitled "An Act to provide for the appointment of additional judges for certain United States district courts, circuit courts of appeals, and certain courts of the United States for the District of Columbia", approved May 31, 1938 (52 Stat. 585; U. S. C., title 28, sec. 4v), which reads: "*Provided*, That the first vacancy occurring in the office of district judge for the district of Massachusetts by the retirement, disqualification, resignation, or death of judges in office on the date of enactment of this Act shall not be filled;" be, and it is hereby, repealed.

United States courts.
Repeal of designated provision.

28 U. S. C. § 1 and note.

Approved, November 21, 1941.

[CHAPTER 480]

AN ACT

To provide for the alteration, reconstruction, or relocation of certain highway and railroad bridges by the Tennessee Valley Authority.

November 21, 1941
[H. R. 3182]
[Public Law 301]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever, as the result of the construction of any dam, reservoir, or other improvement under the provisions of the Tennessee Valley Authority Act, or amendments thereto, any bridge, trestle, or other highway or railroad structure located over, upon, or across the Tennessee River or any of its navigable tributaries, including approaches, fenders, and appurtenances thereto, is endangered or otherwise adversely affected and damaged, including any interference with or impairment of its use, to the extent that protection, alteration, reconstruction, relocation, or replacement is necessary or proper to preserve its safety or utility or to meet the requirements of navigation or flood control, or both, the owner or owners of such bridge, trestle, or structure shall be compensated by the Tennessee Valley Authority in the sum of the reasonable actual cost of such protection, alteration, reconstruction, relocation, or replacement: *Provided*, That in arriving at the amount of such compensation the bridge owner shall be charged with a sum which shall equal the net value to the owner of any direct and special benefits accruing to the owner from any improvement or addition or betterment of the altered, reconstructed, relocated, or replaced bridge, trestle, or structure. The Tennessee Valley Authority is empowered to contract with such owner with respect to any such protection, alteration, reconstruction, relocation, or replacement, the payment of the cost thereof and its proper division, which contract may provide either for money compensation or for the performance of all or any

Tennessee Valley Authority.
Reconstruction, etc., of certain bridges.
48 Stat. 68.
16 U. S. C. §§ 831-831dd.

Provisos.
Owner to be charged for benefits.

Contracting authority.

Payments from Authority's earnings.

Right to bring suit upon failure to agree, etc.

Funds for satisfying judgment.

Proviso. Approval of location and plans.

part of the work by the Tennessee Valley Authority: *Provided further*, That the payments herein provided for shall be paid out of the earnings of the Authority.

In the event of a failure to agree upon the terms and conditions of any such contract, or upon any default in the performance of any contract entered into pursuant to this Act, the bridge owner or the Tennessee Valley Authority shall have the right to bring suit to enforce its rights or for a declaration of its rights under this Act, or under any such contract, in the district court of the United States for the district in which the property in question is located. In any such proceeding the court shall apportion the total cost of the work between the Tennessee Valley Authority and the owner in accord with the provisions contained in this section. Any judgment, award, or decree rendered against the Tennessee Valley Authority under this section may be satisfied out of appropriations available for the major project which requires the protection, alteration, reconstruction, relocation, or replacement: *Provided*, That, prior to such alteration, reconstruction, or relocation of said bridges, the location and plans shall be submitted to and approved by the Chief of Engineers and by the Secretary of War in accordance with existing laws.

Approved, November 21, 1941.

[CHAPTER 481]

AN ACT

November 21, 1941
[H. R. 4381]
[Public Law 302]

To repeal the Act entitled "An Act to authorize the construction of bridges across a portion of the Minnesota River in the State of Minnesota", approved March 15, 1904.

Minnesota River, Minn., bridges.

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 construction of bridges across a portion of the Minnesota River in the State of Minnesota", approved March 15, 1904 (33 Stat. 83, ch. 548), is hereby repealed.

Approved, November 21, 1941.

[CHAPTER 482]

AN ACT

November 21, 1941
[H. R. 4791]
[Public Law 303]

To reimburse the city of McMinnville, Oregon, for damages assessed to it by the United States for innocent trespass upon land belonging to the United States.

McMinnville, Oreg.
Reimbursement.
39 Stat. 222.

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 Oregon and California land-grant fund, the sum of \$1,395 to reimburse the city of McMinnville, Oregon, for damages paid to the United States by the city of McMinnville, Oregon, for innocent trespass upon land belonging to 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.

Proviso.

Approved, November 21, 1941.

[CHAPTER 483]

AN ACT

To authorize transportation of employees of the United States on vessels of the Army transport service.

November 21, 1941
[H. R. 4904]
[Public Law 304]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That when, in the opinion of the Secretary of War, accommodations are available, transportation on vessels of the Army transport service may be provided, without expense to the United States, to employees of the United States, residing in Alaska, who have been in such employment for a period of not less than two years, and to their families: *Provided,* That except in cases of dire emergency such as sickness or death, the privilege herein granted shall be limited, as to each eligible individual, to one round trip between Alaska and the States during each two-year period from and after the passage of this Act.

Alaska.
Transportation of
U. S. employees on
Army transports.

Proviso.

Approved, November 21, 1941.

[CHAPTER 484]

AN ACT

To extend the times for commencing and completing the construction of a bridge across the Mississippi River at or near Memphis, Tennessee.

November 21, 1941
[H. R. 4912]
[Public Law 305]

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 hereby extended one and three years, respectively, from August 10, 1941.

Mississippi River.
Time extended for
bridging, at Mem-
phis, Tenn.

53 Stat. 1338; 54
Stat. 962.

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

Approved, November 21, 1941.

[CHAPTER 485]

AN ACT

To amend section 9 (b) of the Tennessee Valley Authority Act, as amended by section 14 of the Act of August 31, 1935.

November 21, 1941
[H. R. 4961]
[Public Law 306]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 9 (b) of the original Tennessee Valley Authority Act, as amended by section 14 of the Act of August 31, 1935 (49 Stat. 1080), be, and the same is hereby, further amended by adding at the end thereof the following: "Nothing in this Act shall be construed to relieve the Treasurer or other accountable officers or employees of the Corporation from compliance with the provisions of existing law requiring the rendition of accounts for adjustment and settlement pursuant to section 236, Revised Statutes, as amended by section 305 of the Budget and Accounting Act, 1921 (42 Stat. 24), and accounts for all receipts and disbursements by or for the Corporation shall be rendered accordingly: *Provided,* That, subject only to the provisions of the Tennessee Valley Authority Act of 1933, as amended, the Corporation is authorized to make such expenditures and to enter into such contracts, agreements, and arrangements, upon such terms and conditions and in such manner as it may deem necessary, including the final settlement of all claims and litigation by or against the Corporation; and, notwithstanding the provisions of any other law governing the

Tennessee Valley
Authority Act,
amendment.
48 Stat. 63.
16 U. S. C. § 831h.

Rendition of ac-
counts for adjustment
and settlement.

31 U. S. C. § 71.

Proviso.
48 Stat. 58.
16 U. S. C. §§ 831-
831dd.

expenditure of public funds, the General Accounting Office, in the settlement of the accounts of the Treasurer or other accountable officer or employee of the Corporation, shall not disallow credit for, nor withhold funds because of, any expenditure which the Board shall determine to have been necessary to carry out the provisions of said Act.

"The Corporation shall determine its own system of administrative accounts and the forms and contents of its contracts and other business documents except as otherwise provided in the Tennessee Valley Authority Act of 1933, as amended."

Approved, November 21, 1941.

Matters to be determined by Corporation.

[CHAPTER 486]

AN ACT

November 21, 1941
[H. R. 4994]
[Public Law 307]

Granting the consent of Congress to the Commonwealth of Pennsylvania to construct, maintain, and operate a free highway bridge across the Susquehanna River at Bridge Street in Plymouth Borough, between Plymouth and Hanover Townships, in the county of Luzerne, and in the Commonwealth of Pennsylvania.

Susquehanna River.
Bridge authorized across, between Plymouth and Hanover Townships, Pa.

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 Commonwealth of Pennsylvania to construct, maintain, and operate a free highway bridge, and approaches thereto, across the Susquehanna River, at a point suitable to the interests of navigation, at Bridge Street in Plymouth Borough and between Plymouth and Hanover Townships, Luzerne County, in the Commonwealth of Pennsylvania, 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, excepting that the times for commencing and completing the construction shall be two and four years from the date of approval of 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, November 21, 1941.

[CHAPTER 487]

AN ACT

November 21, 1941
[H. R. 5076]
[Public Law 308]

To empower the Legislature of the Territory of Hawaii to authorize the County of Kauai to issue improvement bonds.

Kauai County, T. H.
Issuance of bonds for financing improvements.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Legislature of the Territory of Hawaii may authorize the County of Kauai to issue its general obligation bonds for the purpose of financing improvements in said county in a total amount not exceeding \$600,000, despite the existing 5 per centum and 1 per centum limitations of indebtedness contained in section 55 of the Act of Congress of April 30, 1900, entitled "An Act to Provide a Government for the Territory of Hawaii", as amended: *Provided, however,* That when said bonds have been issued as many of them as are outstanding shall be included in the outstanding indebtedness of said county in computing the amount of additional indebtedness, other than bonds issued pursuant to the authority contained in Act 251 of the Session Laws of Hawaii of 1941, which may be incurred by said county.

31 Stat. 150.
49 U. S. C. § 562.

Proviso.

SEC. 2. Said bonds may be issued under Act 251 of the Session Laws of Hawaii of 1941 and said Act is hereby ratified and confirmed: *Provided, however,* That nothing herein contained shall be

Authorization.

Proviso.

deemed to prohibit the amendment of said Act by said Territory by the legislature thereof from time to time to provide for changes in the improvements authorized by said Act or for the disposition of unexpended moneys appropriated by said Act.

Approved, November 21, 1941.

[CHAPTER 488]

AN ACT

To approve Act numbered 112 of the Session Laws of 1941 of the Territory of Hawaii, entitled "An Act to amend Act 101 of the Session Laws of Hawaii, 1921, relating to the manufacture, maintenance, distribution, and supply of electric current for light and power within the districts of North and South Hilo and Puna, in the County of Hawaii, so as to extend the franchise to the districts of Kau and South Kohala in said county, and extend the term thereof as to the town of Hilo".

November 21, 1941
[H. R. 5077]
[Public Law 309]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Act numbered 112 of the Session Laws of 1941 of the Territory of Hawaii, entitled "An Act to amend Act 101 of the Session Laws of Hawaii, 1921, relating to the manufacture, maintenance, distribution, and supply of electric current for light and power within the districts of North and South Hilo and Puna, in the County of Hawaii, so as to extend the franchise to the districts of Kau and South Kohala in said county, and extend the term thereof as to the town of Hilo", passed by the Legislature of Hawaii and approved by the Governor of the Territory of Hawaii on April 26, 1941, be hereby approved.

Territory of Hawaii.
Approval of act extending electric franchise.

Approved, November 21, 1941.

[CHAPTER 489]

AN ACT

To authorize the Treasurer of the United States to make settlements with payees of lost or stolen checks, which have been paid on forged indorsements, in advance of reclamation, and for other purposes.

November 21, 1941
[H. R. 5079]
[Public Law 310]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$50,000, to be available until expended, to be used by the Treasurer of the United States, under the direction of the Secretary of the Treasury, for making settlement with the payees and special indorsees of certain checks drawn on the Treasurer of the United States, as hereinafter provided. There is hereby further authorized to be appropriated from time to time such additional sums as may be necessary for such purpose. There shall be on deposit with the Treasurer of the United States in a special deposit account a revolving fund, to be known as the check forgery insurance fund (hereinafter referred to as "the fund"), to be composed of the sum of \$50,000 and such further sums as may hereafter be appropriated from time to time, together with all recoveries deposited to the credit of the fund as hereinafter provided.

Treasurer of the United States.
Settlement with payees of lost or stolen checks.
Appropriation authorized.

Check forgery insurance fund.

SEC. 2. Whenever it is established (a) that any check heretofore or hereafter drawn on the Treasurer of the United States has been lost or stolen, without the fault of the payee or a holder who is a special indorsee and whose indorsement is necessary to the further negotiation of such check, (b) that such check has thereafter been negotiated and paid by the Treasurer on a forged indorsement of the payee's or special indorsee's name, (c) that the payee or special indorsee has not participated either directly or indirectly in the pro-

Conditions.

ceeds of such negotiation or payment, and (d) that reclamation from the forger or transferees or parties on such check subsequent to the forgery has been or may be delayed or be unsuccessful, the Treasurer of the United States is authorized and directed to draw on the fund prior to reclamation to pay such payee or special indorsee the amount of such check, without interest.

Liability of forger,
etc.

SEC. 3. Nothing contained in this Act shall be construed to relieve the forger from civil or criminal liability, nor to relieve any transferee or party on such check subsequent to the forgery from liability on his express or implied guaranty of prior indorsements, or liability to make refund to the Treasurer of the United States, and all amounts received by the Treasurer by way of reclamation from such persons, or other persons making repayment on behalf of such persons, to the extent that such amounts are necessary to reimburse the fund for payments made to payees or special indorsees therefrom shall forthwith be deposited to the credit of the fund and shall be available for the purposes thereof.

Credit of amounts
reclaimed.

Rules and regula-
tions.

SEC. 4. The Secretary of the Treasury shall have the power to make such rules and regulations as he may deem necessary or proper for the administration of the provisions of this Act.

Effective date.

SEC. 5. This Act shall take effect on the sixtieth day following the date of its enactment.

Approved, November 21, 1941.

[CHAPTER 490]

AN ACT

November 21, 1941

[H. R. 5120]

[Public Law 311]

To authorize the Secretary of the Treasury to dispose of the remaining portion of the Grosse Point Lighthouse Reservation by deed to the city of Evanston, Illinois.

Grosse Point Light-
house Reservation.

Conveyance of por-
tion to Evanston, Ill.

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 to convey to the city of Evanston, Illinois, for public-park purposes, under the same conditions prescribed by the Act of May 28, 1935 (49 Stat. 311), the remaining portion of the Grosse Point Lighthouse Reservation which was not conveyed to the city of Evanston by deed of conveyance dated July 2, 1935.

Approved, November 21, 1941.

[CHAPTER 491]

AN ACT

November 21, 1941

[H. R. 5128]

[Public Law 312]

To extend the times for commencing and completing the construction, by the Alabama Bridge Commission, an agency of the State of Alabama, of a toll bridge and causeway between Dauphin Island and the mainland at or near Cedar Point, within the State of Alabama.

Construction of
bridge between Dau-
phin Island and Cedar
Point, Ala.

Time extension.

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 by the Alabama Bridge Commission, an agency of the State of Alabama, or assigns, of a toll bridge and causeway between Dauphin Island and the mainland at or near Cedar Point, within the State of Alabama, authorized by Public Law Numbered 727, Seventy-sixth Congress, approved July 8, 1940, be, and the same are, extended one and three years, respectively, from the date of approval of this Act.

54 Stat. 742.

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

Approved, November 21, 1941.

[CHAPTER 492]

AN ACT

To extend the provisions of the Act of February 24, 1933, and of the Act of June 29, 1940, to proceedings to punish for criminal contempt of court.

November 21, 1941
[H. R. 5203]
[Public Law 313]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the Act entitled "An Act to give the Supreme Court of the United States authority to prescribe rules of practice and procedure with respect to proceedings in criminal cases after verdict", approved February 24, 1933 (47 Stat. 904, U. S. C., title 18, sec. 688), as amended, and the provisions of the Act entitled "An Act to give the Supreme Court of the United States authority to prescribe rules of practice, pleading, and procedure with respect to proceedings in criminal cases prior to and including verdict, or finding or plea of guilty", approved June 29, 1940 (54 Stat. 688, U. S. C., title 18, sec. 687), are hereby extended to proceedings to punish for criminal contempt of court.

Supreme Court of United States.
Extension of rule-making authority.

Approved, November 21, 1941.

[CHAPTER 493]

AN ACT

To constitute an Army Chaplains' Corps with a brigadier general as Chief.

November 21, 1941
[H. R. 5356]
[Public Law 314]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That during the unlimited national emergency declared by the President on May 27, 1941, and for six months after the termination thereof, the Chief of Chaplains shall be entitled to hold the temporary rank of brigadier general, and shall receive the pay and allowances of a brigadier general while serving in such grade.

Chief of Chaplains, Army.
Temporary rank, pay, and allowances.
6 F. R. 2617.

Approved, November 21, 1941.

[CHAPTER 494]

AN ACT

To authorize the transportation of employees of the Alaska Road Commission, and to validate payments made for that and other purposes.

November 21, 1941
[H. R. 5374]
[Public Law 315]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That funds heretofore or hereafter made available to the Alaska Road Commission may be expended for the transportation within the Territory of Alaska of any employees to and from points of hire and posts of duty and between the last post of duty and point of discharge, and any payments heretofore made for such purposes and for the furnishing of subsistence and quarters to supervisory field employees shall be allowed in the accounts of the paying officers if otherwise found correct, and no amounts so paid and not heretofore recovered shall be charged against the payees on account of such payments.

Alaska Road Commission.
Transportation of employees.

Approved, November 21, 1941.

[CHAPTER 495]

AN ACT

Providing an appropriation for additional members of the Metropolitan Police force of the District of Columbia, and for other purposes.

November 21, 1941
[H. R. 5553]
[Public Law 316]

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 to the

Metropolitan Police, D. C.
Appropriations for 1942.

credit of the District of Columbia not otherwise appropriated, for the fiscal year 1942, for the following purposes, namely:

Additional amount
for personnel.
Ante, p. 514.

For an additional amount for 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 uniforms and equipment for such personnel, \$103,708.

D. C. Code §§ 4-108,
4-801, 4-802.

Regulation, etc., of
traffic.
Ante, p. 529.

For an additional amount for the expenses necessarily involved in the police control, regulation, and administration of traffic upon the highways, payable 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, \$16,625.

43 Stat. 106; 50 Stat.
676.
D. C. Code §§ 47-
1901 to 47-1916.
Post, p. 871.

Approved, November 21, 1941.

[CHAPTER 496]

AN ACT

November 21, 1941
[H. R. 5556]
[Public Law 317]

Granting the consent of Congress to the State of Minnesota and the city of Minneapolis to construct, maintain, and operate a free highway bridge across the Mississippi River at or near Minneapolis, Minnesota.

Mississippi River.
Bridge authorized
across, at Minneapolis,
Minn.

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 Minnesota and the city of Minneapolis to construct, maintain, and operate a free highway bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near Washington Avenue South and Southeast in Minneapolis, Minnesota, 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, November 21, 1941.

[CHAPTER 497]

AN ACT

November 21, 1941
[H. R. 5557]
[Public Law 318]

Authorizing the State of Indiana to construct, maintain, and operate a free highway bridge across the Wabash River at or near Montezuma, Indiana.

Wabash River.
Bridge authorized
across, at Montezuma,
Ind.

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 Indiana to construct, maintain, and operate a free highway bridge and approaches thereto across the Wabash River, at a point suitable to the interests of navigation, at or near Montezuma, Indiana, in accordance with the provisions of an 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, November 21, 1941.

[CHAPTER 498]

AN ACT

To provide for payments in advance to enlisted men of monetary allowance in lieu of quarters and subsistence under certain conditions.

November 21, 1941
[H. R. 5600]
[Public Law 319]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 11 of the Act of June 10, 1922 (42 Stat. 630), be amended by adding thereto the following proviso: "Provided, That payments of allowance for quarters and subsistence may be made in advance to enlisted men under such regulations as the President may prescribe".

Quarters and subsistence, enlisted men.
37 U. S. C. § 19.

Approved, November 21, 1941.

[CHAPTER 499]

AN ACT

To extend, under certain conditions, the time for examination of monthly accounts covering expenditures by disbursing officers of the Army after the date of actual receipt by bureaus and offices of the War Department, and before transmitting the same to the General Accounting Office.

November 21, 1941
[H. R. 5653]
[Public Law 320]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for examination of monthly accounts covering expenditures by disbursing officers of the Army after the date of actual receipt by bureaus and offices of the War Department and before transmitting the same to the General Accounting Office, as limited by section 12 of the Act of July 31, 1894 (28 Stat. 209), as amended by section 4 of the Act of March 2, 1895 (28 Stat. 807), by the Act of March 2, 1901 (31 Stat. 910), and by the Act of June 10, 1921 (42 Stat. 24), and notwithstanding the provisions of the Act of July 9, 1918 (40 Stat. 892), is hereby extended, in time of war or during any emergency declared by Congress or determined by the President and for a period of eighteen months after such war or emergency shall have ceased to exist, from sixty to ninety days.

Army monthly accounts.
Extension of time for examination.

31 U. S. C. §§ 78, 496, 80, 71.

Approved, November 21, 1941.

[CHAPTER 500]

AN ACT

To amend the District of Columbia Unemployment Compensation Act.

November 21, 1941
[H. R. 5708]
[Public Law 321]

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:

In section 3 (c), line 2, after the word "year", strike out the figures "1942" and insert in lieu thereof the figures "1943".

D. C. Unemployment Compensation Act, amendment.
49 Stat. 948; 54 Stat. 731.
D. C. Code § 46-303 (c).

Approved, November 21, 1941.

[CHAPTER 501]

AN ACT

Authorizing the procurement and issue of an Army of Occupation of Germany Medal for each person who served in Germany or Austria-Hungary during the period of occupation.

November 21, 1941
[H. R. 5750]
[Public Law 322]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to procure and issue an Army of Occupation of Germany Medal of appropriate design, including suitable appurtenances, to be issued to each officer and enlisted man of the armed forces, or to the nearest of kin surviving of

Army of Occupation of Germany Medal.
Procurement and issue to persons eligible.

Proviso.

those deceased, who served in Germany or Austria-Hungary during the period of occupation at any time during the inclusive period from November 12, 1918, to July 11, 1923: *Provided*, That such medals and appurtenances shall not be issued in cases where the person has, during or subsequent to such service, been dismissed or discharged other than honorably from the service or deserted.

Approved, November 21, 1941.

[CHAPTER 502]

AN ACT

November 21, 1941
[H. R. 5783]
[Public Law 323]

To authorize the construction or acquisition of certain naval local defense vessels, and for other purposes.

Naval local defense
vessels.
Construction, ac-
quisition, etc.

Post, p. 816.

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, with the approval of the President, is hereby authorized to undertake the construction of or to acquire and convert not to exceed four hundred miscellaneous light-draft vessels and small craft of such sizes, types, and designs, suitable for local defense use as patrol vessels, minesweepers, and the like, as he may consider best suited for the purposes of national defense, such vessels to be in addition to those heretofore authorized.

Appropriation
authorized.
Post, p. 816.

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, not to exceed \$300,000,000.

Approved, November 21, 1941.

[CHAPTER 543]

AN ACT

November 26, 1941
[H. R. 4226]
[Public Law 324]

To provide for the construction of a Coast Guard cutter designed for ice-breaking and assistance work on the Great Lakes.

Coast Guard.
Construction of cut-
ter for Great Lakes
service.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the interest of the uninterrupted flow of interstate and foreign commerce through the Straits of Mackinac in winter seasons, and better to provide assistance to marine commerce and industry on the Great Lakes in opening ice-locked channels and ports, the Secretary of the Treasury be, and he is hereby, authorized and directed to construct and equip a Coast Guard cutter of a design especially adapted for heavy ice breaking.

Approved, November 26, 1941.

[CHAPTER 544]

AN ACT

November 26, 1941
[H. R. 4795]
[Public Law 325]

To amend the Hawaiian Homes Commission Act of 1920, as amended, by amending sections 203 (4), 208 (3), 209, 213, 215, 220, and 222 thereof and by adding thereto a new section to be numbered section 225, all relating to the powers, duties, and functions of the Hawaiian Homes Commission.

Hawaiian Homes
Commission Act, 1920,
amendments.
42 Stat. 106; 50 Stat.
499.
48 U. S. C. § 697 (4).
Available lands,
Oahu.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 203 (4) of the Hawaiian Homes Commission Act, 1920, is hereby amended so that the first course describing "(1) Portion of the government land at Auwaiolimu, Punchbowl Hill, Honolulu, Oahu" of the available lands on the Island of Oahu will read as follows:

"(1) One hundred and sixty-three degrees thirty-one minutes two hundred and thirty-eight and eight-tenths feet along the east side of Punchbowl-Makiki Road;"

SEC. 2. Section 208 (3) of the Hawaiian Homes Commission Act, 1920, is hereby amended to read as follows:

42 Stat. 111.
48 U. S. C. § 702 (3).

"(3) The lessee shall occupy and commence to use or cultivate the tract as his home or farm within one year after the lease is made. The lessee of agricultural lands shall plant and maintain not less than five, ten, fifteen, and twenty trees per acre of land leased, and the lessee of pastoral lands shall plant and maintain not less than two, three, four, and five trees per acre of land leased during the first, second, third, and fourth years, respectively, after the date of lease. Such trees shall be of types approved by the Commission and at locations specified by the Commission's agent. Such planting and maintenance shall be by or under the immediate control and direction of the lessee. Such trees shall be furnished by the Commission free of charge."

Occupancy and use
of lands.

SEC. 3. Section 209 of the Hawaiian Homes Commission Act, 1920, is hereby amended as follows:

50 Stat. 504.
48 U. S. C. § 703.

1. By amending paragraph (1) thereof to read as follows:

"(1) Upon the death of the lessee, his interest in the tract or tracts and the improvements thereon, including growing crops, either on the tract or in any collective contract or program to which the lessee is a party by virtue of his interest in the tract or tracts, shall vest in the relatives of the decedent as provided in this paragraph. From the following relatives of the lessee: Husband and wife, children, widows or widowers of the children, grandchildren, brothers and sisters, widows or widowers of the brothers and sisters, or nieces and nephews, the lessee shall designate the person or persons to whom he directs his interest in the tract or tracts to vest upon his death. Such person or persons must be qualified to be a lessee of Hawaiian home lands: *Provided, however,* That Hawaiian blood requirements shall not apply to the descendants of those who are not native Hawaiians but who were entitled to the leased land under the provisions of section 3, Public Document Numbered 227 in the Seventy-third Congress, approved May 16, 1934: *Provided further,* That such person or persons need not be twenty-one years of age. Such designation must be in writing, must be specified at the time of execution of such lease with a right in such lessee in similar manner to change such beneficiary at any time, and shall be filed with the commission and approved by the commission, in order to be effective to vest such interests in the successor or successors so named.

Successor of lessee.

Provisos.
Hawaiian blood re-
quirements.

48 Stat. 779.
48 U. S. C. § 704a.
Eligibility of minors.
Designation to be
in writing, etc.

"In the absence of such a designation as approved by the Commission, the Commission shall select from the relatives of the lessee in the order named above, as limited by the foregoing paragraph, one or more persons who are qualified to be lessees of Hawaiian home lands, except as hereinabove provided, as the successor or successors of the lessee's interest in the tract or tracts, and upon the death of the lessee, his interest shall vest in the person or persons so selected. The Commission may select such a successor or successors after the death of the lessee, and the rights to the use and occupancy of the tract or tracts may be made effective as of the date of the death of such lessee.

Selection of succes-
sor by Commission.

"In the case of the death of a lessee leaving no such relative qualified to be a lessee of Hawaiian home lands, the land subject to the lease shall resume its status as unleased Hawaiian home lands and the Commission is authorized to lease such land to a native Hawaiian or Hawaiians as provided in this Act.

Lessee leaving no
qualified relative.

"Upon the death of a lessee leaving no such relative qualified to be a lessee of Hawaiian home lands, or the cancelation of a lease by the Commission, or the surrender of a lease by the lessee, the Commission shall appraise the value of all such improvements and growing crops and shall pay to the legal representative of the deceased

Appraisal and pay-
ment to legal repre-
sentative.

lessee, or to the previous lessee, as the case may be, the value thereof, less any indebtedness to the Commission, or for taxes, or for any other indebtedness the payment of which has been assured by the Commission, from the deceased lessee or the previous lessee. Such payment shall be made out of the loan fund and shall be considered an advance therefrom reimbursable out of payments made by the successor or successors to the tract involved.

Appraisers.

"Such appraisal shall be made by three appraisers, one of which shall be named by the Commission, one by the previous lessee or the legal representative of the deceased lessee, as the case may be, and the third shall be selected by the two appraisers hereinbefore mentioned."

Textual changes.

2. By deleting therefrom paragraph (3) thereof.

3. By substituting for the figure "(4)", of paragraph (4) thereof, the figure "(3)".

42 Stat. 112.
48 U. S. C. § 707.

SEC. 4. Section 213 of the Hawaiian Homes Commission Act, 1920, is hereby amended to read as follows:

Hawaiian home-loan fund.

"SEC. 213. HAWAIIAN HOME-LOAN FUND; HAWAIIAN HOME-DEVELOPMENT FUND; HAWAIIAN HOME-ADMINISTRATION ACCOUNT; HOW CONSTITUTED.—There is hereby established in the treasury of the Territory a revolving fund to be known as the Hawaiian home-loan fund and special funds to be known as the Hawaiian home-development fund and the Hawaiian home-administration account. Thirty per centum of the Territorial receipts derived from the leasing of cultivated sugarcane lands under any other provisions of law, or from water licenses, shall be deposited into the Hawaiian home-loan fund until the aggregate amount of moneys deposited therein from such two sources, together with moneys received and deposited therein from any other sources, not including, however, installment payments upon loans made to lessees or payments by a successor or successors to the tract representing reimbursements on account of the advance made pursuant to section 209 (1), shall equal \$2,000,000. In addition to these moneys and the moneys covered into the loan fund as installments paid by lessees upon loans made to them as provided in paragraph 2 of section 215, there shall be deposited into said revolving fund all other moneys, except moneys received for the Hawaiian home-administration account, received by the Commission from any source whatsoever. The moneys in said fund shall be available only for loans to lessees as provided for in this Act, for interest and sinking fund charges upon bonds issued for Hawaiian homes purposes and for the payments provided for in section 209 (1), and shall not be expended for any other purpose whatsoever, except that 25 per centum of the amount of moneys so covered into the said revolving fund annually shall be transferred into the Hawaiian home-development fund until the aggregate amount of such annual transfers shall equal \$400,000. The moneys in said development fund shall be available, with the prior written approval of the Governor, for the construction of necessary improvements for domestic use and consumption of water, including the construction of pipe lines and reservoirs, for the construction of sanitary sewerage facilities and for the construction of roads through and over Hawaiian home lands. The Commission is authorized and empowered to use moneys in said fund, with the prior written approval of the Governor, to match Federal, Territorial, or county funds available for the above purposes and to that end is authorized to enter into such undertaking, agree to such conditions, transfer funds herein available for such expenditure and do and perform such other acts and things, as may be necessary or required, as a condition to securing match funds for such projects or works.

Ante, p. 783.

42 Stat. 112.
48 U. S. C. § 709 (2).
Post, p. 786.

Availability.

Hawaiian home-development fund.

Use of moneys.

Matching Federal, etc., funds.

"The entire receipts derived from any leasing of the 'available lands' defined in section 204 shall be deposited into the Hawaiian home-administration account. The moneys in said account shall be expended by the Commission for salaries and all other administration expenses of the Commission, not including structures and other permanent improvements, subject, however, to the following conditions and requirements:

Hawaiian home-administration account.
42 Stat. 110.
48 U. S. C. § 698.
Expenditures.

"(1) The Commission shall, at such time as the Governor may prescribe, but not later than November 15 preceding each biennial session of the legislature, submit to the territorial director of the bureau of the budget its budget estimates of expenditures for the next ensuing biennium in the manner and form and as required by territorial law of territorial departments and establishments.

Budget estimates.

"(2) The Commission's budget, if it meets with the approval of the Governor, shall be included in the Governor's budget report and shall be transmitted to the legislature for its approval. The total amount of the Commission's budget shall in no event exceed the amount of \$140,000 for the biennium.

Inclusion in Governor's budget report.

Limitation.

"(3) Upon approval by the legislature of the Commission's budget estimate of expenditures for the ensuing biennium or if no action hereon is taken by the legislature prior to adjournment, the amount thereof shall be available to the Commission for said biennium and shall be expendable by the Commission for the expenses hereinabove provided; any amount of money in said account in excess of the amount approved by the legislature for the biennium shall be transferred to the general fund of the treasury of the Territory, such transfer to be made immediately after the amount of moneys deposited in said administration account shall equal the amount approved by the legislature.

Availability of funds.

Transfer of excess amount.

"(4) The moneys in said administration account shall be expended by the Commission in accordance with Territorial laws, rules, and regulations and practices:

Territorial laws, rules, etc.

"Provided, however, That the receipts from the leasing of available lands as defined in section 204 shall not be covered into said account until July 1, 1943: *Provided further,* That for the biennium commencing July 1, 1941, and ending June 30, 1943, the amount of money appropriated by the Territorial legislature for the Commission, whether or not in excess of \$140,000, shall be deposited in said account and shall be expended as herein provided."

Providos.
42 Stat. 110.
48 U. S. C. § 698.

SEC. 5. Section 215 of the Hawaiian Homes Commission Act, 1920, is hereby amended as follows:

42 Stat. 112.
48 U. S. C. § 709 (1).

1. By amending paragraph (1) thereof to read as follows:

"(1) Each contract of loan with the lessee or any successor or successors to his interest in the tract shall be held subject to the following conditions, whether or not stipulated in the contract of loan: The amount of loans at any one time to any lessee, or successor or successors in interest, of a tract of agricultural or pastoral land shall not exceed \$3,000 and to any lessee, or successor or successors in interest, of a residence lot shall not exceed \$1,000: *Provided,* That where, upon the death of a lessee leaving no relative qualified to be a lessee of Hawaiian home lands, or the cancellation of a lease by the Commission, or the surrender of a lease by the lessee, the Commission shall make the payment provided for by section 209 (1), the amount of any such payment made to the legal representative of the deceased lessee, or to the previous lessee, as the case may be, shall be considered as part or all, as the case may be, of any such loan to the successor or successors, without limitation as to the above maximum amounts: *Provided further,* That in case of the death of a lessee, or the cancellation of a lease by the Commission, or the surrender of a lease by the

Conditions in loan contracts.

Amount of loans.

Providos.
Payment to legal representative, etc.

Ante, p. 783.

Successor to assume outstanding loans.

lessee, the successor or successors to the tract shall assume any outstanding loan or loans thereon, if any, without limitation as to the above maximum amounts but subject to the provisions of paragraph (3) of this section."

42 Stat. 112.
48 U. S. C. § 709 (2).
Amortization.

2. By amending the first sentence of paragraph (2) thereof to read as follows: "The loans shall be repaid upon an amortization plan by means of a fixed number of installments, such installments to be monthly, quarterly, semiannual, or annual as may be determined by the Commission in each case, sufficient to cover (a) interest on the unpaid principal at the rate of 3 per centum per annum, and (b) such amount of the principal as will extinguish the debt within an agreed period not exceeding thirty years."

Deletion.

Amend last sentence of paragraph (2) by deleting the words "and interest".

42 Stat. 113.
48 U. S. C. § 709 (3).
Provisions in case of
lessee's death.

Cancellation or sur-
render of lease.

3. By amending paragraph (3) thereof to read as follows:
"(3) In case of the death of a lessee the Commission shall, in any case, permit the successor or successors to the tract to assume the contract of loan subject to the provisions of paragraph (1) of this section. In case of the cancellation of a lease by the Commission, or the surrender of a lease by the lessee, the Commission may, at its option, declare all installments upon the loan immediately due and payable, or permit the successor or successors to the tract to assume the contract of loan subject to the provisions of paragraph (1) of this section. The Commission may, with the concurrence therein of at least three of the five members, in such cases where the successor or successors to the tract assume the contract of loan, waive the payment, wholly or in part, of interest already due and delinquent upon said loan, or postpone the payment of any installment thereon, wholly or in part, until such later date as it deems advisable. Such postponed payments shall, however, continue to bear interest at the rate of 3 per centum on the unpaid principal. Further, the Commission may, with the concurrence therein of at least three of the five members, if it deems it advisable and for the best interests of the lessees, write off and cancel, wholly or in part, the contract of loan of the deceased lessee, or previous lessee, as the case may be, where such loans are delinquent and deemed uncollectible. Such write-off and cancellation shall be made only after an appraisal of all improvements and growing crops on the tract involved, such appraisal to be made in the manner and as provided for by section 209 (1). In every such case, the amount of such appraisal, or any part thereof, shall be considered as part or all, as the case may be, of any loan to such successor or successors, subject to the provisions of paragraph (1) of this section."

Write-off and can-
celation of contract.

Ante, p. 783.

4. By adding a new paragraph thereto, to be designated and numbered (7) and to read as follows:

Assignment to Com-
mission when lessee
delinquent.

"(7) Whenever the Commission shall determine that a lessee is delinquent in the payment of his indebtedness to the Commission it may require such lessee to execute an assignment to it, not to exceed, however, the amount of the total indebtedness of such lessee, including the indebtedness to others the payment of which has been assured by the Commission, of all moneys due or to become due to such lessee by reason of any agreement or contract, collective or otherwise, to which the lessee is a party by virtue of his interest in the tract. Failure to execute such an assignment when requested by the Commission shall be sufficient ground for cancellation of the lessee's lease or interest therein."

42 Stat. 114.
48 U. S. C. § 714.

SEC. 6. Section 220 of the Hawaiian Homes Commission Act, 1920, is hereby amended to read as follows:

"SEC. 220. DEVELOPMENT PROJECTS; APPROPRIATIONS BY TERRITORIAL LEGISLATURE; BONDS ISSUED BY LEGISLATURE.—The Commission is

authorized directly to undertake and carry on general water and other development projects in respect to Hawaiian home lands and to undertake other activities having to do with the economic and social welfare of the homesteaders: *Provided, however,* That roads through or over Hawaiian home lands, other than Federal-aid highways and roads, shall be maintained by the county or city and county in which said particular road or roads to be maintained are located. The legislature of the Territory is authorized to appropriate out of the treasury of the Territory such sums as it deems necessary to augment the Hawaiian home-loan fund, the Hawaiian home-development fund, and the Hawaiian home-administration account, and to provide the Commission with funds sufficient to execute and carry on such projects and activities. The legislature is further authorized to issue bonds to the extent required to yield the amount of any sum so appropriated. The Commission shall pay from the Hawaiian home-loan fund into the treasury of the Territory—

Proviso.
Road maintenance.

Legislature authorized to appropriate funds.

Bonds.
Payments from home-loan fund.

- “(1) upon the date when any interest payment becomes due upon any bond so issued, the amount of the interest then due; and
- “(2) commencing with the first such date more than one year subsequent to the issuance of any bond and at each interest date thereafter, an amount such that the aggregate of all such amounts which become payable during the term of the bond, compounded annually at the rate of interest specified therein, shall equal the par value of the bond at the expiration of its term.”

SEC. 7. Section 222 of the Hawaiian Homes Commission Act, 1920, is hereby amended by amending the second sentence thereof to read as follows: “All expenditures of the Commission, as herein provided out of the Hawaiian home-administration account, the Hawaiian home-development fund, and all moneys necessary for loans made by the Commission, in accordance with the provisions of this chapter, from the Hawaiian home-loan fund, shall be allowed and paid upon the presentation of itemized vouchers therefor, approved by the chairman of the Commission.”

42 Stat. 115.
48 U. S. C. §§ 694-696.

Presentation of vouchers.

SEC. 8. The Hawaiian Homes Commission Act, 1920, is hereby amended by adding thereto a new section to be numbered section 225 and to read as follows:

49 Stat. 505.

“SEC. 225. INVESTMENT OF LOAN FUNDS; DISPOSITION.—The Commission shall have the power and authority to invest and reinvest any of the moneys in the loan fund, not otherwise immediately needed for the purposes of the fund, in such bonds and securities as authorized by territorial law for the investment of territorial sinking fund moneys. Any interest or other earnings arising out of such investments shall be credited to and deposited in said fund and shall be included in and considered as a deposit from other sources, as provided for in section 213.”

SEC. 9. This Act shall take effect on and after the date of its approval.

Effective date.

Approved, November 26, 1941.

[CHAPTER 552]

AN ACT

To make provision for the construction activities of the Army.

December 1, 1941
[S. 1884]
[Public Law 326]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Chief of Engineers, under the authority of the Secretary of War, is hereby charged, in addition to other duties imposed upon him by law, with

Chief of Engineers, Army.
Direction of construction activities.

the direction of all work pertaining to the construction, maintenance, and repair of buildings, structures, and utilities for the Army; with the acquisition of all real estate and the issuance of licenses in connection with Government reservations; and with the operation of water, gas, electric, and sewer utilities: *Provided*, That utilities pertaining exclusively to any branch of the Army may be operated by such branch: *Provided, however*, That all officers in the Construction Division of the Quartermaster Corps now on duty in that branch shall come under the command of the Chief of Engineers in their present rank and subject to all permanent and temporary advances in rank that may be accorded officers in the Corps of Engineers, without additional examinations of any kind.

Provisos.
Operation of utilities.
Officers in Construction Division, Quartermaster Corps.

Transfer of funds, civilian personnel, etc.

SEC. 2. All funds, property, and records pertaining to the activities described in section 1, and all civilian personnel engaged solely thereon, shall be transferred to the jurisdiction of the Chief of Engineers.

Repeals.

SEC. 3. All laws and parts of laws which are inconsistent herewith or in conflict with the provisions hereof are hereby repealed.

Approved, December 1, 1941.

[CHAPTER 553]

AN ACT

To regulate rents in the District of Columbia, and for other purposes.

December 2, 1941
[H. R. 5890]
[Public Law 327]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

District of Columbia Emergency Rent Act.
Findings with regard to housing accommodations.

SECTION 1. PURPOSES, TIME LIMIT.—(a) It is hereby found that the national emergency and the national-defense program (1) have aggravated the congested situation with regard to housing accommodations existing at the seat of government; (2) have led or will lead to profiteering and other speculative and manipulative practices by some owners of housing accommodations; (3) have rendered or will render ineffective the normal operations of a free market in housing accommodations; and (4) are making it increasingly difficult for persons whose duties or obligations require them to live or work in the District of Columbia to obtain such accommodations. Whereupon it is the purpose of this Act and the policy of the Congress during the existing emergency to prevent undue rent increases and any other practices relating to housing accommodations in the District of Columbia which may tend to increase the cost of living or otherwise impede the national-defense program.

Duration of provisions.

(b) The provisions of this Act, and all regulations, orders, and requirements thereunder, shall terminate on December 31, 1945; except that as to offenses committed, or rights or liabilities incurred, prior to such expiration date, the provisions of this Act and such regulations, orders, and requirements, shall be treated as still remaining in force for the purpose of sustaining any proper suit, action, or prosecution with respect to any such right, liability, or offense.

Accommodations excluding hotels.

SEC. 2. MAXIMUM RENT CEILINGS AND MINIMUM SERVICE STANDARDS.—(1) On and after the thirtieth day following the enactment of this Act, subject to such adjustments as may be made pursuant to sections 3 and 4, maximum-rent ceilings and minimum-service standards for housing accommodations excluding hotels, in the District of Columbia shall be the following:

Rented on Jan. 1, 1941.

(a) For housing accommodations rented on January 1, 1941, the rent and service to which the landlord and tenant were entitled on that date.

(b) For housing accommodations not rented on January 1, 1941, but which had been rented within the year ending on that date, the rent and service to which the landlord and tenant were last entitled within such year.

Not rented on Jan. 1, 1941, but within preceding year.

(c) For housing accommodations not rented on January 1, 1941, nor within the year ending on that date, the rent and service generally prevailing for comparable housing accommodations as determined by the Administrator.

Not rented on Jan. 1, 1941, nor within preceding year.

(2) On and after the thirtieth day following the enactment of this Act, the landlord or other person in charge of and conducting any hotel in the District of Columbia shall post in a conspicuous place in each room thereof used for living or dwelling purposes, a card or sign plainly stating the rental rate per day of such room, and a copy of such rates for each room shall be filed with the Administrator. Subject to such adjustment as the Administrator may determine to be necessary in order that said rates shall conform to the standard set forth in this section and to such adjustment as may be made pursuant to sections 3 and 4, said rates when posted and filed with the Administrator, shall constitute the maximum-rent ceiling for the housing accommodations specified: *Provided*, That the transient rates so posted shall not exceed the established or standard rate charged by the landlord as of January 1, 1941, except that after written notice by the landlord to the Administrator such landlord may make such addition or deduction to or from such rate as will compensate for (1) a substantial change since January 1, 1941, in maintenance or operating costs or expenses, or (2) a substantial capital improvement or alteration made since January 1, 1941, and such addition or deduction shall be subject to review by the Administrator, and he may by order adjust such maximum-rent ceiling to provide the rental rate generally prevailing for comparable housing accommodations as determined by the Administrator. Posted rates shall conform to the following:

Posting rates in hotel rooms.

Filing copy with Administrator.

Proviso.
Limitation on transient rates; exception.

(a) In the case of apartment units, the rental rate shall be that which the landlord was entitled to receive on January 1, 1941, except in those instances where it is shown that a special rate less than the established or standard rate charged by the landlord as of January 1, 1941, was being charged, a rate may be posted at such established or standard rate: *Provided*, That the rate being charged the current occupant shall not be increased.

Apartment units.

Proviso.

(b) Where apartment units are changed from furnished to unfurnished, or vice versa, the rate shall be that charged by the landlord for comparable housing accommodations on January 1, 1941: *Provided*, That no such change may be made without the consent of the current occupant, if there be one.

Change from furnished to unfurnished unit, etc.

Proviso.

(c) Where housing accommodations are changed from permanent to transient use, the rate shall not exceed that posted for comparable accommodations.

Permanent to transient use.

(d) In the case of a hotel not in operation January 1, 1941, the rental rates posted shall be the rates generally prevailing for comparable housing accommodations.

Hotel not in operation on Jan. 1, 1941.

(e) For the purposes of this section, the term "hotel" means an establishment operating under a hotel license and having in excess of fifty rooms used predominately for transient occupancy, that is, for living quarters for nonresidents upon a short-time basis.

"Hotel."

SEC. 3. GENERAL ADJUSTMENT OF MAXIMUM RENT CEILINGS.—Whenever in the judgment of the Administrator a general increase or decrease since January 1, 1941, in taxes or other maintenance or operating costs or expenses has occurred or is about to occur in such manner and amount as substantially to affect the maintenance and operation

of housing accommodations generally or of any particular class of housing accommodations, he may by regulation or order increase or decrease the maximum-rent ceiling or minimum-service standard, or both, for such accommodations or class thereof in such manner or amount as will in his judgment compensate, in whole or in part, for such general increase or decrease. Thereupon such adjusted ceiling or standard shall be the maximum-rent ceiling or minimum-service standard for the housing accommodations subject thereto.

Maximum-rent ceiling higher or lower than prevailing rate.

SEC. 4. PETITION FOR ADJUSTMENT.—(a) Any landlord or tenant may petition the Administrator to adjust the maximum-rent ceiling applicable to his housing accommodations on the ground that such maximum-rent ceiling is, due to peculiar circumstances affecting such housing accommodations, substantially higher or lower than the rent generally prevailing for comparable housing accommodations; whereupon the Administrator may by order adjust such maximum-rent ceiling to provide the rent generally prevailing for comparable housing accommodations as determined by the Administrator.

Rise in maintenance costs, etc.

(b) Any landlord may petition the Administrator to adjust the maximum-rent ceiling or minimum-service standard, or both, applicable to his housing accommodations to compensate for (1) a substantial rise, since January 1, 1941, in taxes or other maintenance or operating costs or expenses, or (2) a substantial capital improvement or alteration made since January 1, 1941; whereupon the Administrator may by order adjust such maximum-rent ceiling or minimum-service standard in such manner or amount as he deems proper to compensate therefor, in whole or in part, if he finds such adjustment necessary or appropriate to carry out the purposes of this Act: *Provided*, That no such adjusted maximum-rent ceiling or minimum-service standard shall permit the receipt of rent in excess of the rent generally prevailing for comparable housing accommodations as determined by the Administrator.

Proviso.

Service below minimum standard.

(c) Any tenant may petition the Administrator on the ground that the service supplied to him is less than the service established by the minimum-service standard for his housing accommodations, but in the case of a hotel, is less than the established or standard service supplied as of January 1, 1941; whereupon the Administrator may order that the service be maintained at such minimum-service standard, or that the maximum-rent ceiling be decreased to compensate for a reduction in service, as he deems necessary or appropriate to carry out the purposes of this Act.

Reduction of minimum-service standard.

(d) Any landlord may petition the Administrator for permission to reduce the service supplied by him in connection with any housing accommodations; whereupon the Administrator, if he determines that the reduction of such services is to be made in good faith for valid business reasons and is not inconsistent with carrying out the purposes of this Act, may, by order, reduce the minimum-service standard applicable to such housing accommodations and adjust the maximum-rent ceiling downward in such amount as he deems proper to compensate therefor.

Unduly high rent.

(e) Any tenant may petition the Administrator to adjust the maximum-rent ceiling applicable to his housing accommodations on the ground that such maximum-rent ceiling permits the receipt of an unduly high rent; whereupon the Administrator may by order adjust such maximum-rent ceiling in such manner or amount as shall, in his judgment, effectuate the purposes of this Act and provide a fair and reasonable rent for such housing accommodations.

Petitions subject to designated provisions.

(f) A petition made pursuant to this section shall be subject to the provisions of sections 8 and 9 of this Act. Any adjusted maximum-rent ceiling or minimum-service standard ordered pursuant to this

section shall be the maximum-rent ceiling or minimum-service standard for the housing accommodations subject thereto; except that in the event that the adjustment order is stayed or set aside by the court in accordance with section 9 of this Act, the maximum-rent ceiling and minimum-service standard theretofore applicable to such housing accommodations under this Act shall remain in full force and effect.

SEC. 5. PROHIBITIONS.—(a) It shall be unlawful, regardless of any agreement, lease, or other obligation heretofore or hereafter entered into, for any person to demand or receive any rent in excess of the maximum-rent ceiling, or refuse to supply any service required by the minimum-service standard, or otherwise to do or omit to do any act in violation of any provision of this Act or of any regulation, order, or other requirement thereunder, or to offer or agree to do any of the foregoing. Nothing herein shall be construed to require the refund of any rent paid or payable for the use or occupancy of housing accommodations prior to the 30th day following the enactment of this Act.

Rent refund.

(b) No action or proceeding to recover possession of housing accommodations shall be maintainable by any landlord against any tenant, notwithstanding that the tenant has no lease or that his lease has expired, so long as the tenant continues to pay the rent to which the landlord is entitled, unless—

Recovery of possession of housing accommodations.

(1) The tenant is (a) violating an obligation of his tenancy (other than an obligation to pay rent higher than rent permitted under this Act or any regulation or order thereunder applicable to the housing accommodations involved or an obligation to surrender possession of such accommodations) or (b) is committing a nuisance or using the housing accommodations for an immoral or illegal purpose or for other than living or dwelling purposes, or

(2) The landlord seeks in good faith to recover possession of the property for his immediate and personal use and occupancy as a dwelling, or

(3) The landlord has in good faith contracted in writing to sell the property for immediate and personal use and occupancy as a dwelling by the purchaser and that the contract of sale contains a representation by the purchaser that the property is being purchased by him for such immediate and personal use and occupancy, or

(4) The landlord seeks in good faith to recover possession for the immediate purpose of substantially altering, remodeling, or demolishing the property and replacing it with new construction, the plans for which altered, remodeled, or new construction having been filed with and approved by the Commissioners of the District of Columbia.

(c) It shall be unlawful for any person to remove, or attempt to remove, from any housing accommodations the tenant or occupant thereof or to refuse to renew lease or agreement for the use of such accommodations because such tenant or occupant has taken or purposes to take action authorized or required by this Act or any regulation, order, or requirement thereunder.

Unlawful to remove tenant for taking action.

SEC. 6. ADMINISTRATOR.—There is hereby created in and for the District of Columbia the office of Administrator of Rent Control. The Administrator shall be appointed by the Commissioners of the District of Columbia and shall be a bona fide resident of the District of Columbia for not less than three years prior to his appointment. He shall devote his full time to the Office of Administrator and shall receive a salary at the rate of \$7,500 per annum. The Administrator shall establish offices, acquire supplies and equipment, and employ such per-

Administrator of Rent Control.

Offices, supplies, etc.

sonnel, subject to approval by the Commissioners of the District of Columbia, and in accordance with the Classification Act of 1923, as amended, without regard to race or creed, as may be necessary in the performance of his functions under this Act. The Administrator shall submit a semiannual report to the Commissioners of the District of Columbia for transmittal to the Congress of the United States.

SEC. 7. OBTAINING INFORMATION.—(a) The Administrator may make such studies and investigations, and obtain or require the furnishing of such information under oath or affirmation or otherwise, as he deems necessary or proper to assist him in prescribing any regulation or order under this Act, or in the administration and enforcement of this Act, and regulations and orders thereunder. For such purposes the Administrator may administer oaths and affirmations, may require by subpoena or otherwise the attendance and testimony of witnesses and the production of documents at any designated place, may require persons to permit the inspection and copying of documents, and the inspection of housing accommodations and may, by regulation or order, require the making and keeping of records and other documents. No person shall be excused from complying with any requirement under this section because of his privilege against self-incrimination, but the immunity provisions of the Compulsory Testimony Act of February 11, 1893 (U. S. C., 1934 edition, title 49, sec. 46), shall apply with respect to any individual who specifically claims such privilege. In the event of contumacy or refusal to obey any such subpoena or requirement under this section, the Administrator may make application to the United States District Court for the District of Columbia for an order requiring obedience thereto. Thereupon the court, with or without notice and hearing, as it in its discretion may decide, shall make such order as is proper and may punish as a contempt any failure to comply with such order.

(b) The Administrator shall have authority to promulgate, issue, amend, or rescind rules and regulations, subject to approval by the Commissioners of the District of Columbia, and to issue such orders as may be deemed necessary or proper to carry out the purposes and provisions of this Act or to prevent the circumvention or evasion thereof. The Administrator may require a license as a condition of engaging in any rental transaction involving the subletting of any housing accommodations or the renting of housing accommodations in a rooming or boarding house, or in a hotel. For the purposes of this Act the term "rooming or boarding house" means a house in which living quarters are rented by the householder to more than two persons. No fee shall be charged for the issuance to any person of any such license and no such license shall contain any provision not prescribed by this Act or which could not be prescribed by regulation, order, or requirement thereunder.

SEC. 8. PROCEDURE.—(a) Any petition filed by a landlord or tenant under section 4 shall be promptly referred to an examiner designated by the Administrator. Notice of such action, in such manner as the Administrator shall by regulation prescribe, shall be given the tenant and landlord of the housing accommodations involved. If the petition be frivolous or without merit, the examiner shall forthwith dismiss it. Such order of dismissal may be reviewed by the Administrator in the manner provided in subsection (c) of this section. The examiner shall grant a hearing upon the petition except in cases dismissed under this subsection.

(b) Hearings under this section shall be conducted in accordance with regulations prescribed by the Administrator. The landlord and tenant shall be given an opportunity to be heard or to file written statements, due regard to be given the utility and relevance of the

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Ante, p. 613.
Reports.

Powers of Administrator.

Testimony.

Immunity.

27 Stat. 443.
49 U. S. C. § 46.

Enforcement.

Rules and regulations.

Subletting.

"Rooming or boarding house."

Petitions.

Conduct of hearings.

information offered and the need for expedition. In any such hearing the common-law rules of evidence shall not be controlling.

(c) The examiner, after hearing, shall make findings of fact and recommend an appropriate order. Copies of such findings and order shall be served upon the parties to the proceeding in such manner as the Administrator may prescribe by regulation. Within five days after such service, any such party may request that the recommended order be reviewed by the Administrator. If there be no such request within such five days, the findings and recommended order of the examiner shall thereupon be deemed to be the findings and order of the Administrator: *Provided*, That the Administrator may review the proceedings, as herein provided, on his own motion at any time within ten days after service of the examiner's findings and order upon the parties. The Administrator may, in his discretion, grant a hearing upon the request. Upon such request or motion, the record in the case shall be forthwith transferred to the Administrator for review and he may, in his discretion, grant a hearing. He shall state his findings of fact or affirm the examiner's findings of fact which findings in either case shall be conclusive if supported by substantial evidence, and shall make an appropriate order.

Examiner's findings
and order.

Provido.
Review of proceed-
ings.

SEC. 9. COURT REVIEW.—(a) Within ten days after issuance of an order of the Administrator under section 4, any party may file a petition to review such action in the municipal court of the District of Columbia, and shall forthwith serve a copy of such petition upon the Administrator. Thereupon, the Administrator shall certify and file with the court a transcript of the record upon which the order complained of was entered. Upon the filing of such transcript, the court shall have exclusive jurisdiction to affirm or set aside such order, or remand the proceeding: *Provided*, That the Administrator may at any time, upon reasonable notice and in such manner as he shall deem proper, rescind, modify, or set aside, in whole or in part, any such order at any time notwithstanding the pendency of the petition to review.

Provido.

(b) No objection that has not been urged before the Administrator shall be considered by the court, unless the failure to urge such objection shall be excused because of extraordinary circumstances. No order shall be set aside or remanded unless the petitioner shall establish to the satisfaction of the court that the order is not in accordance with law, or is not supported by substantial evidence. The commencement of proceedings under this section shall not, except as provided in subsection (d), operate as a stay of the Administrator's order.

Limitations.

(c) The municipal court of the District of Columbia is hereby granted exclusive jurisdiction to review any order of the Administrator made pursuant to section 4 of this Act. The judgment and decree of the court shall be final, subject to review as provided by law relative to other judgments of the court. Three judges of the municipal court, selected in such rotation as the judges of the court shall determine, shall sit in all proceedings under this section and shall participate in the decision of such cases.

Court jurisdiction.

Judges.

(d) No court shall issue any interlocutory order or decree staying the effectiveness of any provision of this Act or any regulation or order issued thereunder, unless the person objecting to such provision, regulation, or order, shall file with the court an undertaking with a surety or sureties satisfactory to the court for the payment, in the event such objection is not sustained, of the amount by which the maximum rent, if any, permitted under such provision, regulation, or order, exceeds or is less than the amount actually received or paid while such stay is in effect.

Stay of effectiveness
of provisions.

Suit to rescind lease,
etc.

SEC. 10. ENFORCEMENT, PENALTIES.—(a) If any landlord receives rent or refuses to render services in violation of any provision of this Act, or of any regulation or order thereunder prescribing a rent ceiling or service standard, the tenant paying such rent or entitled to such service, or the Administrator on behalf of such tenant, may bring suit to rescind the lease or rental agreement, or, in case of violation of a maximum-rent ceiling, an action for double the amount by which the rent paid exceeded the applicable rent ceiling and, in case of violation of a minimum-service standard, an action for double the value of the services refused in violation of the applicable minimum-service standard or for \$50, whichever is greater in either case, plus reasonable attorneys' fees and costs as determined by the court. Any suit or action under this subsection may be brought in the municipal court of the District of Columbia regardless of the amount involved, and the municipal court is hereby given exclusive jurisdiction to hear and determine all such cases.

Willful violations,
falsification of documents,
etc.

(b) Any person who willfully violates any provision of this Act or any regulation, order, or requirement thereunder, and any person who willfully makes any statement or entry false in any material respect in any document or report required to be kept or filed thereunder, and any person who willfully participates in any fictitious sale or other device or arrangement with intent to evade this Act or any regulation, order, or requirement thereunder, shall be prosecuted therefor by the corporation counsel of the District of Columbia or an assistant, on information filed in the police court of the District of Columbia, and shall upon conviction be fined not more than \$1,000 or imprisoned for not more than one year, or both.

Prosecution.

Nonliability for
damages or penalties.

(c) No person shall be held liable for damages or penalties in any court on any grounds for or in respect of anything done or omitted to be done in good faith pursuant to any provision of this Act or any regulation, order, or requirement thereunder, notwithstanding that subsequently such provision, regulation, order, or requirement may be modified, rescinded, or determined to be invalid. The Administrator may intervene in any suit or action wherein a party relies for ground of relief or defense upon this Act or any regulation, order, or requirement thereunder. No costs shall be assessed against the Administrator in any proceedings had or taken in accordance with this Act.

Enforcement orders.

(d) Whenever in the judgment of the Administrator any person has engaged or is about to engage in any acts or practices which constitute or will constitute a violation of this Act, or any regulation, order, or requirement thereunder, he may make application to the United States District Court for the District of Columbia for an order enforcing compliance with this Act or such regulation, order, or requirement, and upon a proper showing a permanent or temporary injunction, restraining order, or other order, shall be granted without bond.

"Housing accommodations."

SEC. 11. DEFINITIONS.—As used in this Act—

(a) The term "housing accommodations" means any building, structure or part thereof, or land appurtenant thereto, or any other real or personal property rented or offered for rent for living or dwelling purposes in the District of Columbia (including, but without limitation, houses, apartments, hotels, rooming- or boarding-house accommodations, and other properties used for living or dwelling purposes) together with all services supplied in connection with the use or occupancy of such property.

"Services."

(b) The term "services" includes the furnishing of light, heat, hot and cold water, telephone, elevator service, furnishings, furniture, window shades, screens, awnings, and storage, kitchen, bath, and laundry facilities and privileges, maid service, janitor service, the removal of refuse, and the making of all repairs suited to the housing

accommodations or necessitated by ordinary wear and tear, and any other privilege or facility connected with the use or occupancy of housing accommodations.

(c) The term "rent" means the consideration, including any bonus, benefit, or gratuity, demanded or received per day, week, month, year, or other period of time as the case may be, for the use or occupancy of housing accommodations or the transfer of a lease for such accommodations.

"Rent."

(d) The term "maximum-rent ceiling" means the maximum rent which may be demanded or received for the use or occupancy of housing accommodations or the transfer of a lease for such accommodations.

"Maximum-rent ceiling."

(e) The term "minimum-service standard" means the minimum service which may be supplied in connection with the renting or leasing of housing accommodations.

"Minimum-service standard."

(f) The term "tenant" includes a subtenant, lessee, sublessee, or other person entitled to the use or occupancy of any housing accommodations.

"Tenant."

(g) The term "landlord" includes an owner, lessor, sublessor, or other person entitled to receive rent for the use or occupancy of any housing accommodations.

"Landlord."

(h) The term "person" includes one or more individuals, firms, partnerships, corporations, or associations and any agent, trustee, receiver, assignee, or other representative thereof.

"Person."

(i) The term "documents" includes leases, agreements, records, books, accounts, correspondence, memoranda, and other documents, and drafts and copies of any of the foregoing.

"Documents."

SEC. 12. SEPARABILITY.—If any provision of this Act or the application of such provision to any person or circumstance shall be held invalid, the validity of the remainder of the Act and the applicability of such provision to other persons or circumstances shall not be affected thereby.

SEC. 13. APPROPRIATION.—There is hereby authorized to be appropriated such funds as may be necessary to carry out the provisions of this Act, to be paid out of money in the Treasury of the United States to the credit of the District of Columbia not otherwise appropriated.

Appropriation authorized.
Post, p. 823.

SEC. 14. SHORT TITLE.—This Act may be cited as the "District of Columbia Emergency Rent Act".

Approved, December 2, 1941.

[CHAPTER 561]

JOINT RESOLUTION

Declaring that a state of war exists between the Imperial Government of Japan and the Government and the people of the United States and making provisions to prosecute the same.

December 8, 1941
[S. J. Res. 116]
[Public Law 328]

Whereas the Imperial Government of Japan has committed unprovoked acts of war against the Government and the people of the United States of America: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the state of war between the United States and the Imperial Government of Japan which has thus been thrust upon the United States is hereby formally declared; and the President is hereby authorized and directed to employ the entire naval and military forces of the United States and the resources of the Government to carry on war against the Imperial Government of Japan; and, to bring the conflict to a successful termination, all of the resources of the country are hereby pledged by the Congress of the United States.

Declaration of state of war with Japan.

Approved, December 8, 1941, 4:10 p. m., E. S. T.

[CHAPTER 562]

AN ACT

December 10, 1941
[S. 1060]
[Public Law 329]

To extend the six months' death gratuity benefits, now paid only to dependents of officers and enlisted men of the Regular Army, to dependents of all officers, warrant officers, and enlisted men of the Army of the United States who die in line of duty while in active military service of the United States.

Six months' death gratuity benefits.

49 Stat. 1028.

10 U. S. C. § 456.

10 U. S. C. § 903.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, effective as of August 27, 1940, the last proviso of section 1 of the Act of August 30, 1935, as amended by section 5 of the Act of April 3, 1939 (53 Stat. 557), and by the Act of July 25, 1939 (53 Stat. 1079), be, and same is hereby, further amended by changing the final period to a comma and adding the following: "including for their dependents the benefits of the Act of December 17, 1919 (41 Stat. 367), as amended."

Approved, December 10, 1941.

[CHAPTER 563]

AN ACT

December 10, 1941
[S. 1826]
[Public Law 330]

To permit seeing-eye dogs to enter Government buildings when accompanied by their blind masters, and for other purposes.

Seeing-eye dogs accompanying blind masters.
Admittance to U. S. buildings, etc.

Proviso.

Rules and regulations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That seeing-eye dogs or other guide dogs, specially trained and educated for that purpose, accompanied by their blind masters, shall be admitted to any building or other property owned or controlled by the United States, upon the same terms and conditions, and subject to the same regulations as generally govern the admission of the public to such property: *Provided*, That such dogs shall not be permitted to run free or roam in or on such property, and shall be in guiding harness or on leash and under the control of their blind masters at all times while in or on such property. The head of each department or other agency of the United States may make such rules and regulations as he deems necessary in the public interest to carry out the provisions of this Act in its application to any such building or other property subject to his jurisdiction.

Approved, December 10, 1941.

[CHAPTER 564]

JOINT RESOLUTION

December 11, 1941
[S. J. Res. 119]
[Public Law 331]

Declaring that a state of war exists between the Government of Germany and the Government and the people of the United States and making provision to prosecute the same.

Whereas the Government of Germany has formally declared war against the Government and the people of the United States of America: Therefore be it

Declaration of state of war with Germany.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the state of war between the United States and the Government of Germany which has thus been thrust upon the United States is hereby formally declared; and the President is hereby authorized and directed to employ the entire naval and military forces of the United States and the resources of the Government to carry on war against the Government of Germany; and, to bring the conflict to a successful termination, all of the resources of the country are hereby pledged by the Congress of the United States.

Approved, December 11, 1941, 3:05 p. m., E. S. T.

[CHAPTER 565]

JOINT RESOLUTION

Declaring that a state of war exists between the Government of Italy and the Government and the people of the United States and making provision to prosecute the same.

December 11, 1941
[S. J. Res. 120]
[Public Law 332]

Whereas the Government of Italy has formally declared war against the Government and the people of the United States of America:
Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the state of war between the United States and the Government of Italy which has thus been thrust upon the United States is hereby formally declared; and the President is hereby authorized and directed to employ the entire naval and military forces of the United States and the resources of the Government to carry on war against the Government of Italy; and, to bring the conflict to a successful termination, all of the resources of the country are hereby pledged by the Congress of the United States.

Declaration of state
of war with Italy.

Approved, December 11, 1941, 3:06 p. m., E. S. T.

[CHAPTER 566]

AN ACT

To provide for continuing in the service of the Army, Navy, Marine Corps, and Coast Guard of the United States beyond the term of their enlistment, those suffering from service-connected disease or injury, and in need of medical care or hospitalization until recovery through such medical care and hospitalization.

December 12, 1941
[S. 165]
[Public Law 333]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter any enlisted man of the Army, Navy, Marine Corps, and Coast Guard of the United States in the active service, whose term of enlistment shall expire while he is suffering disease or injury incident to service and not due to misconduct, and who is in need of medical care or hospitalization, may, with his consent, be retained in such service beyond the expiration of his term of enlistment, and any such enlisted man shall be entitled to receive at Government expense medical care or hospitalization and his pay and allowances (including expense money authorized by law and credit for longevity) until he shall have recovered to such extent as would enable him to meet the physical requirements for reenlistment, or until it shall have been ascertained by competent authority of the service concerned that the disease or injury is of a character that recovery to such an extent would be impossible, whichever is earlier: *Provided,* That any enlisted man whose enlistment is extended as provided herein shall be subject to forfeiture in the same manner and to the same extent as if his term of enlistment had not expired, and nothing contained in this Act shall prevent any enlisted man of the Army, Navy, or Marine Corps, and the Coast Guard, from being held in the service without his consent under, respectively, the provisions of the one hundred and seventh article of war, the Act of August 29, 1916, as amended (40 Stat. 717), and section 1, subsection (a), of the Act of May 26, 1906, as amended (50 Stat. 547).

Retention of en-
listed men in need of
medical care, etc.

Proviso.
Status.

Detention without
consent.

10 U. S. C. § 1579.
34 U. S. C. § 183.
14 U. S. C. § 35.
Ante, p. 586.

Approved, December 12, 1941.

[CHAPTER 567]

AN ACT

December 12, 1941
[S. 1916]
[Public Law 334]

To authorize the conveyance of the old Coast Guard station building at Two Rivers, Wisconsin, to the Eleven Gold Star Post Numbered 1248, Veterans of Foreign Wars, Two Rivers, Wisconsin.

Coast Guard station,
Two Rivers,
Wis.
Conveyance.

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 transfer and convey to the Eleven Gold Star Post Numbered 1248, Veterans of Foreign Wars, of Two Rivers, Wisconsin, without cost to such post, the old Coast Guard station building at Two Rivers, Wisconsin, upon condition that such building shall be removed from the station premises without cost to the United States within such reasonable time as may be prescribed by the Commandant of the Coast Guard: *Provided,* That upon failure by said post for any cause to remove the building within the time specified by the Commandant of the Coast Guard such building shall be disposed of as provided by existing law.

Proviso.

Approved, December 12, 1941.

[CHAPTER 568]

AN ACT

December 12, 1941
[H. R. 4969]
[Public Law 335]

To extend the times for commencing and completing the construction of a bridge across Sarasota Pass, and across Longboat Pass, county of Manatee, State of Florida.

Sarasota Pass and
Longboat Pass, Fla.
Time extended for
bridging.

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 Sarasota Pass and across Longboat Pass connecting up the south end of Anna Maria Key with the north end of Longboat Key, in the county of Manatee, State of Florida, authorized to be built by Bradenton Company, by an Act of Congress approved June 6, 1940, are hereby extended one and three years, respectively, from June 6, 1941.

54 Stat. 235.

Toll exemptions.

SEC. 2. No toll or other charge shall be levied against any military or naval vehicle owned by the United States Government.

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

Approved, December 12, 1941.

[CHAPTER 569]

AN ACT

December 12, 1941
[H. R. 5876]
[Public Law 336]

To amend the Canal Zone Code so as to provide for control of photographing, possession of cameras, and so forth, in areas of the Canal Zone.

Canal Zone Code,
amendments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That chapter 1 of title 2, Canal Zone Code, approved June 19, 1934 (48 Stat. 1122), as amended, is further amended by adding at the end thereof a new section numbered 15 and reading as follows:

Regulations.

“SEC. 15. PHOTOGRAPHING, AND SO FORTH, AND POSSESSION OF CAMERAS IN AREAS OF CANAL ZONE.—Whenever, in the interests of the protection of the Panama Canal and Canal Zone, the Governor of the Panama Canal shall determine that any part or feature of the Panama Canal, or any area, object, installation, or structure within the Canal Zone, requires protection against the general dissemination of information relative thereto, the Governor is hereby authorized to make, and from time to time alter and amend, regulations prohibiting or restricting:

Making of photo-
graphs, etc.

“(a) The making of any photograph, sketch, drawing, map, or graphical representation of, within, or upon any such part or fea-

ture of the Panama Canal, or any such area, object, installation, or structure within the Canal Zone; and

“(b) The possession of any camera within any area or areas in the Canal Zone which the Governor may designate: *Provided, however,* That no regulation made pursuant to authority contained in this section shall apply to activities of the kind covered by this section which are conducted or performed by persons in the service or employ of the United States in the course of their official duties.

“Any person who shall violate any of the rules and regulations established in pursuance of the authority contained in this section shall be punishable by a fine of not more than \$1,000, or by imprisonment in jail for not more than one year, or by both.”

Approved, December 12, 1941.

Possession of camera.
Proviso.
Official activities.

Punishment.

[CHAPTER 570]

AN ACT

To provide for the extension of enlistments in the Navy in time of war, and for other purposes.

December 13, 1941
[S. 2093]
[Public Law 337]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in time of war all enlistments in the Regular Navy, Marine Corps, and Coast Guard, and in the Reserve components thereof as applicable, may be extended by the Secretary of the Navy for such additional time as he may deem necessary in the interest of national defense: *Provided,* That all men whose terms of enlistment are extended in accordance with the provisions of this Act shall continue during such extensions to be subject in all respects to the laws and regulations for the government of the Navy: *Provided further,* That men detained in service in accordance with this Act shall, unless they voluntarily extend their enlistments, be discharged not later than six months after the termination of the condition which originally authorized their detention.

Extension of naval, etc., enlistments in time of war.
Ante, p. 629.

Proviso.
Regulations, etc.

Discharge.

Sec. 2. In time of war that portion of section 1422 of the Revised Statutes (18 Stat. 484; 34 U. S. C. 201) which reads as follows: “All persons who shall be so detained beyond their terms of enlistment or who shall, after the termination of their enlistment, voluntarily reenter to serve until the return to an Atlantic or Pacific port of the vessel to which they belong, and their regular discharge therefrom, shall receive for the time during which they are so detained, or shall so serve beyond their original terms of enlistment, an addition to one-fourth of their former pay:”, shall be suspended.

Detention pay.

Approved, December 13, 1941.

[CHAPTER 571]

JOINT RESOLUTION

Removing restrictions on the territorial use of units and members of the Army of the United States, extending the periods of service of such personnel, and amending the National Defense Act with respect to the meaning of the term “Army of the United States”.

December 13, 1941
[S. J. Res. 117]
[Public Law 338]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of Public Resolution Numbered 96, Seventy-sixth Congress, approved August 27, 1940, as amended, and of Public, Numbered 783, Seventy-sixth Congress (the Selective Training and Service Act of 1940), as amended, insofar as they restrict the territorial use of units and members of the Army of the United States, are suspended during

Army of the United States.
Suspension of restrictions on territorial use.
54 Stat. 859, 886.
50 U. S. C., app. §§ 401, 303 (e).

the existence of any war in which the United States is engaged, and during the six months immediately following the termination of any such war.

Extension of periods
of service, etc.

SEC. 2. The periods of service, training and service, enlistment, appointment, or commission, of all members of the Army of the United States now or hereafter in or subject to active military service of the United States are extended for the period stated in the preceding section: *Provided*, That nothing in this section shall be construed to prevent the President from terminating such periods of service, training and service, enlistment, appointment, or commission at an earlier date in any case.

Proviso.

39 Stat. 166.
10 U. S. C. § 2.

SEC. 3. Section 1 of the National Defense Act of June 3, 1916, as amended, is amended by striking out the period at the end thereof and inserting in lieu of such period a comma and the following: "and shall include persons inducted into the land forces of the United States under Public, Numbered 783, Seventy-sixth Congress (the Selective Training and Service Act of 1940), as amended."

54 Stat. 885.
50 U. S. C., app.
§§ 301-318.

Approved, December 13, 1941.

[CHAPTER 572]

AN ACT

December 15, 1941
[H. R. 2297]
[Public Law 339]

To prohibit the introduction of contraband into the District of Columbia penal institutions.

District of Colum-
bia.
Introduction of con-
traband into penal
institutions.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any person, not authorized by law, or by the Commissioners of the District of Columbia, or by the general superintendent of penal institutions of the District of Columbia, who introduces or attempts to introduce into or upon the grounds of any penal institution of the District of Columbia, whether located within the District of Columbia or elsewhere, any narcotic drug, weapon, or any other contraband article or thing, or any contraband letter or message intended to be received by an inmate thereof, shall be guilty of a felony, and, upon conviction thereof in the District Court of the United States for the District of Columbia or in any court of the United States, shall be punished by imprisonment for not more than ten years.

Punishment.

Approved, December 15, 1941.

[CHAPTER 573]

AN ACT

December 15, 1941
[H. R. 3149]
[Public Law 340]

Providing for the pay and allowances of retired officers of the Navy and Marine Corps on active duty.

Navy and Marine
Corps, retired officers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all commissioned officers of the Navy and Marine Corps on the retired list shall, when on active duty, receive full pay and allowances of the rank or grade in which they serve on such active duty: *Provided*, That this Act shall not operate to reduce the pay and allowances of such retired officers while on active duty.

Proviso.

Approved, December 15, 1941.

[CHAPTER 574]

AN ACT

To amend section 111, title 18, of the Code of the District of Columbia, with respect to designation of deputy clerks by the clerk of the District Court of the United States for the District of Columbia.

December 15, 1941
[H. R. 5377]
[Public Law 341]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 111, title 18, of the Code of the District of Columbia, as amended, is amended to read as follows:

District of Columbia,
D. C. Code § 11-401.

“SEC. 111. OATH; BOND; DEPUTY CLERKS.—The clerk of the District Court of the United States for the District of Columbia shall take the oath and give bond, with security, in the manner prescribed by law for the clerks of the district courts of the United States. The said clerk shall have power to appoint deputy clerks and other necessary employees, and may assign any of the deputy clerks in his office to duty in the said general or special terms of the court, except in the probate term. Any of the duties of the clerk may be performed in his name by any of the deputy clerks, and such deputies may sign the name of the clerk to any process, certificate, and other official act required by law or by the practice of the court to be performed by the clerk, and may authenticate said signature by affixing the seal of the court thereto when the seal is necessary to its authentication. In such cases the signature shall be—

Clerk of U. S. District Court.

Power to appoint deputy clerks.

Assignment of duties.

“_____, Clerk.

“By _____, Deputy clerk.”

Approved, December 15, 1941.

[CHAPTER 579]

JOINT RESOLUTION

To declare abandoned the title of the city of Marquette, Michigan, to certain land in the county of Marquette, and to vest control of such land in the Secretary of the Treasury for Coast Guard purposes.

December 16, 1941
[H. J. Res. 221]
[Public Law 342]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the title of the city of Marquette, Michigan, in and to the following described tract of land included in the grant from the United States to said city for public-park purposes, pursuant to section 2 of the Act of July 12, 1886 (24 Stat. 144), having been abandoned by said city, shall be and is hereby vested in the United States:

Marquette, Mich.
Revestment of title to certain lands in United States.

“All that certain piece or parcel of land located in section 1, township 48 north, range 25 west, in the town of Marquette, Marquette County, Michigan, being a parcel forty feet square, which is centered north one degree thirty minutes east forty feet from the northernmost corner of a parcel reserved by the United States of America for lighthouse purposes under the terms of an Act of Congress, approved July 12, 1886 (24 Stat. 144), and described as beginning at a point, an iron pin, recently established as the west corner of said parcel and located two thousand five hundred and seventy-five feet north and nine hundred and forty-five feet east of the quarter corner between sections 1 and 2, township 48 north, range 25 west, and running thence north sixty-six degrees thirty-three minutes east one hundred and ninety feet to the north corner, an iron bolt leaded in bare rock and located two thousand six hundred and fifty and five-tenths feet north and one thousand one hundred and nineteen and three-tenths feet east of the quarter corner between sections 1 and 2, township 48 north, range 25 west, thence south twenty-three degrees twenty-seven minutes east two hundred and

Description.

twenty feet to a point in the lake cove, thence south sixty-six degrees thirty-three minutes west one hundred and ninety feet to the south corner an iron pin located two thousand three hundred and seventy-three and two-tenths feet north and one thousand and thirty-two and five-tenths feet east of the quarter corner between sections 1 and 2, township 48 north, range 25 west, thence north twenty-three degrees twenty-seven minutes west two hundred and twenty feet to the place of beginning, the said forty-foot-square parcel being further particularly described as beginning at a point located north one degree thirty minutes, east twenty feet from the most northerly corner of the parcel of land reserved by the United States of America, as above described, and running thence south eighty-eight degrees thirty minutes east twenty feet, thence north one degree thirty minutes east forty feet, thence north eighty-eight degrees thirty minutes west forty feet, thence south one degree thirty minutes west forty feet, and thence south eighty-eight degrees thirty minutes east twenty feet to the place of beginning."

Confirmation of
grant to city.
24 Stat. 144.

Jurisdiction over
revested portion.

SEC. 2. The grant to the city of Marquette of the land described in section 2 of the Act of July 12, 1886, is hereby confirmed and ratified, subject to the provisions and conditions contained in said section, except that portion thereof revested in the United States pursuant to this Act, which tract shall be and is hereby placed under the jurisdiction and control of the Department of the Treasury for Coast Guard purposes.

Approved, December 16, 1941.

[CHAPTER 580]

AN ACT

December 16, 1941
[H. R. 527]
[Public Law 343]

To amend the Canal Zone Code with respect to the trial of joint defendants, the removal of fugitives from justice, and the regulation of criminal procedure in the Canal Zone.

Canal Zone Code,
amendments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 365 of title 6 of the Canal Zone Code be, and it is hereby, amended to read as follows:

"365. TRIAL OF DEFENDANTS JOINTLY CHARGED.—When two or more defendants are jointly charged with any offense, they shall be tried jointly, unless the court orders separate trials. The court in its discretion may order a separate trial as to one or more defendants, and a joint trial as to the others, or may order any number of the defendants to be tried at one trial, and any number of the others at different trials, or may order a separate trial for each defendant."

SEC. 2. Article 2, chapter 26, title 6, of the Canal Zone Code is amended by adding, immediately after section 861, a new section numbered 861a and reading as follows:

"861a. ARREST AND REMOVAL TO OR FROM THE CANAL ZONE.—The provisions of section 1014, Revised Statutes of the United States, as amended (U. S. C., title 18, sec. 591), so far as applicable, shall apply throughout the United States for the arrest and removal therefrom to the Canal Zone of any fugitive from justice charged with the commission of any crime or offense against the United States within the Canal Zone, and shall apply within the Canal Zone for the arrest and removal therefrom to the United States of any fugitive from justice charged with the commission of any crime or offense against the United States. Such fugitive may, by any judge or magistrate of the Canal Zone, and agreeably to the usual mode of process against offenders therein, be arrested and imprisoned or bailed, as the case may be, pending the issuance of a warrant for his removal to the United States, which warrant it shall be the duty

of a judge of the district court seasonably to issue, and of the officer or agent of the United States designated for the purpose to execute. Such officer or agent, when engaged in executing such warrant without the Canal Zone, shall have all the powers of a marshal of the United States so far as such powers are requisite for the prisoner's safe keeping and the execution of the warrant."

SEC. 3. Chapter 2, title 7, of the Canal Zone Code is amended by adding, immediately after section 26, a new section numbered 26a and reading as follows:

"26a. RULES OF CRIMINAL PROCEDURE.—In respect to matters not covered by this code, the United States District Court for the District of the Canal Zone may adopt rules governing its criminal procedure, not inconsistent with the laws of the United States."

Approved, December 16, 1941.

[CHAPTER 581]

AN ACT

To amend the Canal Zone Code.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2264 of title 3 of the Canal Zone Code, approved June 19, 1934, is hereby amended to read as follows:

"2264. WHEN VOID AS TO THIRD PERSONS.—A mortgage of personal property is void as against creditors of the mortgagor and subsequent purchasers and encumbrancers of the property in good faith and for value, unless—

"1. It is accompanied by the affidavit of all the parties thereto that it is made in good faith and without any design to hinder, delay, or defraud creditors;

"2. It is acknowledged or proved and certified in the manner prescribed in chapter 22 of this title; and

"3. It, or a true copy, is filed in the office of the registrar of property of the Canal Zone."

SEC. 2. That section 2265 of title 3 of the Canal Zone Code is hereby amended to read as follows:

"2265. FILING.—The registrar of property shall mark upon the mortgage of personal property, or copy, filed with him the day and hour of filing and shall file the mortgage, or copy, in his office for public inspection. He shall keep a separate book in which he shall enter the names of the mortgagor and the mortgagee, the date of the mortgage, the day and hour of filing, a brief description of the property mortgaged and the amount of the mortgage. Such book shall be indexed under the names of both mortgagor and mortgagee. For filing and entering such mortgage or copy, or any assignment of such mortgage, the registrar shall be entitled to a fee of 50 cents."

SEC. 3. That article 2, chapter 63, title 3, Canal Zone Code, is hereby amended by adding, immediately after section 2265, a new section numbered 2265a and reading as follows:

"2265a. FILING ASSIGNMENT OF MORTGAGE, NOTICE TO MORTGAGOR.—An assignment of a mortgage of personal property may be filed in like manner as a mortgage of personal property, and each filing operates as notice to all persons subsequently deriving title to the mortgage from the assignor: *Provided*, That when a mortgage of personal property is executed as security for money due, or to become due, on a promissory note, bond, or other instrument designated in the mortgage, the filing of the assignment of the mortgage is not, of itself, notice to a mortgagor, his heirs, or personal representatives, so as to invalidate any payment made by them, or either of them, to the person holding such note, bond, or other instrument."

December 16, 1941
[H. R. 529]
[Public Law 344]

Canal Zone Code,
amendments.

Mortgage of per-
sonal property.

Manner of filing
and indexing.

Assignment of mort-
gage.

Proviso.

SEC. 4. That article 2, chapter 63, title 3, Canal Zone Code, is hereby amended by adding at the end of the said article a new section numbered 2274 and reading as follows:

Certificate of payment or satisfaction.

"2274. MORTGAGE OF PERSONAL PROPERTY, HOW DISCHARGED.—Upon the payment or satisfaction of a mortgage of personal property, the mortgagee, his assignee, or legal representative, upon the request of the mortgagor or of any person interested in the mortgaged property, must execute, acknowledge, and deliver to the person requesting it a certificate setting forth such payment or satisfaction. If the mortgagee, his assignee, or legal representative shall refuse to execute, acknowledge, and deliver to the mortgagor or other person interested in the mortgaged property the certificate provided for herein he shall forfeit to the person requesting such certificate the sum of \$5 and be liable for all damages suffered by reason of such refusal. Upon presentation of the certificate of payment or satisfaction to the registrar of property, he shall file the same and note the discharge of the mortgage and the date thereon on the margin of the page where the mortgage has been entered. For filing and entering the certificate of payment or satisfaction, the registrar shall be entitled to a fee of 25 cents."

SEC. 5. That section 784 of title 5 of the Canal Zone Code is hereby amended to read as follows:

Taking vehicle without permission of owner.

"784. TAKING VEHICLE FOR TEMPORARY USE OR OPERATION.—Any person who shall, without the permission of the owner thereof, take any automobile, bicycle, motorcycle, or other vehicle, for the purpose of temporarily using or operating the same, shall be punished for the first offense by a fine of not more than \$100 or by imprisonment in jail for not more than thirty days, or by both, and shall be punished for each subsequent offense by a fine of not more than \$500 or by imprisonment in jail for not more than six months, or by both."

Approved, December 16, 1941.

[CHAPTER 582]

AN ACT

December 16, 1941
[H. R. 2799]
[Public Law 345]

Authorizing the conveyance to the State of Virginia, for highway purposes only, a portion of the Naval Mine Depot Reservation at Yorktown, Virginia.

Virginia.
Conveyance of land to State.

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 two strips or parcels of land of the Naval Mine Depot Reservation at Yorktown, York County, Virginia, containing twenty and two one-hundredths acres, more or less.

Approved, December 16, 1941.

[CHAPTER 583]

AN ACT

December 16, 1941
[H. R. 4495]
[Public Law 346]

To amend the Canal Zone Code.

Canal Zone Code, amendments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 142 of title 2 of the Canal Zone Code, approved June 19, 1934, as amended by section 7 of the Act of June 24, 1936 (ch. 754, 49 Stat. 1905), is hereby amended to read as follows:

"142. PUNISHMENT OF PERSONS RETURNING AFTER DEPORTATION FOLLOWING IMPRISONMENT.—Any person who, after having served a sentence of imprisonment in the Canal Zone and having been deported

therefrom, shall voluntarily enter the Canal Zone for any purpose shall be punished by imprisonment in the penitentiary for not more than two years and, upon the completion of his sentence, may again be deported from the Canal Zone in accordance with the laws and orders relating to deportation: *Provided, however,* That the Governor of the Panama Canal may at any time, in his discretion and for good cause shown, revoke any order deporting any person following service of a sentence of imprisonment in the Canal Zone: *Provided further,* That the Governor of the Panama Canal, in his discretion by permit or regulations, may authorize any person or persons deported following service of a sentence of imprisonment in the Canal Zone to pass through or return temporarily to the Canal Zone, and he may prescribe the route over which such persons shall be required to travel while in the Canal Zone. Any person who shall violate the terms of any such permit or of the regulations authorized herein, or shall remain in the Canal Zone after the expiration of such permit, shall be deemed guilty of a violation of this section and punished as herein provided.”

Proviso.
Revocation of de-
portation order.

Temporary return
or passage.

SEC. 2. That section 829 of title 5 of the Canal Zone Code, approved June 19, 1934, is hereby amended to read as follows:

“829. JUMPING ON OR OFF TRAIN IN MOTION; RIDING ON ROOF, PLATFORM, APPLIANCES, OR PROJECTIONS.—Any person other than a member of a train crew, or a transportation official or employee engaged in the performance of his duties, who shall jump on or off a railroad locomotive, car, or train while it is in motion, or ride on the roof of any car of such train, or on the platform, coupling, or any other appliance or projection on the outside of any such car, shall be punished by a fine of not more than \$10 for each offense.”

Approved, December 16, 1941.

[CHAPTER 584]

AN ACT

To amend section 96, title 2, of the Canal Zone Code, and for other purposes.

December 16, 1941
[H. R. 4871]
[Public Law 347]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 96, title 2, of the Canal Zone Code, is amended by adding, after the fourth paragraph of said section, the following additional paragraph:

Canal Zone Code,
amendments.

“Any employee retiring under the provisions of section 92 or 93 of this title may at the time of his retirement elect to receive in lieu of the life annuity described herein a reduced annuity payable to him during his life, and an annuity after his death payable to his beneficiary designated by him at the time of his retirement, which designation shall be in writing and filed with the Civil Service Commission. The amount of the annuity of the surviving beneficiary shall be either equal to or 50 per centum of the employee’s reduced annuity as the employee shall elect in the writing hereinbefore provided for, and the said annuity shall be payable during the life of the beneficiary, and upon the death of the beneficiary all payments shall cease and no further annuity shall be due and payable. The amounts of the two annuities shall be such that their combined actuarial value on the date of retirement as determined by the Civil Service Commission shall be the same as the actuarial value of the single life increased annuity with forfeiture provided by this section: *Provided,* That no election in lieu of the life annuity provided herein shall become effective in case an employee dies within thirty days after the effective date of retirement and death

Election of retire-
ment annuity.

Surviving bene-
ficiary.

Proviso:

within such period shall be considered as a death in active service."

SEC. 2. Section 99, title 2, of the Canal Zone Code, is amended by adding, after the first paragraph of said section, the following additional paragraph:

Additional deposits or deductions.

"At the option of any employee, to be exercised at any time prior to his retirement, and under such regulations as may be prescribed by the Civil Service Commission, additional sums in multiples of 1 per centum, but not to exceed 20 per centum, of his annual basic salary, pay, or compensation, for any period subsequent to June 30, 1931, may be deducted and withheld, or paid by the employee, and deposited as provided in the first paragraph of this section, which amount together with interest thereon at 3 per centum per annum compounded as of June 30 of each year, shall, at the date of his retirement, be available to purchase, in accordance with such rules and regulations as may be prescribed by the Civil Service Commission, with the approval of the board of actuaries, in addition to the annuity provided by this article, an annuity according to the experience of the Canal Zone retirement and disability fund as may from time to time be set forth in the tables of annuity values by the board of actuaries based on an interest rate at 4 per centum."

A availability for purchase of additional annuity.

Payment of disability annuity.

SEC. 3. Section 94, title 2, of the Canal Zone Code, as amended, is further amended by striking out wherever they appear the words "ninety-day" and "ninety days" and inserting in lieu thereof "one year".

Return of deductions.

SEC. 4. Section 101, title 2, of the Canal Zone Code, as amended, is further amended by adding at the end of the said section an additional paragraph designated "(g)" and reading as follows:

Application of provisions.
Supra.

"(g) The provisions of this section shall be construed to apply to the additional deductions and deposits referred to in the second paragraph of section 99 of this title as added by section 2 of this Act: *Provided, however,* That under paragraph (a) of this section there shall be no additional deduction of \$1 per month or major fraction thereof, on account of said deductions and deposits: *Provided further,* That under paragraphs (b) and (d) of section 101, as amended, the interest payable upon return of the deductions and deposits referred to in this paragraph shall be computed at 3 per centum per annum compounded on June 30 of each year: *And provided further,* That under paragraph (b) of this section no part of such deductions and deposits or interest thereon, returned to an employee upon his transfer or separation from the service as provided in this section, shall be required to be redeposited by him as a condition precedent to the receipt by him of benefits under this article."

Provisos.

Interest.

SEC. 5. This Act shall take effect on January 1, 1942.

Approved, December 16, 1941.

[CHAPTER 585]

AN ACT

To provide aviation education in the senior high schools of the District of Columbia, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Board of Education is hereby authorized and directed to establish and to include in the curricula of the senior high schools of the District of Columbia, as an additional optional course, a course in aeronautics, which shall include instruction in aerodynamics, the theory of flight, the airplane and its engine, mechanics, engineering, meteorology, practical air navigation, map reading, and such other allied subjects as the Board in its discretion may deem it advisable to prescribe.

December 16, 1941
[H. R. 5476]
[Public Law 348]

District of Columbia.
Aeronautics instruction in senior high schools.

Such course shall be first offered during the high-school term beginning in 1942. Thereafter such additional courses in aeronautics may be added as deemed desirable by the Board of Education. The same credit toward graduation may be given for said course as is given for other optional courses in said schools.

SEC. 2. The Board is further authorized to employ a sufficient number of teachers of aeronautics, not to exceed six, adequately to instruct those pupils who elect to pursue the said course, at the salary rates authorized for teachers in the senior high schools.

SEC. 3. The Board shall provide the pupils of the senior high schools, free of charge, with the use of all aeronautical textbooks, maps, and other necessary educational supplies required for said course.

SEC. 4. There is hereby authorized to be appropriated a sum not to exceed \$16,000 in order to carry out the purposes of this Act.

SEC. 5. The Board shall hereafter include in its annual estimates of money required for the public schools of the District of Columbia for the ensuing year an amount sufficient to defray the expenses herein authorized.

Teachers.

Textbooks, etc.

Appropriation authorized.

Inclusion of expenses in annual estimates.

Approved, December 16, 1941.

[CHAPTER 586]

AN ACT

To authorize the Secretary of the Treasury to purchase or accept as gifts motorboats, yachts, and similar vessels for Coast Guard use.

December 16, 1941
[H. R. 5509]
[Public Law 349]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, during any period of national emergency proclaimed by the President, the Secretary of the Treasury is authorized to purchase, or accept as a gift, for the use of the Coast Guard in the performance of its maritime police functions, any motorboat, yacht, or other small craft owned by a citizen or citizens of the United States and suitable for patrolling harbors, bays, roadsteads, and other navigable waters of the United States.

Coast Guard.
Acquisition of small craft for emergency use.

SEC. 2. The purchase of any vessel pursuant to the provisions of this Act may be made without regard to the provisions of section 3709, Revised Statutes (U. S. C., title 41, sec. 5).

Purchases without advertising.

SEC. 3. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such amount as may be necessary to purchase vessels pursuant to the provisions of this Act.

Appropriation authorized.

SEC. 4. In the event the Coast Guard should operate as a part of the Navy during any period of national emergency, the authority conferred by this Act upon the Secretary of the Treasury shall vest in, and be exercised by, the Secretary of the Navy.

Emergency vesting of authority.

Approved, December 16, 1941.

[CHAPTER 587]

AN ACT

To prevent the sale of unwholesome food in the District of Columbia.

December 16, 1941
[H. R. 5694]
[Public Law 350]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no person shall sell, or cause to be sold, or offer for sale any food which is unwholesome or unfit for use.

District of Columbia.
Sale of unwholesome food forbidden.

SEC. 2. For the purposes of this Act the term "food" means any article used for consumption by a human being or an animal.

"Food."

SEC. 3. It shall be the duty of the health officer of the District of Columbia, and he or his duly appointed agent is hereby authorized,

Duties of health officer.

to inspect all food possessed or offered for sale, and condemn, denature, destroy, seize or remove such food as may be unfit for consumption.

Rules and regulations.

SEC. 4. The Commissioners of the District of Columbia are authorized to make such rules and regulations as may be necessary to carry out the provisions of this Act.

Prosecutions.

SEC. 5. Prosecutions for violations of any of the provisions of this Act or of any regulations promulgated thereunder shall be on information in the police court of the District of Columbia by the corporation counsel of the District of Columbia or any of his assistants.

Penalty.

SEC. 6. Any person violating any of the provisions of this Act or any of the regulations promulgated thereunder shall, upon conviction, be fined not more than \$300 or imprisoned for not more than ninety days.

52 Stat. 1040.
21 U. S. C. §§ 301-392.

SEC. 7. This Act shall in no respect be considered as a repeal of any of the provisions of the Federal Food, Drug, and Cosmetic Act, but shall be construed as supplemental thereto.

Approved, December 16, 1941.

[CHAPTER 588]

AN ACT

December 17, 1941
[H. R. 5074]
[Public Law 351]

To provide additional safeguards to the radio communications service of ships of the United States in the interest of national defense, and for other purposes.

Radio operators aboard certain vessels. Employment unlawful if disapproved by Secretary of the Navy.
6 F. R. 2617.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That during the 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, for the purpose of strengthening the national defense by providing additional safeguards, it shall be unlawful to employ any person or to permit any person to serve as radio operator aboard any vessel (other than a vessel of foreign registry) if the Secretary of the Navy—

(1) has disapproved such employment for any specified voyage, route, or area of operation, and

(2) has notified the master of the vessel of such disapproval prior to the departure thereof.

No such vessel shall be granted clearance, depart or attempt to depart from any port or place in the United States, its territories or possessions, or the Canal Zone, while having on board a person serving as radio operator in violation of this Act. For any violation of this Act, the master and the owner shall be severally subject to a penalty of not more than \$1,000 for which penalties the vessel shall be liable. Such penalties on application may be mitigated or remitted by the Secretary of Commerce.

Penalties.

Approved, December 17, 1941.

[CHAPTER 589]

AN ACT

December 17, 1941
[H. R. 5757]
[Public Law 352]

To define and punish vagrancy in the District of Columbia, and for other purposes.

District of Columbia. Persons deemed vagrants.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following classes of persons shall be deemed vagrants in the District of Columbia:

Thieves, etc.

(1) Any person known to be a pickpocket, thief, burglar, confidence operator, or felon, either by his own confession or by his having

been convicted in the District of Columbia or elsewhere of any one of such offenses or of any felony, and having no lawful employment and having no lawful means of support realized from a lawful occupation or source, and not giving a good account of himself when found loitering around in any park, highway, public building, or other public place, store, shop, or reservation, or at any public gathering or assembly.

(2) Any person upon whom shall be found any instrument, tool, or other implement for picking locks or pockets or that is usually employed or reasonably may be employed in the commission of any crime who shall fail satisfactorily to account for the possession of the same.

Persons possessing tools for picking locks, etc.

(3) Any person leading an immoral or profligate life who has no lawful employment and who has no lawful means of support realized from a lawful occupation or source.

Leading immoral lives.

(4) Any person who keeps, operates, frequents, lives in, or is employed in any house or other establishment of ill fame, or who (whether married or single) engages in or commits acts of fornication or perversion for hire.

Keeping houses of ill fame.

(5) Any person who frequents or loafs, loiters, or idles in or around or is the occupant of or is employed in any gambling establishment or establishment where intoxicating liquor is sold without a license.

Frequenting gambling establishments, etc.

(6) Any person wandering abroad and lodging in any grocery or provision establishment, vacant house, or other vacant building, outhouse, market place, shed, barn, garage, gasoline station, parking lot, or in the open air, and not giving a good account of himself.

Lodging in vacant buildings, etc.

(7) Any person wandering abroad and begging, or who goes about from door to door or places himself in or on any highway, passage, or other public place to beg or receive alms.

Beggars.

(8) Any person who wanders about the streets at late or unusual hours of the night without any visible or lawful business and not giving a good account of himself.

Night wanderers.

(9) And all persons who by the common law are vagrants, whether embraced in any of the foregoing classifications or not.

Vagrants by common law.

SEC. 2. In all prosecutions under paragraphs 1 or 3 of section 1 of this Act the burden of proof shall be upon the defendant to show that he has lawful employment or has lawful means of support realized from a lawful occupation or source.

Burden of proof in certain cases.

SEC. 3. Any person convicted of vagrancy under the provisions of this Act shall be punished by a fine of not more than \$300 or imprisonment for not more than ninety days, or by both such fine and imprisonment, in the discretion of the court. The court may impose conditions upon any person found guilty under the aforesaid provisions and so long as such person shall comply therewith to the satisfaction of the court the imposition or execution of sentence may be suspended for such period as the court may direct; and the court may at or before the expiration of such period remand such sentence or cause it to be executed. Conditions thus imposed by the court may include submission to medical and mental examination, diagnosis, and treatment by proper public health and welfare authorities, and such other terms and conditions as the court may deem best for the protection of the community and the punishment, control, and rehabilitation of the defendant. The health officer of the District of Columbia, the Women's Bureau of the Police Department, the Board of Public Welfare, and the probation officers of the court are authorized and directed to perform such duties as may be directed by the court in effectuating compliance with the conditions so imposed upon any defendant.

Penal provisions.

Power of court to impose certain conditions.

Prosecutions.

SEC. 4. All prosecutions under this Act shall be in the police court of the District of Columbia, in the name of the District of Columbia, by the corporation counsel or any of his assistants.

Repeals.

SEC. 5. That section 8 of an Act entitled "An Act for the preservation of the public peace and protection of property within the District of Columbia", approved July 29, 1892, as amended by an Act of Congress approved July 8, 1898, and so much of the District of Columbia Appropriation Act for the fiscal year ending June 30, 1910, approved March 3, 1909, as defines and punishes vagrancy, and section 2 of an Act entitled "An Act for the suppression of prostitution in the District of Columbia", approved August 15, 1935, are hereby repealed. This Act shall not be construed as repealing or amending any other Acts of Congress, but shall be taken as supplementary thereto.

Right to strike or to picket.

SEC. 6. Nothing in this Act shall be construed so as to interfere with or impede or diminish in any way the right to strike or the right to picket.

Approved, December 17, 1941.

[CHAPTER 591]

AN ACT

Making supplemental appropriations for the national defense for the fiscal years ending June 30, 1942, and June 30, 1943, 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 national defense for the fiscal years ending June 30, 1942, and June 30, 1943, and for other purposes, namely:

TITLE I—WAR DEPARTMENT

MILITARY ACTIVITIES

SEC. 101. For additional amounts for appropriations for the Military Establishment, fiscal year 1942, to be supplemental to, and merged with, the appropriations under the same heads in the Military Appropriation Act, 1942, including the objects and subject to the limitations and conditions specified under said heads respectively in that Act, except as otherwise provided herein, as follows:

CONTINGENCIES OF THE ARMY

For contingencies of the Army, \$24,800, which shall be available for the actual and necessary expenses, as may be determined and approved by the Secretary of War, of officers, warrant officers, and enlisted men of the Army on special duty in foreign countries.

EXPEDITING PRODUCTION

For expediting production of equipment and supplies for national defense, \$388,000,000: *Provided*, That expenditures from appropriations under this heading may hereafter be made until June 30, 1943, without securing the specific approval of the projects by the President.

GENERAL STAFF CORPS

CONTINGENT FUND, CHIEF OF STAFF

For contingent fund, Chief of Staff, \$125,000,000, to remain available until June 30, 1943.

27 Stat. 323; 30 Stat. 723; 35 Stat. 711; 49 Stat. 651.
D. C. Code §§ 22-3301, 22-2702.

December 17, 1941
[H. R. 6159]
[Public Law 353]

Third Supplemental National Defense Appropriation Act, 1942.

Title III, Military Appropriation Act, 1942.

Ante, p. 366.

Ante, p. 366.

Ante, p. 366.

Proviso.

Ante, p. 367.

MILITARY INTELLIGENCE ACTIVITIES

Ante, p. 367.

For miscellaneous expenses requisite for and incident to the military intelligence activities of the Army and maintenance of the military attachés, including observers of the Military Intelligence Division abroad, \$239,000: *Provided*, That the limitation of \$5,000 upon the expenses of officers of the Army on duty abroad under this head in the Military Appropriation Act, 1942, is hereby repealed.

Proviso.
Repeal of limitation.
Ante, p. 367.

ADJUTANT GENERAL'S DEPARTMENT

WELFARE OF ENLISTED MEN

Ante, p. 368.

For welfare of enlisted men, \$1,210,000.

FINANCE DEPARTMENT

PAY OF THE ARMY

Ante, p. 368.

For pay of the Army, \$314,000,000: *Provided*, That this appropriation shall not be subject to any limitation as to the number of selective trainees who may be paid therefrom.

Proviso.

TRAVEL OF THE ARMY

Ante, p. 370.

For travel of the Army, \$10,000,000: *Provided*, That funds appropriated under this heading 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.

Proviso.

CLAIMS FOR DAMAGES TO AND LOSS OF PRIVATE PROPERTY

Ante, p. 372.

For claims for damages to or loss of private property, \$12,000.

QUARTERMASTER CORPS

SUBSISTENCE OF THE ARMY

Ante, p. 372.

For subsistence of the Army, \$104,300,000.

REGULAR SUPPLIES OF THE ARMY

Ante, p. 373.

For regular supplies of the Army, \$6,900,000.

CLOTHING AND EQUIPAGE

Ante, p. 373.

For clothing and equipage, \$13,540,000.

INCIDENTAL EXPENSES

Ante, p. 374.

For incidental expenses of the Army, \$8,645,000.

ARMY TRANSPORTATION

Ante, p. 374.

For Army transportation, \$370,079,085, of which amount not to exceed \$30,000,000 shall be available for the procurement from the United States Maritime Commission of five Army transports: *Provided*, That the provisions of section 302 (c) of the Treasury and Post Office Departments Appropriation Act, 1942, shall not apply to vehicles under the jurisdiction of the War Department, used for military activities.

Procurement of
Army transports.

Proviso.
Vehicle upkeep.
Ante, p. 235.

MILITARY POSTS

Ante, p. 375.

For construction of buildings, utilities, and appurtenances at military posts, \$827,820,000.

Ante, p. 375.

BARRACKS AND QUARTERS AND OTHER BUILDINGS AND UTILITIES

For barracks and quarters and other buildings and utilities, \$8,740,000.

SIGNAL CORPS

Ante, p. 377.

SIGNAL SERVICE OF THE ARMY

For Signal Service of the Army, \$257,160,452.

AIR CORPS

Ante, p. 378.

AIR CORPS, ARMY

For Air Corps, Army, \$779,000,000, of which not to exceed \$2,000,000 shall be available for the payment of obligations incurred under contracts executed prior to July 1, 1939.

MEDICAL DEPARTMENT, ARMY

Ante, p. 379.

MEDICAL AND HOSPITAL DEPARTMENT

For Medical and Hospital Department, Army, \$25,168,000.

CORPS OF ENGINEERS

Ante, p. 380.

ENGINEER SERVICE, ARMY

For Engineer Service, Army, \$129,222,000, of which \$5,000,000 shall remain available until June 30, 1943.

Ante, p. 380.

MILITARY CONSTRUCTION, DEFENSE INSTALLATIONS

For military construction, defense installations, \$1,305,000, to remain available until June 30, 1943.

CHORRERA AND RIO HATO ROAD, REPUBLIC OF PANAMA

53 Stat. 1327.

To enable the United States to cooperate with the Republic of Panama in connection with the construction of a highway between Chorrera and Rio Hato in the Republic of Panama, fiscal year 1942, \$873,000, to remain available until expended and to be additional to the appropriation for this purpose in the Third Deficiency Appropriation Act, 1939.

ORDNANCE DEPARTMENT

Ante, p. 381.

ORDNANCE SERVICE AND SUPPLIES, ARMY

For ordnance service and supplies, Army, \$3,719,883,246.

Ante, p. 382.

CHEMICAL WARFARE SERVICE

For Chemical Warfare Service, Army, \$6,272,000.

CHIEF OF INFANTRY

Ante, p. 383.

INFANTRY SCHOOL, FORT BENNING, GEORGIA

For Infantry School, Fort Benning, Georgia, \$69,000.

Ante, p. 383.

SEACOAST DEFENSES

For seacoast defenses, \$9,564,000, of which \$7,959,852 shall remain available until expended.

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, \$269,000,000, to remain available until June 30, 1943, 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, except that none of such moneys shall be available for the pay and allowances of personnel of said organized military forces of the Government of the Commonwealth of the Philippines, when serving in the Philippine Islands, in excess of the pay and allowances authorized by Philippine law, executive orders, and regulations which were in effect November 1, 1941, and of which not to exceed \$15,000,000 may be restored to the Emergency Fund for the President, created by the Independent Offices Appropriation Act, 1942, in reimbursement of a like amount advanced therefrom: *Provided*, That any expenditures heretofore or hereafter made from said appropriation "Emergency Fund for the President" for the purposes and in the manner authorized under this heading in this Act, are hereby authorized and validated: *Provided further*, That any appropriation for the Military Establishment may be applied to the purposes aforesaid subject to reimbursement by transfer from this appropriation of the value of such property or service as may have been or may thereafter 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, etc., expenses.

Availability.

Emergency Fund for the President, reimbursement. *Ante*, p. 94.*Proviso*. Validation of expenditures. *Ante*, p. 94.

Transfer of funds.

GENERAL PROVISIONS

SEC. 102. 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, any defense article procured from funds appropriated for the Military Establishment prior to or since March 11, 1941, in accordance with the provisions of the Act of March 11, 1941 (Public, Numbered 11). The value of defense articles disposed of in any way under the authority of this paragraph shall not exceed \$2,000,000,000, and the limitation of \$1,300,000,000 fixed by section 3 (a) (2) of such Act is hereby reduced to \$800,000,000 and this latter limitation shall not be applicable to the War Department after the date of the enactment of this Act.

Disposal of defense articles.

Ante, p. 31. Limitation on value.*Ante*, p. 31. Inapplicability to War Department.

SEC. 103. 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

Prisoners of war, etc.

similar to prisoners of war, and persons detained in Army custody pursuant to Presidential proclamation.

Citation of title.

SEC. 104. This title may be cited as "Title III, Military Appropriation Act, 1942".

Title V, Naval Appropriation Act, 1942.

TITLE II—NAVY DEPARTMENT

SEC. 201. For additional amounts for appropriations for the Navy Department and the naval service, fiscal year 1942, to be supplemental, and, in addition, to the appropriations in the Naval Appropriation Act, 1942, including the objects and subject to the limitations and conditions specified therein, and except as otherwise provided herein, as follows:

Ante, p. 151.

Ante, p. 151.

OFFICE OF THE SECRETARY OF THE NAVY

Miscellaneous expenses, Navy: For the temporary employment of persons or organizations by contract or otherwise without regard to section 3709 of the Revised Statutes, or the classification laws, or section 5 of the Act of April 6, 1914 (38 Stat. 335), \$50,000.

41 U. S. C. § 5.
5 U. S. C. § 55.

Ante, p. 558.

NAVAL EMERGENCY FUND

Naval emergency fund, including local defense and fleet training schools and equipment and services therefor, fleet landings, navigational aids, and such other objects as the Secretary of the Navy may consider necessary to further the preparedness of the United States Navy, \$50,000,000, to remain available until expended.

Ante, p. 156.

BUREAU OF SHIPS

Maintenance, Bureau of Ships, \$250,000,000.

Defense installations on merchant vessels: For the procurement of the necessary materials and for the provision of defense installations on Government-owned or privately owned merchant vessels, \$120,000,000, to remain available until expended: *Provided*, That the provision relating to defense installations on Government or privately owned merchant vessels contained in the Naval Appropriation Act, 1942, under the appropriation for Increase and Replacement of Naval Vessels is hereby repealed: *Provided further*, That the appropriation "Increase and Replacement of Naval Vessels" shall be credited and this appropriation charged for any expenditures heretofore made on account of defense installations on Government or privately owned merchant vessels under the authority of the Naval Appropriation Act, 1942, and under the appropriation "Alterations to naval vessels" contained in Title VI of the Naval Appropriation Act for the fiscal year 1941.

Provisos.
Repeal.

Ante, p. 171.
Expenditures heretofore made.

Ante, p. 41.

BUREAU OF SUPPLIES AND ACCOUNTS

Pay, subsistence, and transportation of naval personnel: The restriction against the employment of enlisted men in officers' quarters and messes under said heading is hereby amended by excepting from said restriction officers' messes at over-seas bases, including Alaska, and mobile hospitals.

Enlisted men as household servants.
Ante, p. 158.

Payments to Maritime Commission.
Ante, p. 160.

Maintenance, Bureau of Supplies and Accounts, 1942: This appropriation shall be available for payments to the Maritime Commission for charter and hire of cargo vessels when manned by other than naval personnel.

BUREAU OF MEDICINE AND SURGERY

Care of the dead, \$100,000, of which amount \$10,000 shall be available for the payment of obligations incurred during the fiscal year 1941.

Ante, p. 162.

BUREAU OF YARDS AND DOCKS

PUBLIC WORKS, BUREAU OF YARDS AND DOCKS

Ante, p. 163.

For the following public works and public utilities projects, including the acquisition of necessary land, at a cost not to exceed the amount stated, \$335,415,000, which amount, together with unexpended balances of the appropriations heretofore made under this heading, shall be disbursed and accounted for as one fund: *Provided*, That the provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590), shall be applicable to the work under this appropriation:

Proviso.
Cost-plus-a-fixed-fee contracts.

Navy Yard, Boston, Massachusetts: Receiving ship facilities and housing for crews of ships, \$1,665,000;

Boston, Mass.

Naval air station, New York, New York: For the development of aviation facilities including buildings and accessories, and the acquisition of Floyd Bennett Field, Kings County, New York, and adjacent suitable areas, including buildings, improvements, and facilities, \$18,750,000: *Provided*, That in the purchase of this field the Navy Department shall take into consideration expenditures by any Federal agency from Federal funds in or for developing such field prior to acquisition thereof by the United States;

New York, N. Y.
Purchase of Floyd
Bennett Field.
Post, p. 862.*Proviso.*

Naval supply depot, Mechanicsburg, Pennsylvania: For the development of storage facilities, including buildings and accessories and acquisition of land, \$15,000,000;

Mechanicsburg, Pa.

Temporary and emergency construction: For temporary and emergency construction or acquisition of buildings and facilities, including the acquisition of land, at localities inside and outside the United States, needed by the Navy, as may be specifically approved by the Secretary of the Navy, including collateral public works items, \$300,000,000: *Provided*, That the Secretary of the Navy shall transmit to Congress on or before January 10, 1943, a statement by projects of the obligations incurred under this appropriation.

Buildings and facilities.

Proviso.

The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 590-592), shall be applicable to all public works and public utilities projects provided in this Act, regardless of location: *Provided*, That the fixed fee to be paid the contractor as a result of any contract hereafter entered into under the authority of this provision shall not exceed 6 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the Secretary of the Navy.

Cost-plus-a-fixed-fee contracts.

Proviso.

BUREAU OF AERONAUTICS

Ante, p. 163.

Aviation, Navy: For new construction and procurement of aircraft and equipment, spare parts and accessories, \$309,720,000, and, in addition, the Secretary of the Navy may, prior to July 1, 1942, enter into contracts for the production and purchase of new airplanes and their equipment, spare parts, and accessories, to an amount not in excess of \$640,000,000, including not to exceed \$50,000,000 for additional plant facilities in public and private plants.

Contracts.

COAST GUARD

Office of Commandant: For an additional amount for personal services in the District of Columbia, fiscal year 1942, subject to the conditions specified under this head in the Treasury Department Appropriation Act, 1942, \$8,755.

Ante, p. 220.

Pay and allowances: For an additional amount for pay and allowances, Coast Guard, fiscal year 1942, including the objects specified under this head in the Treasury Department Appropriation Act, 1942, as amended, \$4,285,537, and the limitation of \$69,008, under this head in the Second Supplemental National Defense Appropriation

Ante, p. 221.
Amount for recreation.

Ante, p. 755.

Act, 1942, on the amount which may be expended for recreation, amusement, comfort, contentment, and health of enlisted men is hereby increased to \$76,746.

Ante, p. 221.
Ice breaking, Illi-
nois River.

General expenses, Coast Guard: For an additional amount for general expenses, Coast Guard, fiscal year 1942, including the objects specified under this head in the Treasury Department Appropriation Act, 1942, as amended, \$4,785,000, of which \$35,000, or as much thereof as may be necessary, is hereby allocated for the breaking of ice on the Illinois River.

Ante, p. 223.

Construction of vessels and shore facilities, Coast Guard: For an additional amount for additional and replacement vessels and their equipment, and the construction, rebuilding, or extension of shore facilities, including the objects specified under this head in the Treasury Department Appropriation Act, 1942, as amended, \$8,717,300, to remain available until expended, of which amount not to exceed four per centum shall be available for administrative expense in connection therewith, including personal services in the District of Columbia.

Ante, p. 223.

Establishing and improving aids to navigation: For an additional amount for establishing and improving aids to navigation and other works, including the acquisition of sites therefor, \$869,135, which sum shall be available for all expenditures directly relating thereto.

INCREASE AND REPLACEMENT OF NAVAL VESSELS

Mine craft and
patrol craft.
Ante, p. 171.

Construction and machinery: In addition to the objects specified under this heading in the Naval Appropriation Act, 1942, this appropriation shall be available for the construction or acquisition and conversion of not to exceed eight hundred small vessels as mine craft and patrol craft, as authorized in Public Law 323, Seventy-seventh Congress, as amended by this Act: *Provided*, That Public Law Numbered 72, Seventy-seventh Congress, approved May 24, 1941, is hereby amended by deleting the words "five hundred and fifty thousand tons" and inserting the words "one million three hundred and fifty thousand tons" in lieu thereof: *Provided further*, That Public Law Numbered 323, Seventy-seventh Congress, approved November 21, 1941, is hereby amended by deleting the words "four hundred" and inserting "eight hundred" in lieu thereof, and also by deleting the following: " , not to exceed \$300,000,000".

Ante, p. 782.

Provisos.
Auxiliary vessels.
Ante, p. 197.

Ante, p. 782.

GENERAL PROVISION

Selectees, naval
service and Marine
Corps.
54 Stat. 885.
50 U. S. C., app.
§§ 301-318.
Ante, pp. 211, 621,
626; *post*, p. 844.

SEC. 202. The appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1942, shall be available for the pay and other expenses of not to exceed fifty thousand men inducted into the naval service and not to exceed ten thousand men inducted into the Marine Corps under the provisions of the Selective Training and Service Act of 1940.

Citation of title.

SEC. 203. This title may be cited as "Title V, Naval Appropriation Act, 1942".

TITLE III—GENERAL APPROPRIATIONS LEGISLATIVE

SENATE

For payment to Elizabeth M. Adams, widow of Alva B. Adams, late a Senator from the State of Colorado, \$10,000.

Senate Library, as-
sistant.

To enable the Secretary of the Senate to employ an assistant in the Senate Library from January 1, to June 30, 1942, at the rate of \$1,440 per annum, to be paid from the appropriation for Salaries of Officers and Employees of the Senate for the fiscal year 1942.

Ante, p. 446.

HOUSE OF REPRESENTATIVES

For a special employee for the majority at the rate of \$5,000 per annum, to be appointed by the Speaker, fiscal year 1942, \$2,500; such position is authorized to continue only during such period as it is occupied by the first incumbent thereof.

Special employee for the majority.

ARCHITECT OF THE CAPITOL

To enable the Architect of the Capitol to prepare a suitable depository for the valued documents of the two Houses of Congress since the organization of the Government, fiscal year 1942, \$25,000, to remain available until expended. The Architect of the Capitol is directed to prepare suitable space directly beneath the crypt in the central portion of the Capitol Building for this purpose, and without reference to sections 3709 and 3744 of the Revised Statutes of the United States to make necessary expenditures for labor, materials, equipment, and any other item necessary in connection therewith.

Depository for valued documents.

41 U. S. C. §§ 5, 16.

THE JUDICIARY

SUPREME COURT

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 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, fiscal years 1942 and 1943, \$25,000.

Expenses of advisory committee.
Ante, p. 298.

18 U. S. C. § 687.

EXECUTIVE OFFICE OF THE PRESIDENT

FOREIGN WAR RELIEF

To enable the President through such agency or agencies as he may designate to purchase exclusively in the United States and to transport, and to distribute as hereinafter provided, medical, agricultural, and other supplies for the relief of men, women, and children, who have been rendered sick or destitute as a result of hostilities or invasion, fiscal year 1942, \$35,000,000, including the cost of such purchases, the transportation to point of distribution, and distribution, administrative and other costs, but not including any administrative expense incurred by any nongovernmental agency: *Provided*, That when so purchased, such materials and supplies are hereby authorized to be distributed by the President through the American Red Cross or such governmental or other agencies as he may designate: *Provided further*, That any governmental agency so designated to aid in the purchase, transportation, or distribution of any such materials and supplies may expend any sums allocated to it for such designated purposes without regard to the provisions of any other Act: *And provided further*, That on or before June 30, 1942, the President shall submit to the Congress an itemized and detailed report of the expenditures and activities made and conducted under the authority contained herein.

Provisos.
Distribution agencies.

Expenditure of funds.

Report to Congress.

Ante, p. 94.

EMERGENCY FUNDS FOR THE PRESIDENT

Emergency fund for the President: To enable the President, through appropriate agencies of the Government, to provide for emergencies affecting the national security and defense and for each and every purpose connected therewith, and to make all necessary expenditures incident thereto for any purpose for which the Congress has previously made appropriation or authorization and without regard to the provisions of law regulating the expenditure of Government funds or the employment of persons in the Government service, such as section 3709 of the Revised Statutes and the civil service and classification laws; and any waiver hereunder of the provisions of any law regulating such expenditure or such employment shall not be exercised by any agency unless the allocation to such agency or subsequent action of the President in connection therewith permits any such waiver to be availed of; \$100,000,000, fiscal year 1942, to remain available until June 30, 1943: *Provided*, That in a total amount of not exceeding \$10,000,000 and within the purposes provided for in this paragraph, the President may authorize the expenditure of sums from this appropriation for objects of a confidential nature and in any such case the certificate of the expending agency as to the amount of the expenditure and that it is deemed inadvisable to specify the nature thereof shall be deemed a sufficient voucher for the sum therein expressed to have been expended: *Provided further*, That the President shall transmit to Congress, on or before January 10, 1944, a report of the expenditures of such sum of \$100,000,000.

41 U. S. C. § 5.

Provisos.
Expenditures of a confidential nature.

Report to Congress.

Defense housing: For an additional amount to enable the President of the United States to provide temporary shelter in localities where for any reason arising out of the war a shortage of housing exists, fiscal year 1942, including the objects and subject to the conditions specified under this head in the Urgent Deficiency Appropriation Act, 1941, approved March 1, 1941, \$300,000,000, to remain available until June 30, 1943.

Ante, p. 14.

OFFICE FOR EMERGENCY MANAGEMENT

For an additional amount for the Office for Emergency Management, fiscal year 1942, including the objects for which the appropriation under this heading in the Second Deficiency Appropriation Act, 1941, is available, and subject to the provisions and limitations thereof, except as hereinafter otherwise specified, \$75,000,000: *Provided*, That not more than \$5,000,000 of the amount appropriated in this paragraph shall be available for the Office of Price Administration except that in the event of the enactment hereafter into law of legislation for price control this limitation may be exceeded to the extent necessary to give effect to such legislation: *Provided further*, That moneys from this appropriation made available to the Coordinator of Inter-American Affairs (successor to the Coordinator of Commercial and Cultural Relations between the American Republics), together with moneys previously made available to the Coordinator of Inter-American Affairs, shall, without regard to the limitation of \$1,600,000 specified in the second proviso clause in the appropriation to the Office for Emergency Management contained in the Second Deficiency Appropriation Act, 1941 (which proviso is amended in accordance herewith), be available to the Coordinator of Inter-American Affairs, for the purpose of (a) furthering the national defense, (b) taking such action as may be necessary under the existing state of war, and (c) strengthening the bonds between the United States and the other American republics by (1) grants to governmental and private non-profit institutions and facilities in the United States and the other

Ante, p. 543.*Provisos.*
Office of Price Administration.

Coordinator of Inter-American Affairs.

Ante, p. 543.

Grants to institutions.

American republics, (2) the free distribution of publications, phonograph records, radio transcriptions, art works, motion-picture films, educational material, and such material and equipment as the Coordinator may deem necessary and appropriate to carry out his program, (3) such other gratuitous assistance as he deems advisable in the fields of the arts and sciences, education and travel, the radio, the press, and the cinema, (4) employing in the District of Columbia and elsewhere in the United States and abroad, experts, special advisers, and other persons, who are not citizens of the United States, and paying their salaries or other compensation and expenses, including the expense of transporting them, their dependents, and their effects from their homes to their place of employment, and (5) 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 further*, That not to exceed \$500,000 of the moneys made available to the Coordinator of Inter-American Affairs from 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 moneys from this appropriation shall be available until June 30, 1943: *Provided further*, That of the sums allocated to the Office of Scientific Research and Development from the appropriation herein or heretofore made under this heading, there may be paid to the National Academy of Science a sum not exceeding \$81,000 for the administrative and overhead expenses incurred by said Academy during the fiscal year 1942 in carrying out research projects for Federal agencies, and said sum shall be in addition to any reimbursement otherwise provided for. Notwithstanding the provisions of section 3648 of the Revised Statutes (31 U. S. C. 529), in the expenditure of any funds heretofore or hereafter allocated to it, contracts entered into by the Office of Scientific Research and Development may provide for payments in advance of the rendering of the service or the delivery of the article contracted for, subject to such limitations as the Director of the Office of Scientific Research and Development may prescribe. Where any Federal agency now or hereafter has funds available for scientific or technical research, development, testing, construction of test models, experimental production, or the provision of facilities therefor, it may, in its discretion, make transfers of those funds, in whole or in part, to the Office for Emergency Management for allocation to the Office of Scientific Research and Development, and the funds so transferred may be expended for all the objects and by all the methods authorized under this heading.

Gratuitous assistance.

Employment of alien experts, advisers, etc.

Auxiliary corporations.

Emergencies of confidential character.

Availability of moneys.

National Academy of Science.

Office of Scientific Research and Development.
Advance payments.

Transfer of funds.

INDEPENDENT AGENCIES

BOARD OF INVESTIGATION AND RESEARCH—TRANSPORTATION

Board of Investigation and Research: For an additional amount for all necessary expenses of the Board of Investigation and Research, fiscal year 1942, to remain available until September 18, 1942, including the objects specified in the appropriation for this purpose in the First Supplemental National Defense Appropriation Act, 1942, and including expenses incident to 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; not to exceed \$500 for periodicals and newspapers,

Ante, p. 682.

rents in the District of Columbia; typewriters, adding machines, and other labor-saving devices, including their repair and exchange; 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 Board, \$246,500.

CIVIL SERVICE COMMISSION

Extension of civil service: For all necessary expenses to enable the Civil Service Commission to carry out the provision of title I of the Act of November 26, 1940, extending the classified civil service, fiscal year 1942, including the objects for which the appropriation "Salaries and expenses, Civil Service Commission, fiscal year 1942, as supplemented by the Second Deficiency Appropriation Act, 1941", is available, and including not to exceed \$10,000 for printing and binding, \$781,560, to be available until June 30, 1943.

Salaries and expenses: For an additional amount for "Salaries and expenses, Civil Service Commission, fiscal year 1942", including the objects specified in the appropriation for this purpose in the Independent Offices Appropriation Act, 1942, \$250,000.

Printing and binding: For an additional amount for all printing and binding for the Civil Service Commission, fiscal year 1942, except such printing and binding as is necessary under the headings "Prevention of pernicious political activities", "National defense activities", and "Extension of civil service, fiscal year 1942", \$8,000.

National-defense activities: For an additional amount for national-defense activities for the fiscal year 1942, including the objects for which the appropriation under this heading in the Independent Offices Appropriation Act, 1942, is available, \$1,392,000.

FEDERAL LOAN AGENCY

FEDERAL HOUSING ADMINISTRATION

In addition to the funds made available to the Federal Housing Administration for administrative expenses for the fiscal year 1942 by the Independent Offices Appropriation Act, 1942, \$1,882,353 of the Defense Housing Insurance Fund, created by the Act of March 28, 1941 (Public Law 24), is hereby made available for such expenses, including the objects and subject to the limitations and conditions specified under this heading in said Independent Offices Appropriation Act. The respective amounts of funds of the Federal Housing Administration made available for administrative expenses by said Independent Offices Appropriation Act are hereby decreased and increased as follows: Mutual Mortgage Insurance Fund decreased from \$11,283,000 to \$10,847,100; Housing Insurance Fund decreased from \$1,065,000 to \$750,000; and funds derived from premiums collected under section 2 (f), title I, of the National Housing Act, as amended, increased from \$1,040,000 to \$1,275,000; total increased from \$13,388,000 to \$14,754,453. The provisions appearing under this heading in the Additional Urgent Deficiency Appropriation Act, 1941, with respect to nonadministrative expenses and accountability of the respective funds, are hereby made applicable to all the funds made available to the Federal Housing Administration for administrative expenses for the fiscal year 1942.

In addition to the funds made available for the payment of losses under insurance granted under sections 2 and 6, title I, of the National Housing Act, not to exceed \$2,410,000 of the funds 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 such losses.

54 Stat. 1211.
5 U. S. C. §§ 631a,
631b.

Ante, pp. 96, 544.

Ante, p. 96.

Ante, p. 97.

Ante, pp. 96, 97;
supra.

Ante, p. 97.

Administrative expenses.

Ante, p. 100.

Ante, p. 55.

53 Stat. 805.
12 U. S. C. § 1703 (f).
Ante, p. 365.

Ante, p. 199.

Payment of losses under insurance.
Ante, p. 101.

48 Stat. 1246; 49 Stat. 1233.
12 U. S. C. §§ 1703, 1706a.

53 Stat. 805.
12 U. S. C. § 1703 (f).
Ante, p. 365.

FEDERAL POWER COMMISSION

National-defense activities: For an additional amount for national-defense activities, Federal Power Commission, fiscal year 1942, including the objects for which the appropriation under this head in the Independent Offices Appropriation Act, 1942, is available, \$135,000.

Ante, p. 104.

FEDERAL SECURITY AGENCY

PUBLIC HEALTH SERVICE

Pay of personnel and maintenance of hospitals: For an additional amount for pay of personnel and maintenance of hospitals, fiscal year 1942, including the objects and subject to the limitations specified under this heading in the Labor-Federal Security Appropriation Act, 1942, \$75,000.

Ante, p. 480.

FREEDMEN'S HOSPITAL

Salaries: For an additional amount for salaries, Freedmen's Hospital, fiscal year 1942, \$8,900: *Provided*, That the foregoing appropriation shall be chargeable to the District of Columbia as specified under this heading in the Labor-Federal Security Appropriation Act, 1942.

Proviso.

Ante, p. 479.

SAINT ELIZABETHS HOSPITAL

Salaries and expenses: For an additional amount for the purchase of one seven-hundred-and-fifty-horsepower boiler, one one-thousand-five-hundred-kilowatt turbo-generator, one fifty-ton ammonia compressor, all with accessories, and extension and remodeling the present ash system, including the objects specified for this purpose under this heading in the Labor-Federal Security Appropriation Act, 1942, \$40,000, to be derived from pension funds accrued, or which may accrue, prior to November 1, 1941, as authorized by the Act approved February 2, 1909 (24 U. S. C. 165).

Ante, p. 492.

35 Stat. 592.

FEDERAL WORKS AGENCY

PUBLIC BUILDINGS ADMINISTRATION

Sites for and construction of general office buildings, Washington, District of Columbia: For the lease or purchase of sites and for the construction of general office buildings and other structures thereon, including heating plants, approaches, the installation or extension of sewers, water mains, and other utilities as may be necessary, and for the construction of such facilities on Government-owned land in or near the District of Columbia, and for administrative expenses in connection therewith, \$25,000,000: *Provided*, That contracts for construction may be entered into without advertising: *Provided further*, That the Board of Commissioners of the United States Soldiers' Home is hereby authorized to lease to the United States, for a period of ten years and upon the payment of a rental to be fixed by the Secretary of War, a site or sites upon which may be erected some of the buildings herein authorized: *Provided further*, That all funds received for rental or other use of United States Soldiers' Home property, facilities, or supplies shall be immediately available to the Board of Commissioners thereof for reexpenditure without regard to fiscal year limitations.

Provisos.
Contracts without
advertising.
U. S. Soldiers' Home,
leasing of sites.

Use of rental re-
ceipts.

Ante, p. 105.

PUBLIC ROADS ADMINISTRATION

Access roads: For the construction and improvement of access roads and for replacing existing highways and highway connections as described in and in accordance with the provisions of section 6

Ante, p. 108.

Ante, p. 766.*Ante*, p. 163.

6 F. R. 2617.

of the Defense Highway Act of 1941 (Public Law 295) and for reimbursement of and transfer to the appropriation for Public Works, Bureau of Yards and Docks, Navy Department, not to exceed \$400,000, on account of expenditures from said appropriation for the purposes hereof, \$74,600,000, to remain available during the continuance of the emergency declared by the President on May 27, 1941; and in addition thereto authority is granted, during the continuance of such emergency, to enter into contracts for the above purposes in amounts not to exceed in the aggregate \$50,000,000.

Ante, p. 767.

Flight strips: For studies in connection with and the construction of flight strips as described in and in accordance with the provisions of section 8 of the Defense Highway Act of 1941 (Public Law 295), \$5,000,000, to remain available during the continuance of the emergency declared by the President on May 27, 1941.

Ante, p. 114.

NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

Contracts.

Airplane Engine Research Laboratory: The National Advisory Committee for Aeronautics is hereby authorized to enter into contracts in connection with the construction of the airplane engine research laboratory at Cleveland, Ohio, upon a cost-plus-a-fixed-fee basis in accordance with section 4 of the Act of April 25, 1939 (53 Stat. 591), except that (1) the fixed fee to be paid hereunder shall not exceed 6 per centum of the estimated cost of such contracts, exclusive of the fee, and (2) for the purposes hereof the functions vested in the Secretary of the Navy by said section are hereby vested in the Chairman of the National Advisory Committee for Aeronautics.

Fixed fee.

Delegation of functions.

NATIONAL ARCHIVES

Ante, p. 115.

Salaries and expenses: For an additional amount for salaries and expenses, The National Archives, fiscal year 1942, including the objects and subject to the limitations specified under this heading in the Independent Offices Appropriation Act, 1942, \$73,500.

NATIONAL LABOR RELATIONS BOARD

Ante, p. 495.

Salaries: For an additional amount for salaries, National Labor Relations Board, fiscal year 1942, \$57,300.

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, fiscal year 1942, \$365,000.

TENNESSEE VALLEY AUTHORITY

Ante, p. 119.

Project near Fontana, N. C.

Additional units.

Watts Bar steam plant.

Transmission facilities.

Tennessee Valley Authority fund: For an additional amount for the Tennessee Valley Authority fund, fiscal year 1942, for (1) beginning construction of an hydroelectric project on the Little Tennessee River near Fontana, North Carolina, (2) installing additional electric generating units with a total rated capacity of approximately three hundred and twenty-four thousand kilowatts in existing hydroelectric projects owned by the Authority, (3) installing an additional steam electric generating unit with a rated capacity of approximately sixty thousand kilowatts in the Watts Bar steam plant and for developing units of other steam plants to their complete capacity as provided in the original plans of installation, (4) purchase or building of transmission facilities needed to connect this project and these units to the existing

transmission system of the Authority, to interconnect the Authority's system with neighboring systems, and to deliver the power produced by this project and these units to the market, and (5) the acquisition of land necessary for and the relocation of highways in connection with the accomplishment of the above project; \$25,000,000, to be available for the administrative objects of expenditure and subject to the conditions specified under this heading in the Independent Offices Appropriation Act, 1942.

For an additional amount for the Tennessee Valley Authority, fiscal year 1942, (1) for a site on the south fork of the Holston River near Bristol, Tennessee, as recommended by the Tennessee Valley Authority July 7, 1941, with an installed capacity of seventy-five thousand kilowatts, \$10,000,000; (2) for building a dam on the Watauga River east of Elizabethton, Tennessee, as recommended by the Tennessee Valley Authority July 7, 1941, with an installed capacity of sixty thousand kilowatts, \$10,000,000; (3) for the completion of the uncompleted unit of the steam plant at or near Sheffield, Alabama, \$2,000,000; in all, \$22,000,000.

Acquisition of land,
etc.

Ante, p. 118.

Holston River site,
near Bristol, Tenn.

Watauga River
dam.

Sheffield, Ala.

DISTRICT OF COLUMBIA

OFFICE OF ADMINISTRATOR OF RENT CONTROL

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, fiscal year 1942, \$22,570.

Ante, p. 788.

HIGHWAY FUND, GASOLINE TAX, AND MOTOR-VEHICLE FEES

Ante, p. 528.

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:

43 Stat. 106.
D. C. Code §§ 47-
1901 to 47-1916.
Post, p. 871.

50 Stat. 676.

STREET IMPROVEMENTS

For grading, paving, repaving, surfacing, and otherwise improving streets, avenues, and roads, including curbing and gutters, grade separation and other structures, drainage structures, retaining walls, the replacement and relocation of sewers, water mains, fire-alarm boxes and police-patrol boxes, traffic-control devices and replacement of trees, when necessary, as Federal-aid highway projects under section 1-b of the Federal Aid Highway Act of 1938 (52 Stat. 633), fiscal year 1942, \$487,000, to remain available until June 30, 1944.

Grading, etc., under
Federal Aid High-
way Act.
Ante, p. 531.

23 U. S. C. § 41b.

For grading, paving, repaving, surfacing, and otherwise improving streets, avenues, and roads, including plans and specifications, curbing and gutters, grade separation and other structures, drainage structures, retaining walls, the replacement and relocation of sewers, water mains, fire-alarm boxes and police-patrol boxes, traffic-control devices, replacement of trees, construction, reconstruction, and relocation of parkway roads, walkways, and such other work as may be necessary, in connection with the improvement of the approaches to the Potomac River bridges, in accordance with plans to be approved by the Commissioners of the District of Columbia, the National Capital Park and Planning Commission, and the Commission of Fine Arts, fiscal year 1942, \$1,424,000: *Provided*, That upon completion and approval of such plans the Commissioners are authorized to submit the projects as Federal-aid highway projects to the Public Roads Administration under the provisions of the Federal-aid High-

Approaches to Po-
tomac River bridges.

Provisos.
Approval by Public
Roads Administra-
tion.

23 U. S. C., ch. 1.
Ante, p. 765.

Transfers of juris-
diction.

40 U. S. C. § 122.

Professional serv-
ices.

41 U. S. C. § 5.
42 Stat. 1488.
5 U. S. C. §§ 661-
674.
Ante, p. 613.

way Act of 1938 (52 Stat. 633), and the Defense Highway Act of November 19, 1941 (Public, 295), and upon approval of such projects by the Public Roads Administration the Commissioners are authorized to proceed with the necessary construction and perform necessary incidental work thereto, and pay the cost thereof from the District of Columbia appropriations for Federal-aid and defense highway projects and the allocation of funds to the District of Columbia by the Public Roads Administration authorized by the said Federal-aid and Defense Highway Acts: *Provided further*, That the necessary transfers of jurisdiction of public land is authorized and directed under the provisions of the Land Transfer Act of May 20, 1932 (47 Stat. 161): *Provided further*, That the Commissioners are authorized to employ necessary 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 civil-service requirements.

WATER SERVICE

WASHINGTON AQUEDUCT

Covered reservoir,
construction.

Ante, p. 536.

Limit of cost in-
creased.

For an additional amount for the construction of a covered reservoir of approximately 20,000,000-gallon capacity on United States Government-owned land adjacent to the present filtered-water reservoir of the McMillan Filter Plant, fiscal year 1942, including the objects and conditions specified in the appropriation for this purpose in the District of Columbia Appropriation Act, 1942, \$130,000, payable wholly from the revenues of the Water Department, and the authorized limit of cost of said reservoir, appurtenances, and auxiliaries is hereby increased from \$490,000 to \$620,000.

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

Orchard rehabilitation loans: To enable the Secretary of Agriculture to make loans, under such terms and conditions as he may deem appropriate, for the purpose of enabling the borrowers to rehabilitate orchards in the States of Kansas, Missouri, Nebraska, and Iowa which were destroyed or damaged as a result of the extremely cold weather in such States in November 1940, \$1,000,000.

DEPARTMENT OF COMMERCE

COAST AND GEODETIC SURVEY

Magnetic and seismological work: For an additional amount for continuing magnetic and seismological observations, fiscal year 1942, including the objects specified under this head in the Department of Commerce Appropriation Act, 1942, \$5,500.

Ante, p. 283.

Office force: For an additional amount for personal services, Coast and Geodetic Survey, fiscal year 1942, \$37,000.

Ante, p. 284.

Office expenses: For an additional amount for office expenses of the Coast and Geodetic Survey, fiscal year 1942, including the objects specified under this head in the Department of Commerce Appropriation Act, 1942, \$77,000.

Ante, p. 284.

Aeronautical charts: For an additional amount for compilation and printing of aeronautical charts, fiscal year 1942, including the objects specified under this head in the Department of Commerce Appropriation Act, 1942, \$52,000.

Ante, p. 284.

BUREAU OF MARINE INSPECTION AND NAVIGATION

Salaries and general expenses: For an additional amount for field salaries and expenses of the Bureau of Marine Inspection and Navigation, fiscal year 1942, including the objects specified under this head in the Department of Commerce Appropriation Act, 1942, \$125,000, and the limitation prescribed under this head in the Department of Commerce Appropriation Act, 1942, for payment only of extra compensation for overtime services for which the United States receives reimbursement in accordance with the provisions of the Act of May 11, 1938 (52 Stat. 345) is hereby increased to \$80,000.

Ante, p. 285.

Local inspectors,
overtime pay, 1942.
Ante, p. 285.

46 U. S. C. § 382b.

Local inspectors,
overtime pay, 1941.
54 Stat. 195.

The limitation prescribed in the Department of Commerce Appropriation Act, 1941, under the heading "Bureau of Marine Inspection and Navigation, Salaries and general expenses", for payment only of extra compensation for overtime services for which the United States receives reimbursement in accordance with the provisions of the Act of May 11, 1938 (52 Stat. 345), as increased in the "Second Deficiency Appropriation Act, 1941", approved July 3, 1941, is hereby further increased to \$73,500.

46 U. S. C. § 382b.

Ante, p. 551.

OFFICE OF ADMINISTRATOR OF CIVIL AERONAUTICS

Technical development: For an additional amount for technical development, fiscal year 1942, including the objects specified under this head in the Department of Commerce Appropriation Act, 1942, and including the purchase and exchange (not to exceed \$22,000) of aircraft, \$223,702, to remain available until June 30, 1943.

Ante, p. 280.

Establishment of air-navigation facilities: For an additional amount for the establishment of air-navigation facilities, fiscal year 1942, including the objects specified under this head in the Department of Commerce Appropriation Act, 1942, and including the purchase and exchange (not to exceed \$240,000) of aircraft, \$7,792,290, to remain available until June 30, 1943.

Ante, p. 280.

Maintenance and operation, Washington National Airport: For an additional amount for maintenance and operation, Washington National Airport, fiscal year 1942, including the objects specified under this head in the Department of Commerce Appropriation Act, 1942, \$84,000: *Provided*, That the limitation of \$800 for the purchase, cleaning, and repair of uniforms for the guards is hereby increased to \$2,100.

Washington National Airport.

Ante, p. 281.
Proviso.

Development of landing areas: For an additional amount for development of landing areas, \$59,115,300, of which not to exceed \$2,815,450 shall be available for administrative expenses, fiscal year 1942, including the objects specified under this head in the Department of Commerce Appropriation Act, 1942: *Provided*, That this appropriation and the unobligated balances of the appropriations for this purpose contained in said appropriation Act and in the First Supplemental National Defense Appropriation Act, 1942, shall continue available until June 30, 1943: *Provided further*, That the limitation upon the total number of public airports and other public landing areas in the program is hereby increased from three hundred and ninety-nine to five hundred and four.

Ante, p. 281.
Proviso.
Availability of funds.

Ante, p. 684.
Number of public airports, etc.

WEATHER BUREAU

Observations, warnings, and general weather service: For an additional amount for observations, warnings, and general weather service,

Ante, p. 289. fiscal year 1942, including the objects specified under this head in the Department of Commerce Appropriation Act, 1942, \$515,300.

DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

Ante, p. 307. Printing and binding: For an additional amount for printing and binding for the Department of the Interior, fiscal year 1942, \$10,000.

COMMISSION OF FINE ARTS

Ante, p. 308. For an additional amount for expenses of the Commission of Fine Arts, fiscal year 1942, including the objects specified under this head in the Interior Department Appropriation Act, 1942, \$3,000; and the limitation of \$6,480 on the amount which may be expended for personal services in the District of Columbia is hereby increased to \$6,710.

BONNEVILLE POWER ADMINISTRATION

Ante, p. 308. Construction, operation, and maintenance, Bonneville power transmission system: For an additional amount for construction, operation, and maintenance, Bonneville power transmission system, fiscal year 1942, including the objects specified under this head in the Interior Department Appropriation Act, 1942, \$30,000,000, to remain available until expended.

Ante, p. 311.

BUREAU OF INDIAN AFFAIRS

Sells Agency, Ariz. Suppressing contagious diseases of livestock on Indian reservations: For all necessary expenses incidental to the suppression of contagious diseases among livestock of Indians under the jurisdiction of the Sells Agency, Arizona, including payment of indemnities for stock destroyed, fiscal year 1942, \$100,000, to remain available until June 30, 1943.

Ante, p. 314. Suppressing forest fires on Indian reservations: For an additional amount for the suppression or emergency prevention of forest fires on or threatening Indian reservations, fiscal year 1942, \$80,000.

Ante, p. 329. Construction and repair: For an additional amount for the construction, repair, or rehabilitation of school, agency, hospital, or other buildings and utilities, including the purchase of furniture, furnishings, and equipment, as follows:

Colville, Washington: Garage and shop building, \$25,000, to remain available until completion of the project when the unobligated balance shall revert to the general fund of the Treasury.

Ante, p. 323. Natives in Alaska: For an additional amount for natives in Alaska, fiscal year 1942, including the objects specified under this heading in the Interior Department Appropriation Act, 1942, \$50,000, to remain available until June 30, 1943.

Ante, p. 325. Medical relief in Alaska: For an additional amount for medical relief in Alaska, fiscal year 1942, including the objects specified under this heading in the Interior Department Appropriation Act, 1942, \$15,000, to remain available until June 30, 1943.

BUREAU OF RECLAMATION

Ante, p. 336. Advances to Colorado River Dam fund, Boulder Canyon project: For an additional amount for continuation of construction of the Boulder Canyon project, fiscal year 1942, to remain available until advanced to the Colorado River Dam fund, \$150,000.

General fund, construction: For continuation of construction of the following projects 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 as specified for projects in the Interior Department Appropriation Act, 1942, under the caption "Bureau of Reclamation", fiscal year 1942, to remain available until expended, and to be reimbursable under reclamation law:

Ante, p. 336.

Central Valley project, California, \$3,000,000;

Ante, p. 336.

Boise project, Idaho (Anderson Ranch), \$2,500,000.

Ante, p. 336.

GEOLOGICAL SURVEY

Gaging streams: The limitation of \$140,000 on the amount that may be expended for personal services in the District of Columbia from the appropriation "Gaging streams" contained in the Interior Department Appropriation Act for the fiscal year 1942 is hereby increased to \$160,000.

Ante, p. 340.

BUREAU OF MINES

Manganese beneficiation pilot plants and research: For an additional amount for manganese beneficiation pilot plants and research, fiscal year 1942, including the objects specified under this head in the Interior Department Appropriation Act, 1942, \$578,000.

Ante, p. 344.

Investigations and research on processes for production of potassium carbonate and sodium carbonate from trona and wyomingite rock: For all necessary expenses for investigations, including all necessary preliminary and supplemental laboratory research and procurement of materials therefor, including maintenance and operation of subcommercial plants; construction and equipment of buildings to house testing and subcommercial plant units, including engagement by contract or otherwise, and at such rates of compensation as the Secretary of the Interior 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; expenses of travel and subsistence; personal services in the District of Columbia not to exceed \$3,100; purchase in the District of Columbia and elsewhere of furniture and equipment; stationery and supplies; typewriting, adding, and computing machines, professional and scientific books and publications; purchase of such wearing apparel and equipment as may be required for the protection of employees while engaged in their work; fiscal year 1942, to remain available until June 30, 1943, \$77,400: *Provided*, That the Secretary of the Interior, 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: *Provided further*, That section 3709 of the Revised Statutes (41 U. S. C. 5) shall not be construed to apply to this appropriation.

Potassium carbonate and sodium carbonate.

Personal services, D. C.

Provided.
Acceptance of contributions.

GOVERNMENT IN THE TERRITORIES

TERRITORY OF ALASKA

Construction of Palmer-Richardson Road, Alaska: For an additional amount for the construction of a road and necessary bridges between Palmer and the Richardson Highway, Alaska, and all necessary expenses incident thereto, \$500,000, to remain available until expended; and the limitation of \$1,500,000 upon the total cost of such work is hereby increased to \$1,800,000.

Ante, p. 69.

DEPARTMENT OF JUSTICE

OFFICE OF THE ATTORNEY GENERAL

Ante, p. 289.

Special national-defense unit: For an additional amount for salaries; special national-defense unit, Department of Justice, fiscal year 1942, \$180,000.

IMMIGRATION AND NATURALIZATION SERVICE

Ante, p. 292.

Salaries and expenses, Immigration and Naturalization Service: For an additional amount for salaries and expenses, Immigration and Naturalization Service, Department of Justice, fiscal year 1942, including the objects specified under this head in the Department of Justice Appropriation Act, 1942, \$1,100,000.

MISCELLANEOUS

Ante, p. 294.

Lands Division: For an additional amount for salaries and expenses, Lands Division, Department of Justice, fiscal year 1942, including the objects specified under this head in the Department of Justice Appropriation Act, 1942, \$750,000.

DEPARTMENT OF LABOR

OFFICE OF THE SECRETARY

Ante, p. 468.

49 Stat. 2036.

Division of Public Contracts, salaries and expenses (national defense): For all expenses necessary to enable the Secretary of Labor to perform the duties imposed by the Act to provide conditions for the purchase of supplies and the making of contracts by the United States, and for other purposes, approved June 30, 1936 (41 U. S. C. 38), in connection with contracts involving production under the national-defense program, including personal services in the District of Columbia and elsewhere, and items otherwise properly chargeable to the appropriations under the Department of Labor for contingent expenses, traveling expenses, and printing and binding, fiscal year 1942, \$75,000.

POST OFFICE DEPARTMENT

(Out of the postal revenues)

OFFICE OF THE SECOND ASSISTANT POSTMASTER-GENERAL

Ante, p. 231.

Domestic Air-Mail Service: For an additional amount for the inland transportation of mail by aircraft, and so forth, fiscal year 1942, including the objects and subject to the limitations specified under this head in the Post Office Department Appropriation Act, 1942, \$18,000.

DEPARTMENT OF STATE

INTERNATIONAL JOINT COMMISSION, UNITED STATES AND GREAT BRITAIN

Ante, p. 275.

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 International Joint Commission, fiscal year 1942, including the objects specified under this heading in the Department of State Appropriation Act, 1942, \$11,600, to remain available until June 30, 1943.

TREASURY DEPARTMENT

OFFICE OF THE SECRETARY

Salaries and expenses, Foreign-owned property control: For an additional amount for salaries and expenses, foreign-owned property control, fiscal year 1942, including the objects specified under this head in the Treasury Department Appropriation Act, 1942, \$2,500,000.

Ante, p. 213.

DIVISION OF PRINTING

Stationery, Treasury Department: For an additional amount for stationery, Treasury Department, fiscal year 1942, including the objects specified under this head in the Treasury Department Appropriation Act, 1942, \$100,000.

Ante, p. 215.

BUREAU OF INTERNAL REVENUE

Salaries and expenses: For an additional amount for expenses of assessing and collecting the internal-revenue taxes, fiscal year 1942, including the objects specified under this head in the Treasury Department Appropriation Act, 1942, \$5,835,446 of which \$290,000 shall be available for printing and binding and \$325,100 for personal services in the District of Columbia.

Ante, p. 218.

WAR DEPARTMENT

CIVIL FUNCTIONS

CORPS OF ENGINEERS

Flood control, general: For an additional amount for flood control, general, fiscal year 1942, including the objects and subject to the conditions specified under this head in the War Department Civil Appropriation Act, 1942, \$25,750,000, to remain available until expended: *Provided*, That any appropriation for civil functions under the Corps of Engineers for the fiscal years 1942 and 1943 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.

Ante, p. 193.
Proviso.

41 U. S. C. § 5.
25 Stat. 423.
33 U. S. C. §§ 622,
623.

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, 1942, \$2,700,000.

Ante, p. 192.

THE PANAMA CANAL

Maintenance and operation of the Panama Canal: For maintenance and operation of the Panama Canal, including the objects and subject to conditions specified under this head in the War Department Civil Appropriation Act, 1942, \$7,569,000 for continuing the construction of special protective works.

Ante, p. 194.

Construction, additional facilities, Panama Canal: In addition to the contract authorization in the amount of \$79,000,000 contained in the War Department Civil Appropriation Act, 1942, the Governor of the Panama Canal may, when authorized by the Secretary of War, make or authorize the making of contracts prior to July 1, 1943, for

Ante, p. 195.

48 U. S. C. § 1307
note.

or on account of the construction of additional facilities for the improvement and enlargement of the capacity of the Panama Canal, in accordance with the Act approved August 11, 1939 (53 Stat. 1409), in an amount not to exceed \$104,000,000.

TITLE IV—CLASSIFICATION ACT SALARY ADVANCEMENTS

For supplemental appropriations for the fiscal year ending June 30, 1942, on account of the enactment of the Act of August 1, 1941 (Public Law Numbered 200, Seventy-seventh Congress), amending the Classification Act of 1923, as amended, and Executive Order Numbered 8882, issued September 3, 1941, under the authority of said Act, and on account of Executive Order Numbered 8842, issued August 1, 1941, to be added to and become a part of the appropriations available during said fiscal year under the following appropriation titles, namely:

Ante, p. 613
42 Stat. 1488.
5 U. S. C. §§ 661-674.
6 F. R. 4583, 3877.

LEGISLATIVE ESTABLISHMENT

Ante, p. 457. For "Salaries, Office of Architect of the Capitol, 1942", \$1,178.
Ante, p. 457. For "Capitol Building and repairs, 1942", \$2,900.
Ante, p. 457. For "Improving the Capitol Grounds, 1942", \$1,650.
Ante, p. 457. For "Maintenance, Legislative Garage, 1942", \$150.
Ante, p. 458. For "Maintenance, Senate Office Building, 1942", \$2,625.
Ante, p. 458. For "Maintenance, House Office Buildings, 1942", \$3,200.
Ante, p. 458. For "Capitol Power Plant, 1942", \$2,755.
Ante, p. 459. For "Salaries, Botanic Garden, 1942", \$450.
Ante, p. 459. For "Salaries, Library Proper, Library of Congress, 1942", \$8,995.
For "Salaries, Copyright Office, Library of Congress, 1942", \$1,140.
For "Legislative Reference Service, Library of Congress, 1942", \$270.
For "Distribution of card indexes, Library of Congress, 1942", \$2,615.
For "Index to State legislation, Library of Congress, 1942", \$585.
For "Union catalogues, Library of Congress, 1942", \$465.
Ante, p. 464. For "Salaries, library buildings, Library of Congress, 1942", \$3,240.
For "Salaries, Office of Superintendent of Documents, 1942", \$6,050.
In all, Legislative Establishment, \$38,268.

THE JUDICIARY

Ante, p. 298. For "Salaries, Supreme Court, 1942", \$1,760.
For "Care of Supreme Court Building and Grounds, 1942", \$390.
Ante, p. 299. For "Salaries, United States Court of Customs and Patent Appeals, 1942", \$875.
Ante, p. 299. For "Salaries, Court of Claims, 1942", \$1,518.
Ante, p. 300. For "Probation System, United States Courts, 1942", \$7,075.
In all, The Judiciary, \$11,618.

EXECUTIVE OFFICE AND INDEPENDENT ESTABLISHMENTS

Ante, p. 543. For "Salaries and expenses, Office for Emergency Management, 1942", \$13,012.
Ante, p. 95. For "Salaries and expenses, Board of Tax Appeals, 1942", \$4,400.
Ante, p. 494. For "Salaries and expenses, United States Employees' Compensation Commission, 1942", \$9,553.
Ante, p. 103. For "Federal Power Commission, 1942", \$20,000.
Ante, p. 112. For "Salaries, General Accounting Office, 1942", \$185,747.
Ante, p. 115. For "Salaries and expenses, National Archives, 1942", \$11,382.

- For "Salaries, National Labor Relations Board, 1942", \$20,310. *Ante*, p. 495.
- For "Salaries and expenses, National Mediation Board, 1942", \$2,273. *Ante*, p. 495.
- For "Salaries and expenses, National Railroad Adjustment Board, National Mediation Board, 1942", \$3,090.
- For "General expenses, Smithsonian Institution, 1942", \$4,144. *Ante*, p. 117.
- For "Preservation of collections, Smithsonian Institution, 1942", \$9,398.
- For "Salaries and expenses, Veterans' Administration, 1942", \$642,125. *Ante*, p. 120.
- For "Salaries, Office of Administrator, Federal Security Agency, 1942", \$1,737. *Ante*, p. 471.
- For "Salaries, Division of Personnel Supervision and Management, Federal Security Agency, 1942", \$2,343. *Ante*, p. 471.
- For "Salaries, Chief Clerk's Division, Federal Security Agency, 1942", \$450. *Ante*, p. 471.
- For "Salaries, Office of General Counsel, Federal Security Agency, 1942", \$8,802. *Ante*, p. 471.
- For "Salaries and expenses, Food and Drug Administration, Federal Security Agency, 1942", \$26,315. *Ante*, p. 478.
- For "Salaries, Office of Education, 1942", \$4,848. *Ante*, p. 473.
- For "Salaries and expenses, vocational education, Office of Education, 1942", \$3,188. *Ante*, p. 474.
- For "Salaries and expenses, vocational rehabilitation, Office of Education, 1942", \$1,280. *Ante*, p. 475.
- For "Cooperative vocational rehabilitation, residents of the District of Columbia, Office of Education, 1942", \$600. *Ante*, p. 475.
- For "Salaries, Freedmen's Hospital, Federal Security Agency, 1942", \$8,105. *Ante*, p. 479.
- For "Salaries, Office of Surgeon General, Public Health Service, 1942", \$1,605. *Ante*, p. 480.
- For "Pay of other employees, Public Health Service, 1942", \$3,493. *Ante*, p. 481.
- For "Pay of personnel and maintenance of hospitals, Public Health Service, 1942", \$47,400. *Ante*, p. 481.
- For "Disease and sanitation investigations, Public Health Service, 1942", \$3,260. *Ante*, p. 483.
- For "Saint Elizabeths Hospital, Federal Security Agency, 1942", \$12,605. *Ante*, p. 492.
- For "Selecting, testing, and placement, defense workers, Social Security Board (national defense), 1942", \$12,445. *Ante*, p. 487.
- In all, Executive Office and Independent Establishments, \$1,063,910.

DEPARTMENT OF AGRICULTURE

- For "Salaries, Office of Secretary of Agriculture, 1942", \$4,555. *Ante*, p. 408.
- For "Salaries and expenses, Office of Solicitor, Department of Agriculture, 1942", \$22,860. *Ante*, p. 410.
- For "Salaries and expenses, Office of Information, Department of Agriculture, 1942", \$2,620. *Ante*, p. 410.
- For "Salaries and expenses, library, Department of Agriculture, 1942", \$215. *Ante*, p. 411.
- For "Salaries and expenses, Office of Experiment Stations, 1942", \$2,684. *Ante*, p. 412.
- For "Special research fund, Department of Agriculture, 1942", \$6,300. *Ante*, p. 413.
- For "Salaries and expenses, Extension Service, 1942", \$7,925. *Ante*, p. 414.
- For "Salaries and expenses, Bureau of Agricultural Economics, 1942", \$29,610. *Ante*, p. 414.
- For "Salaries and expenses, Office of Foreign Agricultural Relations, 1942", \$2,125. *Ante*, p. 415.

- For "Salaries and expenses, Bureau of Animal Industry, 1942",
Ante, p. 415. \$117,935.
- For "Salaries and expenses, Bureau of Dairy Industry, 1942",
Ante, p. 418. \$7,172.
- For "Salaries and expenses, Bureau of Plant Industry, 1942",
Ante, p. 419. \$35,426.
- For "Salaries and expenses, Forest Service, 1942", \$161,221.
- For "Salaries and expenses, Bureau of Agricultural Chemistry and
Ante, p. 425. Engineering, 1942", \$9,533.
- For "Salaries and expenses, Bureau of Entomology and Plant
Ante, p. 426. Quarantine, 1942", \$49,667.
- For "White Pine blister rust control, Department of Agriculture,
Ante, p. 429. 1942", \$7,560.
- For "Salaries and expenses, Agricultural Marketing Service, 1942",
Ante, p. 430. \$47,388.
- For "Salaries and expenses, Bureau of Home Economics, 1942",
Ante, p. 433. \$3,485.
- For "Enforcement of the Commodity Exchange Act, 1942", \$6,765.
- For "Beltsville Research Center, Department of Agriculture, 1942",
Ante, p. 442. \$1,245.
- In all, Department of Agriculture, \$526,291.

DEPARTMENT OF COMMERCE

- Ante*, p. 277. For "Salaries, Office of Secretary of Commerce, 1942", \$905.
- Ante*, p. 284. For "Salaries and expenses, Bureau of Foreign and Domestic Commerce, 1942", \$3,230.
- For "Field Office Service, Bureau of Foreign and Domestic Commerce, 1942", \$2,395.
- Ante*, p. 285. For "Customs statistics, Department of Commerce, 1942", \$635.
- Ante*, p. 279. For "Salaries and expenses, Social Security Act, Bureau of the Census, 1942", \$360.
- Ante*, p. 285. For "Salaries and expenses, Bureau of Marine Inspection and Navigation, 1942", \$42,825.
- Ante*, p. 287. For "Operation and administration, National Bureau of Standards, 1942", \$2,225.
- For "Testing, Inspection, and Information Service, National Bureau of Standards, 1942", \$8,195.
- For "Research and development, National Bureau of Standards, 1942", \$8,945.
- For "Standards for commerce, National Bureau of Standards, 1942", \$1,166.
- Ante*, p. 283. For "Magnetic and seismological work, Coast and Geodetic Survey, 1942", \$295.
- Ante*, p. 286. For "Salaries, Coast and Geodetic Survey, 1942", \$10,910.
- For "Salaries, Patent Office, 1942", \$30,565.
- Ante*, p. 288. For "Salaries and expenses, Weather Bureau, Department of Commerce, 1942", \$45,280.
- Ante*, p. 281. For "Maintenance and operation, Washington National Airport, Office of Administrator of Civil Aeronautics, 1942", \$3,645.
- In all, Department of Commerce, \$161,576.

DEPARTMENT OF THE INTERIOR

- Ante*, p. 308. For "Salaries, Office of Secretary of the Interior, 1942", \$5,000.
- Ante*, p. 304. For "Salaries, Office of Solicitor, Department of the Interior, 1942", \$4,797.
- Ante*, p. 304. For "Salaries, Division of Territories and Island Possessions, Department of the Interior, 1942", \$1,325.
- Ante*, p. 306. For "Expenses, Commission of Fine Arts, 1942", \$45.

For "United States High Commissioner to the Philippine Islands, Department of the Interior, 1942", \$1,425.	<i>Ante</i> , p. 308.
For "Salaries, General Land Office, 1942", \$14,000.	<i>Ante</i> , p. 309.
For "Salaries and expenses of Land Offices, 1942", \$1,000.	
For "Prevention of fires on public domain in Alaska, 1942", \$300.	<i>Ante</i> , p. 310.
For "Salaries, Bureau of Indian Affairs, 1942", \$5,000.	<i>Ante</i> , p. 311.
For "Expenses of organizing Indian corporations, etc., 1942", \$650.	<i>Ante</i> , p. 311.
For "Administration of Indian forests, 1942", \$4,710.	<i>Ante</i> , p. 314.
For "Expenses, Sale of timber (reimbursable), 1942", \$1,790.	<i>Ante</i> , p. 314.
For "Obtaining employment for Indians, 1942", \$500.	<i>Ante</i> , p. 314.
For "Agriculture and stock raising among Indians, 1942", \$7,000.	<i>Ante</i> , p. 315.
For "Indian school support, 1942", \$26,525.	<i>Ante</i> , p. 320.
For "Indian boarding schools, 1942", \$15,355.	<i>Ante</i> , p. 322.
For "Indian schools, Five Civilized Tribes, 1942", \$1,335.	<i>Ante</i> , p. 323.
For "Education of natives of Alaska, 1941-1943", \$3,980.	<i>Ante</i> , p. 323.
For "Conservation of health among Indians, 1942", \$23,705.	<i>Ante</i> , p. 323.
For "Administration of Indian property, 1942", \$25,000.	<i>Ante</i> , p. 325.
For "Construction, etc., buildings and utilities, Indian Service", \$1,455.	<i>Ante</i> , p. 329.
For "Geological Survey, 1942", \$23,980.	<i>Ante</i> , p. 339.
For "Salaries and expenses, National Capital Parks, 1942", \$3,000.	<i>Ante</i> , p. 352.
For "Salaries and expenses, Fish and Wildlife Service, 1942", \$9,915.	<i>Ante</i> , p. 353.
For "Contingent expenses, Territory of Alaska, 1942", \$165.	<i>Ante</i> , p. 357.
For "Wagon roads, bridges, and trails, Alaska (receipt limitation)", \$1,000.	<i>Ante</i> , p. 358.
For "Salaries and expenses, Government of the Virgin Islands, 1942", \$1,000.	<i>Ante</i> , p. 359.
In all, Department of the Interior, \$183,957.	

DEPARTMENT OF JUSTICE

For "Salaries, Administrative Division, Department of Justice, 1942", \$7,000.	<i>Ante</i> , p. 289.
For "Salaries, Tax Division, Department of Justice, 1942", \$6,000.	<i>Ante</i> , p. 289.
For "Salaries, Claims Division, Department of Justice, 1942", \$3,500.	<i>Ante</i> , p. 289.
For "Salaries, Bureau of Prisons, 1942", \$2,500.	<i>Ante</i> , p. 292.
For "Protecting interests of the United States in customs matters, 1942", \$1,300.	<i>Ante</i> , p. 293.
For "Salaries and expenses, Bond and Spirits Division, Department of Justice, 1942", \$1,700.	<i>Ante</i> , p. 293.
For "Examination of judicial offices, 1942", \$600.	<i>Ante</i> , p. 293.
For "Salaries and expenses, veterans' insurance litigation, Department of Justice, 1942", \$5,000.	<i>Ante</i> , p. 293.
For "Salaries and expenses of District Attorneys, etc., Department of Justice, 1942", \$24,000.	<i>Ante</i> , p. 294.
For "Penitentiaries and Reformatories, Maintenance, 1942", \$26,800.	<i>Ante</i> , p. 296.
For "Medical center for Federal prisoners, maintenance, 1942", \$2,300.	<i>Ante</i> , p. 296.
For "Federal jails and correctional institutions, maintenance, 1942", \$13,900.	<i>Ante</i> , p. 296.
For "Prison camps, maintenance, 1942", \$1,800.	<i>Ante</i> , p. 296.
For "Medical and hospital service, penal institutions, 1942", \$4,200.	<i>Ante</i> , p. 296.
In all, Department of Justice, \$100,600.	

DEPARTMENT OF LABOR

For "Salaries and expenses, Division of Public Contracts, Department of Labor, 1942", \$3,195.	<i>Ante</i> , p. 468.
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- For "Salaries and expenses, Bureau of Labor Statistics, 1942",
Ante, p. 468. \$3,590.
- For "Occupational outlook survey, Bureau of Labor Statistics
 (national defense), 1942", \$1,480.
- For "Salaries and expenses, Children's Bureau, 1942", \$3,825.
- For "Salaries and expenses, child-labor provisions, Fair Labor
 Standards Act, Children's Bureau, 1942", \$2,723.
- For "Salaries and expenses, maternal and child welfare, Social
 Security Act, Children's Bureau, 1942", \$6,332.
- For "Salaries and expenses, Women's Bureau, 1942", \$895.
- Ante*, p. 470. In all, Department of Labor, \$22,040.

POST OFFICE DEPARTMENT

(Out of the postal revenues)

- For "Salaries, Office of Postmaster General, 1942", \$1,585.
- For "Salaries, Office of First Assistant Postmaster General, 1942",
Ante, p. 227. \$6,565.
- For "Salaries, Office of Second Assistant Postmaster General, 1942",
Ante, p. 227. \$6,100.
- For "Salaries, Office of Third Assistant Postmaster General, 1942",
Ante, p. 227. \$10,905.
- For "Salaries, Office of Fourth Assistant Postmaster General, 1942",
Ante, p. 227. \$3,730.
- For "Salaries, Office of Purchasing Agent, 1942", \$395.
- For "Salaries, Bureau of Accounts, 1942", \$1,590.
- For "Post office inspectors, salaries, 1942", \$20,050.
- For "Railroad Transportation and Mail Messenger Service, 1942",
Ante, p. 230. \$585.
- For "Railway Mail Service, Salaries, 1942", \$17,450.
- For "Operating force for public buildings, Post Office Department,
Ante, p. 230. 1942", \$211,730.
- Ante*, p. 233. In all, Post Office Department, \$280,685.

DEPARTMENT OF STATE

- For "Salaries, Department of State, 1942", \$30,320.
- For "Passport agencies, Department of State, 1942", \$1,245.
- For "International Boundary Commission, United States and
Ante, p. 274. Canada and Alaska and Canada, 1942", \$577.
- For "Salaries and expenses, International Joint Commission,
Ante, p. 275. United States and Great Britain, 1942", \$400.
- In all, Department of State, \$32,542.

TREASURY DEPARTMENT

- For "Salaries and expenses, Foreign Exchange Control, 1942",
Ante, p. 213. \$3,075.
- For "Salaries, Division of Research and Statistics, Treasury
Ante, p. 213. Department, 1942", \$2,045.
- For "Salaries, Division of Personnel, Treasury Department, 1942",
Ante, p. 213. \$1,070.
- For "Salaries, Office of Chief Clerk, Treasury Department, 1942",
Ante, p. 213. \$2,600.
- For "Salaries, operating force, Treasury Department Buildings,
Ante, p. 214. 1942", \$6,600.
- For "Salaries, Division of Printing, Treasury Department, 1942",
Ante, p. 214. \$1,755.
- For "Salaries, Bureau of Accounts, Treasury Department, 1942",
Ante, p. 215. \$4,850.

For "Salaries and expenses, Bureau of the Public Debt, 1942",	
\$21,365.	<i>Ante</i> , p. 216.
For "Salaries, Office of Treasurer of United States, 1942",	<i>Ante</i> , p. 216.
\$16,835.	
For "Collecting the revenue from customs, 1942",	<i>Ante</i> , p. 217.
\$250,855.	
For "Salaries, Office of Comptroller of the Currency, 1942",	<i>Ante</i> , p. 218.
\$2,220.	
For "Collecting the internal revenue, 1942",	<i>Ante</i> , p. 218.
\$377,975.	
For "Salaries and expenses, Processing Tax Board of Review,	
1942",	
\$840.	<i>Ante</i> , p. 219.
For "Salaries, Secret Service Division, 1942",	<i>Ante</i> , p. 224.
\$405.	
For "Salaries, Office of Director of the Mint, 1942",	<i>Ante</i> , p. 225.
\$1,480.	
For "Salaries and expenses, Mints and Assay Offices, 1942",	<i>Ante</i> , p. 225.
\$4,855.	
In all, Treasury Department,	\$698,825.

DISTRICT OF COLUMBIA

For "Executive Office, salaries, District of Columbia, 1942",	\$955.	<i>Ante</i> , p. 499.
For "Purchasing Division, salaries, District of Columbia, 1942",	\$1,140.	<i>Ante</i> , p. 499.
For "Department of Inspections, salaries, District of Columbia,	1942",	
\$5,435.	<i>Ante</i> , p. 500.	
For "Poundmaster, salaries, District of Columbia, 1942",	\$225.	<i>Ante</i> , p. 500.
For "District Buildings, salaries, District of Columbia, 1942",	\$2,455.	<i>Ante</i> , p. 500.
For "Assessor, salaries, District of Columbia, 1942",	\$5,595.	<i>Ante</i> , p. 500.
For "Collector, salaries, District of Columbia, 1942",	\$700.	<i>Ante</i> , p. 500.
For "Auditor, salaries, District of Columbia, 1942",	\$1,930.	<i>Ante</i> , p. 500.
For "Alcoholic Beverage Control Board, District of Columbia,	1942",	
\$40.	<i>Ante</i> , p. 501.	
For "Chief Clerk, Engineer Department, salaries, District of	Columbia, 1942",	\$555.
<i>Ante</i> , p. 501.		
For "Municipal Architect, salaries, District of Columbia, 1942",	\$950.	<i>Ante</i> , p. 501.
For "Department of Insurance, salaries, District of Columbia, 1942",	\$620.	<i>Ante</i> , p. 502.
For "Surveyor, salaries, District of Columbia, 1942",	\$375.	<i>Ante</i> , p. 502.
For "Commission on Mental Health, District of Columbia, 1942",	\$188.	<i>Ante</i> , p. 502.
For "Board of Indeterminate Sentence and Parole, District of	Columbia, 1942",	\$315.
<i>Ante</i> , p. 502.		
For "Administrative expenses, compensation to injured employees	in the District of Columbia, 1942".	\$1,005.
<i>Ante</i> , p. 502.		
For "Register of Wills, salaries, District of Columbia, 1942",	\$1,513.	<i>Ante</i> , p. 503.
For "Recorder of Deeds, salaries, District of Columbia, 1942",	\$1,466.	<i>Ante</i> , p. 503.
For "Motor vehicles, District of Columbia, 1942",	\$95.	<i>Ante</i> , p. 504.
For "Free Public Library, salaries, District of Columbia, 1942",	\$6,560.	<i>Ante</i> , p. 505.
For "Collection and disposal of refuse, salaries, District of Colum-	bia, 1942",	\$1,315.
<i>Ante</i> , p. 507.		
For "Public schools, salaries, District of Columbia, 1942",	\$23,760.	<i>Ante</i> , p. 508.
For "Metropolitan Police, salaries, District of Columbia, 1942",	\$2,995.	<i>Ante</i> , p. 514.
For "Fire Department, salaries, District of Columbia, 1942",	\$45.	<i>Ante</i> , p. 516.
For "Health Department, general administration, District of	Columbia, 1942",	\$1,302.
<i>Ante</i> , p. 516.		
For "Health Department, medical services, District of Columbia,	1942",	\$5,650.
For "Health Department, laboratories, District of Columbia, 1942",	\$650.	

For "Health Department, inspections, District of Columbia, 1942", \$2,465.

Ante, p. 517.

For "Tuberculosis, Sanatoria, salaries, District of Columbia, 1942", \$10,163.

Ante, p. 517.

For "Gallinger Municipal Hospital, salaries, District of Columbia, 1942", \$3,105.

Ante, p. 518.

For "Juvenile court, salaries, District of Columbia, 1942", \$1,390.

Ante, p. 519.

For "Municipal court, salaries, District of Columbia, 1942", \$1,005.

Ante, p. 519.

For "Division of Child Welfare, detention of children, District of Columbia, 1942", \$345.

Ante, p. 520.

For "Workhouse and reformatory, salaries, District of Columbia, 1942", \$10,403.

Ante, p. 522.

For "District Training School, salaries, District of Columbia, 1942", \$2,920.

Ante, p. 522.

For "Industrial Home School for Colored Children, salaries, District of Columbia, 1942", \$810.

Ante, p. 523.

For "Municipal Lodging House, District of Columbia, 1942", \$135.

Ante, p. 524.

For "Temporary Home for Former Soldiers and Sailors, District of Columbia, 1942", \$135.

Ante, p. 525.

For "Transportation of indigent nonresident persons, District of Columbia, 1942", \$165.

Ante, p. 526.

For "Militia, District of Columbia, 1942", \$525.

Ante, p. 527.

For "Public parks, salaries, District of Columbia, 1942", \$7,355.

In all, District of Columbia, exclusive of highway and water funds, \$108,755.

Ante, p. 528.

Highway fund, gasoline tax and motor-vehicle fees: For "Department of Vehicles and Traffic, salaries, highway fund, District of Columbia, 1942", \$2,535; and for "Trees and parkings, salaries, highway fund, District of Columbia, 1942", \$540; in all, \$3,075, 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.

Ante, p. 535.

D. C. Code §§ 47-1901 to 47-1916.
Post, p. 871.
50 Stat. 676.

Ante, p. 536.

Water service: For "Washington Aqueduct, District of Columbia, 1942", \$4,185, to be paid wholly out of the revenues of the Water Department of the District of Columbia.

Division of expenses.

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, 1942.

Ante, p. 499.

In all, District of Columbia, including highway and water funds, \$116,015.

In all, title IV, \$3,236,327.

Certain restrictions waived to meet pay increases.

The restrictions, contained in appropriations or affecting appropriations or other funds available during the fiscal year 1942, 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 under said Act of August 1, 1941, and said Executive Orders Numbered 8842 and Numbered 8882: *Provided*, That all appropriations and funds, including the appropriations herein made, available during the fiscal year 1942 for the payment of salaries of civilian officers and employees who are subject to the provisions of said Act of August 1, 1941, and said Executive Orders Numbered 8842 and Numbered 8882, shall be available from and including October 1, 1941, for the payment of within-grade salary advancements as of October 1, 1941, or any subsequent date on which such officers and employees became, or will become, eligible for such

Ante, p. 613.
6 P. R. 3877, 4583.
Provisos.
Availability of funds.

advancements in accordance with said Act and Executive Orders: *Provided further*, 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 included under such title such amount as he may determine to be necessary to meet expenditures for within-grade salary advancements in accordance with the provisions of said Act or Executive Orders.

Allocations for within-grade advancements.

TITLE V—GENERAL PROVISIONS

SEC. 501. (a) The Secretary of the Treasury is hereby authorized and directed to pay out of funds made available in subsection (b) of this section such claims as are certified to him by the Comptroller General of the United States which were otherwise properly payable under the provisions of the following Acts: Emergency Relief Appropriation Act of 1935 (49 Stat. 115); the Emergency Relief Appropriation Act of 1936 (49 Stat. 1608), as amended by title I of the First Deficiency Appropriation Act, fiscal year 1937 (50 Stat. 10); the Emergency Relief Appropriation Act of 1937 (50 Stat. 352), as amended by the Act of March 2, 1938 (52 Stat. 83); and the Emergency Relief Appropriation Act of 1938 (52 Stat. 809), as amended by the joint resolutions of February 4, 1939 (53 Stat. 507), and April 13, 1939 (53 Stat. 578).

Payment of claims under designated Acts.

(b) The sum of \$1,500,000 of the unexpended balances which have been carried to surplus fund under the provisions of the Act of June 20, 1874, as amended (U. S. C., title 31, sec. 713), together with obligated balances not yet carried to surplus as of June 30, 1941, of the funds appropriated under the provisions of the Acts cited in subsection (a), which have lapsed and are no longer available for expenditure is hereby reappropriated and shall be established under an appropriation entitled "Emergency relief liquidation fund" which shall constitute one fund and remain available until expended only for the payment of the claims referred to in subsection (a): *Provided*, That any sums received subsequent to the effective date of this section by any agency of the United States representing repayments or recoveries of funds disbursed out of amounts allocated or made available pursuant to any of the provisions of law referred to in subsection (a) and which have lapsed for expenditure purposes, shall forthwith be covered into the general fund of the Treasury under appropriate non-revenue symbols and titles, except those repayments and recoveries which the Congress has specifically authorized to be deposited to trust funds and revolving funds.

Emergency relief liquidation fund, establishment.

18 Stat. 110.

Proviso.
Lapsed repayments and recoveries.

(c) This section shall become effective on the first day of the month next following the date of the enactment of this Act.

Effective date of section.

SEC. 502. 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

Persons advocating overthrow of U. S. Government.

Provisos.
Affidavit.

Penalty.

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.

Short title.

SEC. 503. This Act may be cited as the "Third Supplemental National Defense Appropriation Act, 1942".

Approved, December 17, 1941.

[CHAPTER 593]

AN ACT

To expedite the prosecution of the war effort.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

December 18, 1941
[H. R. 6233]
[Public Law 354]

First War Powers
Act, 1941.

**TITLE I—COORDINATION OF EXECUTIVE BUREAUS IN
THE INTEREST OF THE MORE EFFICIENT CONCEN-
TRATION OF THE GOVERNMENT**

Redistribution of
functions among
executive agencies.

SECTION 1. That for the national security and defense, for the successful prosecution of the war, for the support and maintenance of the Army and Navy, for the better utilization of resources and industries, and for the more effective exercise and more efficient administration by the President of his powers as Commander in Chief of the Army and Navy, the President is hereby authorized to make such redistribution of functions among executive agencies as he may deem necessary, including any functions, duties, and powers hitherto by law conferred upon any executive department, commission, bureau, agency, governmental corporation, office, or officer, in such manner as in his judgment shall seem best fitted to carry out the purposes of this title, and to this end is authorized to make such regulations and to issue such orders as he may deem necessary, which regulations and orders shall be in writing and shall be published in accordance with the Federal Register Act of 1935: *Provided*, That the termination of this title shall not affect any act done or any right or obligation accruing or accrued pursuant to this title and during the time that this title is in force: *Provided further*, That the authority by this title granted shall be exercised only in matters relating to the conduct of the present war: *Provided further*, That no redistribution of functions shall provide for the transfer, consolidation, or abolition of the whole or any part of the General Accounting Office or of all or any part of its functions.

Regulations and
orders.
49 Stat. 501.
44 U. S. C. § 305.

Provisos.
Termination.

Exercise of author-
ity.

General Accounting
Office.

Coordination, etc.,
of existing agencies.

SEC. 2. That in carrying out the purposes of this title the President is authorized to utilize, coordinate, or consolidate any executive or administrative commissions, bureaus, agencies, governmental corporations, offices, or officers now existing by law, to transfer any duties or powers from one existing department, commission, bureau, agency, governmental corporation, office, or officer to another, to transfer the personnel thereof or any part of it either by detail or assignment, together with the whole or any part of the records and public property belonging thereto.

Expenditure of
moneys.

SEC. 3. That for the purpose of carrying out the provisions of this title, any moneys heretofore and hereafter appropriated for the use of any executive department, commission, bureau, agency, governmental corporation, office, or officer shall be expended only for the purposes for which it was appropriated under the direction of such other agency as may be directed by the President hereunder to perform and execute said functions, except to the extent hereafter authorized by the Congress in appropriation Acts or otherwise.

SEC. 4. That should the President, in redistributing the functions among the executive agencies as provided in this title, conclude that any bureau should be abolished and it or their duties and functions conferred upon some other department or bureau or eliminated entirely, he shall report his conclusions to Congress with such recommendations as he may deem proper.

Abolishment of bureaus.

SEC. 5. That all laws or parts of laws conflicting with the provisions of this title are to the extent of such conflict suspended while this title is in force.

Suspension of conflicting laws.

Upon the termination of this title all executive or administrative agencies, governmental corporations, departments, commissions, bureaus, offices, or officers shall exercise the same functions, duties, and powers as heretofore or as hereafter by law may be provided, any authorization of the President under this title to the contrary notwithstanding.

Restoration of functions, etc., upon termination of title.

TITLE II—CONTRACTS

SEC. 201. The President may authorize any department or agency of the Government exercising functions in connection with the prosecution of the war effort, in accordance with regulations prescribed by the President for the protection of the interests of the Government, to enter into contracts and into amendments or modifications of contracts heretofore or hereafter made and to make advance, progress and other payments thereon, without regard to the provisions of law relating to the making, performance, amendment, or modification of contracts whenever he deems such action would facilitate the prosecution of the war: *Provided*, That nothing herein shall be construed to authorize the use of the cost-plus-a-percentage-of-cost system of contracting: *Provided further*, That nothing herein shall be construed to authorize any contracts in violation of existing law relating to limitation of profits: *Provided further*, That all acts under the authority of this section shall be made a matter of public record under regulations prescribed by the President and when deemed by him not to be incompatible with the public interest.

Contracts without regard to designated provisions of law.

Provisos.

TITLE III—TRADING WITH THE ENEMY

SEC. 301. The first sentence of subdivision (b) of section 5 of the Trading With the Enemy Act of October 6, 1917 (40 Stat. 411), as amended, is hereby amended to read as follows:

40 Stat. 415.
12 U. S. C. § 95a.

“(1) During the time of war or during any other period of national emergency declared by the President, the President may, through any agency that he may designate, or otherwise, and under such rules and regulations as he may prescribe, by means of instructions, licenses, or otherwise—

Regulatory powers during national emergency.

“(A) investigate, regulate, or prohibit, any transactions in foreign exchange, transfers of credit or payments between, by, through, or to any banking institution, and the importing, exporting, hoarding, melting, or earmarking of gold or silver coin or bullion, currency or securities, and

Foreign exchange, coin exports, etc.

“(B) investigate, regulate, direct and compel, nullify, void, prevent or prohibit, any acquisition holding, withholding, use, transfer, withdrawal, transportation, importation or exportation of, or dealing in, or exercising any right, power, or privilege with respect to, or transactions involving, any property in which any foreign country or a national thereof has any interest,

Transactions involving foreign property.

- Vesting foreign property in agencies.
- Use, etc., in interest of U. S.
- Records, reports, etc.
- Production or seizure of papers.
- Payments, etc., to be full discharge of obligation.
- Nonliability of persons acting in pursuance hereof.
- "United States."
- Provido.*
- Prior action approved and ratified.
- 50 U. S. C., app. §§ 1-31; 12 U. S. C. § 95a.
Ante, p. 839.
- Censorship of communications between U. S. and foreign countries.
- by any person, or with respect to any property, subject to the jurisdiction of the United States; and any property or interest of any foreign country or national thereof shall vest, when, as, and upon the terms, directed by the President, in such agency or person as may be designated from time to time by the President, and upon such terms and conditions as the President may prescribe such interest or property shall be held, used, administered, liquidated, sold, or otherwise dealt with in the interest of and for the benefit of the United States, and such designated agency or person may perform any and all acts incident to the accomplishment or furtherance of these purposes; and the President shall, in the manner hereinabove provided, require any person to keep a full record of, and to furnish under oath, in the form of reports or otherwise, complete information relative to any act or transaction referred to in this subdivision either before, during, or after the completion thereof, or relative to any interest in foreign property, or relative to any property in which any foreign country or any national thereof has or has had any interest, or as may be otherwise necessary to enforce the provisions of this subdivision, and in any case in which a report could be required, the President may, in the manner hereinabove provided, require the production, or if necessary to the national security or defense, the seizure, of any books of account, records, contracts, letters, memoranda, or other papers, in the custody or control of such person; and the President may, in the manner hereinabove provided, take other and further measures not inconsistent herewith for the enforcement of this subdivision.
- "(2) Any payment, conveyance, transfer, assignment, or delivery of property or interest therein, made to or for the account of the United States, or as otherwise directed, pursuant to this subdivision or any rule, regulation, instruction, or direction issued hereunder shall to the extent thereof be a full acquittance and discharge for all purposes of the obligation of the person making the same; and no person shall be held liable in any court for or in respect to anything done or omitted in good faith in connection with the administration of, or in pursuance of and in reliance on, this subdivision, or any rule, regulation, instruction, or direction issued hereunder.
- "(3) As used in this subdivision the term 'United States' means the United States and any place subject to the jurisdiction thereof, including the Philippine Islands, and the several courts of first instance of the Commonwealth of the Philippine Islands shall have jurisdiction in all cases, civil or criminal, arising under this subdivision in the Philippine Islands and concurrent jurisdiction with the district courts of the United States of all cases, civil or criminal, arising upon the high seas: *Provided, however,* That the foregoing shall not be construed as a limitation upon the power of the President, which is hereby conferred, to prescribe from time to time, definitions, not inconsistent with the purposes of this subdivision, for any or all of the terms used in this subdivision."
- SEC. 302. All acts, actions, regulations, rules, orders, and proclamations heretofore taken, promulgated, made, or issued by, or pursuant to the direction of, the President or the Secretary of the Treasury under the Trading With the Enemy Act of October 6, 1917 (40 Stat. 411), as amended, which would have been authorized if the provisions of this Act and the amendments made by it had been in effect, are hereby approved, ratified, and confirmed.
- SEC. 303. Whenever, during the present war, the President shall deem that the public safety demands it, he may cause to be censored under such rules and regulations as he may from time to time establish, communications by mail, cable, radio, or other means of transmission passing between the United States and any foreign country

he may from time to time specify, or which may be carried by any vessel or other means of transportation touching at any port, place, or Territory of the United States and bound to or from any foreign country. Any person who willfully evades or attempts to evade the submission of any such communication to such censorship or willfully uses or attempts to use any code or other device for the purpose of concealing from such censorship the intended meaning of such communication shall, upon conviction, be fined not more than \$10,000, or, if a natural person, imprisoned for not more than ten years, or both; and the officer, director, or agent of any corporation who knowingly participates in such violation shall be punished by a like fine, imprisonment, or both, and any property, funds, securities, papers, or other articles or documents, or any vessel, together with her tackle, apparel, furniture, and equipment, concerned in such violation shall be forfeited to the United States.

Penalty for evasions,
using codes, etc.

TITLE IV—TIME LIMIT AND SHORT TITLE

SEC. 401. Titles I and II of this Act shall remain in force during the continuance of the present war and for six months after the termination of the war, or until such earlier time as the Congress by concurrent resolution or the President may designate.

SEC. 402. This Act may be cited as the "First War Powers Act, 1941".

Approved, December 18, 1941.

[CHAPTER 594]

JOINT RESOLUTION

Creating a commission to investigate ways and means for improving economic conditions in the anthracite coal producing regions of the United States.

December 19, 1941
[H. J. Res. 255]
[Public Law 355]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby created a commission to be composed of two Members of the Senate, to be appointed by the President of the Senate; two Members of the House of Representatives, to be appointed by the Speaker of the House of Representatives; and three individuals to be appointed by the President, one of whom shall be an officer or employee of the Bureau of Mines, one of whom shall be an officer or employee of the National Resources Planning Board, and one of whom shall be an officer or employee of the Interstate Commerce Commission. Any vacancy in the commission shall be filled in the same manner in which the original appointment was made. No member of the commission shall receive compensation for his services as such member.

Anthracite coal
commission.

SEC. 2. It shall be the duty of the commission to conduct an investigation for the purpose of determining the facts relating to, and ways and means for improving, economic conditions in the anthracite coal producing regions of the United States, and in the conduct of such investigation the commission shall take into consideration, among other relevant factors, (a) the availability in such regions, for national-defense activities, of skilled and unskilled workers, factories, and housing and other facilities, and (b) possible new and extended uses for anthracite coal and the byproducts thereof.

Investigation.

SEC. 3. The commission shall report to the President and to the Congress the results of its investigation, together with its recommendations, at the earliest practicable date. The commission shall cease to exist upon the submission to the President and the Congress of its final report.

Report.

Utilization of
Government agencies.

SEC. 4. The commission is authorized, in carrying out its functions under this joint resolution, to utilize the services, information, facilities, and personnel of the departments and agencies of the Government.

Approved, December 19, 1941.

[CHAPTER 595]

AN ACT

December 19, 1941
[H. R. 4854]
[Public Law 356]

To facilitate and simplify the administration of the Federal reclamation laws and the Act of August 11, 1939, as amended.

Administration of
Federal reclamation
laws.

43 U. S. C., ch. 12.

Delegation of powers
and duties.
16 U. S. C. §§ 590y—
590z-10.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of facilitating and simplifying the administration of the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388 and Acts amendatory thereof or supplementary thereto) and the Act of August 11, 1939 (53 Stat. 1418), as amended, the Secretary of the Interior is hereby authorized to delegate, from time to time and to the extent and under such regulations as he deems proper, his powers and duties under said laws to the Commissioner of Reclamation, an Assistant Commissioner, or the officer in charge of any office, division, district, or project of the Bureau of Reclamation.

Approved, December 19, 1941.

[CHAPTER 596]

AN ACT

December 19, 1941
[H. R. 5305]
[Public Law 357]

Authorizing the Administrator of Veterans' Affairs to grant easements in certain lands to the town of Bedford, Massachusetts, for road-widening purposes.

Bedford, Mass.
Grant of easements
for road-widening pur-
poses.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs is authorized and directed to grant easements, subject to any rights which the Boston and Maine Railroad Company may have in and over tract numbered 2, to the town of Bedford, Massachusetts, for road-widening purposes, in two small strips of land of the Veterans' Administration facility in such town, described as follows:

TRACT NUMBERED 1

Beginning at a point in the northeasterly line of Page or Pine Hill Road at the southerly corner of the property of the United States of America and known as Veterans' Administration Facility, Bedford, Massachusetts, north twenty-six degrees twenty-six minutes and thirty seconds west one hundred and seventeen and ninety-six one-hundredths feet along the northeasterly line of said road to a point in the new northeasterly street line as laid out by the county commissioners of Middlesex County on December 20, 1940; thence south twenty-eight degrees ten minutes and five seconds east one hundred and sixteen and forty-four one-hundredths feet along the said new northeasterly street line to a point in the southeasterly property line of the United States of America; thence south thirty-nine degrees twenty-three minutes and forty seconds west three and eighty-five one-hundredths feet along the southeasterly property line of the United States of America to the point of beginning, containing five one-hundredths acre, more or less.

TRACT NUMBERED 2

Beginning at a point in the northeasterly line of Page or Pine Hill Road at the southwesterly corner of the property of the United States of America and known as Veterans' Administration Facility, Bedford, Massachusetts, north fifty degrees thirty-eight minutes and forty seconds east five and eighty-six one-hundredths feet along the westerly property line of the United States of America to a point in the new northeasterly street line as laid out by the county commissioners of Middlesex County on December 20, 1940; thence south twenty-eight degrees ten minutes and five seconds east six hundred thirty-seven and thirty-eight one-hundredths feet along the said new northeasterly street line to a point in the northwesterly right-of-way line of the Boston and Maine Railroad Company; thence south twenty-eight degrees ten minutes and five seconds east forty-seven and ninety-one one-hundredths feet across said railroad right-of-way; thence south twenty-eight degrees ten minutes and five seconds east one and fifteen one-hundredths feet to a point in the northeasterly line of Page or Pine Hill Road; thence north twenty-nine degrees five minutes and sixteen seconds west one and thirteen one-hundredths feet to a point in the northeasterly right-of-way line of the Boston and Maine Railroad Company; thence north twenty-nine degrees five minutes and sixteen seconds west forty-seven and twelve one-hundredths feet across said railroad right-of-way; thence north thirty degrees nineteen minutes and twenty-five seconds west three hundred forty-two and six one-hundredths feet; thence north thirty-three degrees seven minutes and ten seconds west one hundred and fifty feet; thence north twenty-one degrees thirteen minutes and thirty seconds west ninety-two and fifty-four one-hundredths feet; thence north eighteen degrees one minute and fifteen seconds west fifty-four and seventy-nine one-hundredths feet to the point of beginning, containing eighteen one-hundredths acre, more or less.

Approved, December 19, 1941.

[CHAPTER 597]

AN ACT

To authorize the Secretary of War to sell to the Embry-Riddle Company the military reservations of Carlstrom and Dorr Fields, Florida.

December 19, 1941
[H. R. 6749]
[Public Law 358]

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 sell upon such terms and conditions as he considers advisable, to the Embry-Riddle Company of Miami, Florida, the Carlstrom and Dorr Fields Military Reservations situate in De Soto County, State of Florida, such reservations containing approximately six hundred and forty acres each, upon determination by him that said parcels are no longer needed for military purposes, and to execute and deliver to said company in the name of the United States of America and in its behalf any and all instruments, conveyances, or other instruments necessary to effectuate such sale and conveyance: *Provided*, That the Secretary of War shall have said tracts of land appraised, and shall not sell said property for less consideration than the approved appraised value thereof: *And provided further*, That the proceeds of such sale shall be deposited in the Treasury to the credit of miscellaneous receipts.

Sale of Carlstrom
and Dorr Fields Military
Reservations, Fla.

Proviso.

Approved, December 19, 1941.

[CHAPTER 598]

AN ACT

December 19, 1941
[H. R. 6009]
[Public Law 359]

To provide pensions at wartime rates for officers and enlisted men of the Army, Navy, Marine Corps, and Coast Guard disabled in line of duty as a direct result of armed conflict, while engaged in extra hazardous service or while the United States is engaged in war, and for the dependents of those who die from such cause, and for other purposes.

Pensions.
38 U. S. C. § 724,
Vet. Reg. 1 (a).

Rates for certain
disabilities.

Dependents of
deceased veteran.

53 Stat. 1070.
Ante, p. 665.

38 U. S. C. § 724,
Vet. Reg. 1 (a).

Rules and regula-
tions.

Application of pro-
visions.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subparagraph (c), paragraph I, of part II, Veterans Regulation Numbered 1 (a), as amended, is hereby amended to read as follows:

“(c) Any veteran otherwise entitled to pension under the provisions of part II of this regulation or the general pension law shall be entitled to receive the rate of pension provided in part I of this regulation, if the disability resulted from an injury or disease received in line of duty (1) as a direct result of armed conflict, or (2) while engaged in extra hazardous service, including such service under conditions simulating war, or (3) while the United States is engaged in war.

“The dependents of any deceased veteran, whose death resulted from an injury or disease received in line of duty as described in this subparagraph, otherwise entitled to pension under the provisions of part II of this regulation or the general pension law, shall be entitled to pension at the rates provided for service-connected death compensation benefits for dependents of World War veterans by section 5 of Public Law Numbered 198, Seventy-sixth Congress, as amended (U. S. C., title 38, sec. 472b), or if barred by the insurance limitations thereof, the rates provided by paragraph IV of part I, Veterans Regulation Numbered 1 (a), as amended.”

SEC. 2. The Administrator of Veterans' Affairs is hereby authorized to make rules and regulations, not inconsistent with the provisions of this Act, which are necessary to carry out its purposes.

SEC. 3. The provisions of this Act shall also apply to disability or death occurring prior to the effective date of this Act, but payments authorized by this Act shall not be made for any period prior to the date of enactment, or the date of receipt in the Veterans' Administration of application for the benefits thereof, whichever is the later date.

This Act shall not be so construed as to reduce any pension under any Act, public or private.

Approved, December 19, 1941.

[CHAPTER 602]

AN ACT

December 20, 1941
[H. R. 6215]
[Public Law 360]

To amend the Selective Training and Service Act of 1940 by providing for the extension of liability for military service and for the registration of the manpower of the Nation, and for other purposes.

Selective Training
and Service Act of
1940, amendments.

Registration; age
limits.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Selective Training and Service Act of 1940 (54 Stat. 885; U. S. C., title 50, App. sec. 302), as amended, be, and it hereby is, amended to read as follows:

“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. 2. The first sentence of section 3 (a) of such Act, as amended, is hereby amended to read as follows:

54 Stat. 885.
50 U. S. C., app.
§ 303 (a).
Liability for training and service.

“SEC. 3. (a) Except as otherwise provided in this Act, every male citizen of the United States, and every other male person residing in the United States, who is between the ages of twenty and forty-five at the time fixed for his registration, or who attains the age of twenty after having been required to register pursuant to section 2 of this Act, shall be liable for training and service in the land or naval forces of the United States: *Provided*, That any citizen or subject of a neutral country shall be relieved from liability for training and service under this Act if, prior to his induction into the land or naval forces, he has made application to be relieved from such liability in the manner prescribed by and in accordance with rules and regulations prescribed by the President, but any person who makes such application shall thereafter be debarred from becoming a citizen of the United States: *Provided further*, That no citizen or subject of any country who has been or who may hereafter be proclaimed by the President to be an alien enemy of the United States shall be inducted for training and service under this Act unless he is acceptable to the land or naval forces.”

Provisos.
Neutral aliens.

Enemy aliens.

SEC. 3. Section 4 (a) of such Act, as amended, is hereby amended by inserting before the period at the end thereof the following: “: *Provided further*, That in the classification of registrants within the jurisdiction of any local board, the registrants of any particular registration may be classified, in the manner prescribed by and in accordance with rules and regulations prescribed by the President, before, together with, or after the registrants of any prior registration or registrations; and in the selection for induction of persons within the jurisdiction of any local board and within any particular classification, persons who were registered at any particular registration may be selected, in the manner prescribed by and in accordance with rules and regulations prescribed by the President, before, together with, or after persons who were registered at any prior registration or registrations”.

54 Stat. 887.
50 U. S. C., app.
§ 304 (a).
Classification of registrants.

Selection for induction.

SEC. 4. Section 5 (a) of such Act, as amended, is hereby amended by inserting after the words “foreign countries” a comma and the following: “and persons in other categories to be specified by the President”.

Exemptions, etc.
54 Stat. 887.
50 U. S. C., app.
§ 305 (a).

Paragraph (1) of section 5 (c) of such Act, as amended, is amended by inserting after the word “Governors” a comma, and the following: “and all other State officials chosen by the voters of the entire State.”

54 Stat. 888.
50 U. S. C., app.
§ 305 (c) (1).

SEC. 5. The second sentence of paragraph (1) of section 5 (e) of such Act, as amended, is hereby amended by inserting after “(1)” and after “(2)” the words “of any or all”.

54 Stat. 888.
50 U. S. C., app.
§ 305 (e).
Ante, p. 621.

Ante, p. 621.

SEC. 6. Paragraph (2) of section 5 (e) of such Act, as amended, is hereby amended to read as follows:

“(2) Anything in this Act to the contrary notwithstanding, the President is authorized, under such rules and regulations as he may prescribe, to provide for the deferment, by age group, or groups, from training and service under this Act in the land and naval forces of the United States, of those men whose age or ages are such that he finds their deferment to be advisable in the national interest: *Provided*, That the President may, upon finding that it is in the national interest, terminate the deferment by age group or groups of any or all of the men so deferred.”

Deferment by age group or groups.

Proviso.

SEC. 7. Section 15 (a) of such Act, as amended, is hereby amended to read as follows:

“(a) The term ‘between the ages of twenty and forty-five’ shall refer to men who have attained the twentieth anniversary of the day of their birth and who have not attained the forty-fifth anniversary of the day of their birth; and other terms designating different age groups shall be construed in a similar manner.”

54 Stat. 896.
50 U. S. C., app.
§ 315 (a).
“Between the ages of twenty and forty-five.”

Status of persons inducted.

Extension of periods of service, etc.

Proviso.
54 Stat. 886.
50 U. S. C., app. § 303 (b).

SEC. 8. Persons inducted under the Selective Training and Service Act of 1940 who are inducted into or assigned to the Navy, Marine Corps, or Coast Guard, shall be members of the Navy, Marine Corps, or Coast Guard, as the case may be; and in time of war their periods of service or training and service may be extended by the President for such additional time as he may deem necessary in the interest of national defense: *Provided*, That the periods of service or training and service under section 3 (b) of such Act of men who are detained under this section shall be terminated not later than six months after the termination of the war which authorized their detention, unless such men voluntarily extend their periods of service or training and service.

54 Stat. 885.
50 U. S. C., app. § 303 (a).

Age limit, volunteers.

54 Stat. 1009.
38 U. S. C. § 802 (d).

SEC. 9. The first proviso of the second sentence of section 3 (a) of such Act, as amended, is hereby amended by inserting the word "forty-five" in lieu of the word "thirty-six".

SEC. 10. Section 602 (d) of the National Service Life Insurance Act of 1940 is hereby amended to read as follows:

Insurance to persons in active service.

Time limitation.

Proviso.

"(d) (1) Any person in the active service, and while in such active service, shall be granted such insurance without medical examination upon application therefor in writing (made within one hundred and twenty days after the date of enactment of this amendatory Act), and upon payment of 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.

Persons dying in line of duty.

"(2) Any person in the active service on or after October 8, 1940, who, while in such service and before the expiration of one hundred and twenty days after the date of enactment of this amendatory Act, dies or has died in line of duty (including death resulting from disease or injury incurred in line of duty), without having in force at the time of such death insurance under the War Risk Insurance Act, as amended, the World War Veterans' Act, 1924, as amended, or this Act, in the aggregate amount of at least \$5,000, shall be deemed to have applied for and to have been granted insurance as of the date of entry into active service or October 8, 1940, whichever is later, in the sum of \$5,000 payable as provided in section 602 (h), except that payments hereunder shall be made only to the following beneficiaries and in the order named—

38 Stat. 711.
43 Stat. 607.
38 U. S. C., ch. 10.

54 Stat. 1010.
38 U. S. C. § 802 (h).
Beneficiaries.

"(A) to the widow or widower of the insured, if living and while unremarried;

"(B) if no widow or widower entitled thereto, to the child or children of the insured, if living, in equal shares;

"(C) if no widow or widower entitled thereto, or child, to the dependent mother or father of the insured, if living, in equal shares.

Total disability in line of duty.

"(3) Any person in the active service on or after October 8, 1940, who, while in such service and before the expiration of one hundred and twenty days after the date of enactment of this amendatory Act, suffers in line of duty total disability continuously for six months or more without having in force at the time of such disability insurance under the War Risk Insurance Act, as amended, the World War Veterans' Act, 1924, as amended, or this Act, in the aggregate amount of at least \$5,000, shall be deemed to have applied for and to have been granted insurance in the aggregate sum of \$5,000 effective as of the date such disability was so suffered but not prior to October 8, 1940. Such premiums shall be waived during the continuation of such total disability. The Administrator is authorized and directed to transfer from the National Service Life Insurance appropriation

38 Stat. 711.
43 Stat. 607.
38 U. S. C., ch. 10.

Transfer of funds.

to the National Service Life Insurance Fund such sums as may be necessary to cover all losses incurred and premiums waived under paragraphs (2) and (3) of this subsection.

“(4) The benefits and privileges extended by this section are hereby so extended by the Congress because many of the personnel of our armed forces (1) were unable to comply with the prerequisites necessary to the granting of insurance by reason of extended duty in the North Atlantic, Hawaii, the Philippines, and other outlying bases; (2) had failed or neglected to apply for such insurance in the expectation that their service would be peacetime service only; and (3) by reason of the suddenness with which war was thrust upon us, had not sufficient time to apply for such insurance prior to engaging in combat. The Congress hereby declares that no further relief of such character will be granted.”

Approved, December 20, 1941.

[CHAPTER 603]

AN ACT

To facilitate standardization and uniformity of procedure relating to determination of service connection of injuries or diseases alleged to have been incurred in or aggravated by active service in a war, campaign, or expedition.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs is hereby authorized and directed to include in the regulations pertaining to service connection of disabilities additional provisions in effect requiring that in each case where a veteran is seeking service connection for any disability due consideration shall be given to the places, types, and circumstances of his service as shown by his service record, the official history of each organization in which he served, his medical records, and all pertinent medical and lay evidence.

In the case of any veteran who engaged in combat with the enemy in active service with a military or naval organization of the United States during some war, campaign, or expedition, the Administrator of Veterans' Affairs is authorized and directed to accept as sufficient proof of service connection of any disease or injury alleged to have been incurred in or aggravated by service in such war, campaign, or expedition, satisfactory lay or other evidence of service incurrence or aggravation of such injury or disease, if consistent with the circumstances, conditions, or hardships of such service, notwithstanding the fact that there is no official record of such incurrence or aggravation in such service, and, to that end, shall resolve every reasonable doubt in favor of such veteran: *Provided,* That service connection of such injury or disease may be rebutted by clear and convincing evidence to the contrary. The reasons for granting or denying service connection in each such case shall be recorded in full.

Approved, December 20, 1941.

[CHAPTER 604]

AN ACT

Authorizing advancements from the Federal Works Administrator for the provision of certain defense public works and equipment 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 Commissioners of the District of Columbia (herein called the “Commissioners”) are hereby authorized to accept advancements for the District of Columbia from the Federal Works Administrator (herein called the “Administrator”), and the Administrator, under and sub-

54 Stat. 1012.
38 U. S. C. § 805.

Reasons for extending benefits.

December 20, 1941
[H. R. 4905]
[Public Law 361]

Veterans.
Determination of service connection of disabilities.

Proof of service connection.

Provided.
Rebuttal evidence.

December 20, 1941
[H. R. 5800]
[Public Law 362]

District of Columbia.
Advancements for defense public works.

Ante, p. 361.

ject to the provisions of the Act of June 28, 1941 (Public, Numbered 137, Seventy-seventh Congress), is authorized to advance the sum of \$2,500,000, or any part thereof, in addition to any sums heretofore advanced to the District of Columbia, out of funds authorized by law for the Administrator, for the acquisition, purchase, construction, establishment, and development of defense public works and equipment, and all sums so advanced shall be deposited in full with the Secretary of the Treasury to the credit of the District of Columbia.

Use of funds.

SEC. 2. The sum authorized by section 1 hereof, or any part thereof, shall, when advanced, be available to the Commissioners for the acquisition by dedication, purchase, or condemnation of the fee-simple title to improved or unimproved land, or rights or easements in land, for the public uses authorized by this Act; for the demolition of structures, buildings, and improvements on lands or interests in land acquired under this Act; for the construction of buildings, water facilities, sewer facilities, highways, fire-alarm extensions, and other public works, including materials and labor, heating, lighting, elevators, plumbing, landscaping, and all other appurtenances, and the purchase and installation of pipe lines, machinery, furniture, equipment, apparatus, and any and all other expenditures necessary for or incident to the complete construction and equipment for use of the aforesaid buildings, plants, and facilities; and for the making of surveys and the preparation of plans, designs, estimates, models, and specifications; and for architectural, engineering, and other professional services and other technical and administrative personnel without reference to the civil-service requirements, or the Classification Act of 1923, as amended, and section 3709 of the Revised Statutes; for the rental of such office facilities as may in the opinion of the Commissioners be necessary.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Ante, p. 613.
41 U. S. C. § 5.

Repayment.

SEC. 3. The Federal Works Administrator shall be repaid such portion as may be determined by the President of any moneys advanced under section 1 of this Act in annual installments over a period of not to exceed ten years, with interest thereon beginning July 1, 1942, for the period of amortization: *Provided*, That such interest shall be at such rate as would, in the opinion of the Secretary of the Treasury, be the lowest interest rate available to the District of Columbia on the date of the approval of this Act were said District authorized by law to issue and sell obligations to the public, at the par value thereof, in a sum equal to the repayable amounts of such advances, maturing serially over a period of ten years in approximately equal annual installments, including both principal and interest, and secured by a first pledge of and lien upon all the general-fund revenues of said District: *Provided further*, That such sums as may be necessary for the reimbursement herein required of the District of Columbia, and for the payment of interest, shall be included in the annual estimates of the Commissioners, the first reimbursement to be made on July 1, 1943: *And provided further*, That whenever the District of Columbia is under obligation by virtue of the provisions of section 4 of Public Act Numbered 284, Seventy-first Congress, and section 3 of Public Act Numbered 746, Seventy-fifth Congress, reimbursement under those Acts shall be not less than \$700,000 in any one fiscal year.

Proriso.
Interest rate.

Inclusion in annual estimates.

Reimbursement under designated Acts.

46 Stat. 485.
D. C. Code § 8-106
note.
52 Stat. 1204.
D. C. Code § 9-210.

Repayment of water and highway projects.

Report to Congress.

SEC. 4. The Commissioners are hereby authorized to make reimbursement to the Administrator under section 3 hereof for water projects and highway projects, respectively, from the water fund and the gas-tax fund of the District of Columbia.

SEC. 5. The Commissioners shall submit with their annual estimates to the Congress a report of their activities and expenditures under section 1 of this Act.

Approved, December 20, 1941.

[CHAPTER 605]

AN ACT

To amend section 5 of the Act entitled "An Act to establish a Board of Public Welfare in and for the District of Columbia, to determine its functions, and for other purposes", approved March 16, 1926.

December 20, 1941
[H. R. 5893]
[Public Law 363]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the Act entitled "An Act to establish a Board of Public Welfare in and for the District of Columbia, to determine its functions, and for other purposes," approved March 16, 1926, be and the same is hereby amended to read as follows:

Board of Public
Welfare, D. C.
44 Stat. 209.
D. C. Code § 3-105.

"SEC. 5. That the Commissioners of the District of Columbia, upon the nomination of the Board, are hereby authorized to appoint a Director of Public Welfare, which position is hereby authorized and created, who shall be the chief executive officer of the Board and shall be charged, subject to its general supervision, with the executive and administrative duties provided for in this Act. The Director shall be a person of such training, experience, and capacity as will especially qualify him or her to discharge the duties of the office. The Director of Public Welfare may be discharged by the Commissioners of the District of Columbia upon recommendation of the Board. The Commissioners of the District of Columbia are authorized, upon the nomination of the Board, to appoint such personnel as may be necessary for the efficient performance of the duties of the Board: *Provided, however,* That all employees of the Board, except the Director, shall be appointed in accordance with and be subject to the provisions of an Act entitled 'An Act to regulate and improve the civil service of the United States', approved January 16, 1883, as amended (U. S. C., title 5, secs. 638 et seq.), and the rules and regulations made in pursuance thereof in the same manner as members in the classified civil service of the United States, the Commissioners of the District of Columbia, however, being authorized in their discretion to give preference to residents of the District of Columbia. The Civil Service Commission is hereby authorized and directed to confer a competitive civil-service status upon those employees performing services for the Board on the effective date of this Act who are citizens of the United States and who, within six months after the effective date of this Act, are certified by the Commissioners, upon recommendation of the Board, (a) as having been appointed from among the highest available eligibles from an appropriate register of the Civil Service Commission or (b) as having rendered active service for the Board prior to the effective date of this Act, and who qualify in such appropriate noncompetitive examinations as the Civil Service Commission may prescribe, except that as to employees engaged in work in which the Federal Government shares the expense, the Board of Public Welfare shall prescribe such conditions for eligibility to enter appropriate noncompetitive examinations prescribed by the Civil Service Commission as shall conform to the Federal Acts providing for Federal financial participation and to rules and regulations of the Federal agencies administering such Acts. Any employee of the Board who fails to meet these requirements or who fails to take or pass the noncompetitive examination prescribed by the Commission, or who is not certified by the Commissioners, may continue to serve for a period of not more than thirty days after the establishment of appropriate registers."

Director of Public
Welfare.

Appointment of
other personnel.

Proviso.
Civil-service pro-
visions.

22 Stat. 403.

Status of present
employees.

Approved, December 20, 1941.

[CHAPTER 611]

AN ACT

December 22, 1941
[S. 2077]
[Public Law 364]

Amending the Department of Agriculture Appropriation Act, 1942, so as to provide for agricultural conservation program payments to farmers whose crops have been acquired under the national-defense program.

Department of Agriculture Appropriation Act, 1942, amendment.

Ante, p. 436.

Agricultural conservation program payments.

49 Stat. 1148.
16 U. S. C. §§ 590g-590q.

Farms acquired under national-defense program.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last proviso under the head "Conservation and Use of Agricultural Land Resources, Department of Agriculture" in the Department of Agriculture Appropriation Act, 1942 (Public Law 144, Seventy-seventh Congress, approved July 1, 1941), is amended to read as follows: "*Provided further*, That notwithstanding any other provision of law, persons who in 1940 and 1941 carried out farming operations as landlords, tenants, or sharecroppers on cropland owned by the United States Government and who complied with the terms and conditions of the 1940 and 1941 agricultural conservation programs, 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 wherever in either of such years the acquisition of title to, or lease of, any farm for use in the national-defense program caused the producers to lose their interest in the crops planted thereon, or the proceeds thereof, prior to the time of harvest, the landlord, tenants, and sharecroppers on such farm in such year shall be entitled to apply for and receive the payments which they would have received under the agricultural conservation program for such year if they had been permitted to retain their interest in such crops, or the proceeds thereof, to the extent that it does not clearly appear that in connection with such acquisition full compensation was made for the failure to receive such payments."

Approved, December 22, 1941.

[CHAPTER 612]

AN ACT

December 22, 1941
[H. R. 4853]
[Public Law 366]

To amend section 4, Public Law Numbered 198, Seventy-sixth Congress, July 19, 1939, to authorize hospitalization of retired officers and enlisted men who are war veterans on a parity with other war veterans.

Retired war veterans.
53 Stat. 1070.
38 U. S. C. § 706b.

Hospitalization and domiciliary care.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 of Public Law Numbered 198, Seventy-sixth Congress, approved July 19, 1939, is hereby amended to read as follows:

"Sec. 4. In the administration of laws pertaining to veterans, retired officers, and enlisted men of the Army, Navy, Marine Corps, and Coast Guard, who served honorably during a war period as recognized by the Veterans' Administration, shall be, and are entitled to hospitalization and domiciliary care in the same manner and to the same extent as veterans of any war are now or may hereafter be furnished hospitalization or domiciliary care by the Veterans' Administration and subject to those provisions of paragraph VI (A) of Veterans Regulation Numbered 6 (c), which provide for reduction of monetary benefits to veterans having neither wife, child, nor dependent parent while being furnished hospital treatment, institutional, or domiciliary care."

38 U. S. C. § 724,
Vet. Reg. 6 (c).

Approved, December 22, 1941.

[CHAPTER 613]

AN ACT

To amend the Federal Food, Drug, and Cosmetic Act of June 25, 1938, as amended, by providing for the certification of batches of drugs composed wholly or partly of insulin, and for other purposes.

December 22, 1941
[H. R. 6251]
[Public Law 366]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 301 (i) of the Federal Food, Drug, and Cosmetic Act, of June 25, 1938, as amended, is amended by inserting "506," before the phrase "or 604." at the end thereof.

Federal Food, Drug, and Cosmetic Act, amendments.
52 Stat. 1042.
21 U. S. C. § 331 (i).

SEC. 2. Section 502 of such Act, as amended, is amended by inserting a new paragraph at the end thereof, as follows:

52 Stat. 1050.
21 U. S. C. § 352.

"(k) If it is, or purports to be, or is represented as a drug composed wholly or partly of insulin, unless (1) it is from a batch with respect to which a certificate or release has been issued pursuant to section 506, and (2) such certificate or release is in effect with respect to such drug."

Misbranded insulin.

Infra.

SEC. 3. Chapter V of such Act, as amended, is amended by adding a new section at the end thereof, as follows:

52 Stat. 1049.
21 U. S. C. § 351-355.

"CERTIFICATION OF DRUGS CONTAINING INSULIN

"SEC. 506. (a) The Federal Security Administrator, pursuant to regulations promulgated by him, shall provide for the certification of batches of drugs composed wholly or partly of insulin. A batch of any such drug shall be certified if such drug has such characteristics of identity and such batch has such characteristics of strength, quality, and purity, as the Administrator prescribes in such regulations as necessary to adequately insure safety and efficacy of use, but shall not otherwise be certified. Prior to the effective date of such regulations the Administrator, in lieu of certification, shall issue a release for any batch which, in his judgment, may be released without risk as to the safety and efficacy of its use. Such release shall prescribe the date of its expiration and other conditions under which it shall cease to be effective as to such batch and as to portions thereof.

Certification of drugs containing insulin.

Release in lieu of certification.

"(b) Regulations providing for such certification shall contain such provisions as are necessary to carry out the purposes of this section, including provisions prescribing (1) standards of identity and of strength, quality, and purity; (2) tests and methods of assay to determine compliance with such standards; (3) effective periods for certificates, and other conditions under which they shall cease to be effective as to certified batches and as to portions thereof; (4) administration and procedure; and (5) such fees, specified in such regulations, as are necessary to provide, equip, and maintain an adequate certification service. Such regulations shall prescribe no standard of identity or of strength, quality, or purity for any drug different from the standard of identity, strength, quality, or purity set forth for such drug in an official compendium.

Regulations prescribing standards, etc.

"(c) Such regulations, insofar as they prescribe tests or methods of assay to determine strength, quality, or purity of any drug, different from the tests or methods of assay set forth for such drug in an official compendium, shall be prescribed, after notice and opportunity for revision of such compendium, in the manner provided in the second sentence of section 501 (b). The provisions of subsections (e), (f), and (g) of section 701 shall be applicable to such portion of any regulation as prescribes any such different test or method, but shall not be applicable to any other portion of any such regulation."

Different tests or methods of assay.

52 Stat. 1049.
21 U. S. C. § 351 (b).

52 Stat. 1055.
21 U. S. C. §§ 371 (e)-371 (g).

Promulgation of regulations.

SEC. 4. Regulations initially prescribed under section 506 of such Act, as amended, shall be promulgated and made effective within forty-five days after the date of enactment of this Act.

Approved, December 22, 1941.

[CHAPTER 617]

AN ACT

December 22, 1941
[S. 1623]
[Public Law 367]

To suspend the export tax and the reduction of the quota prescribed by section 6 of the Act of March 24, 1934 (48 Stat. 456), as amended, for a fixed period, and for other purposes.

Philippine Islands.
Suspension of export tax for period ending Dec. 31, 1942.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the imposition and collection of the export tax prescribed by section 6 of the Act of March 24, 1934, entitled "An Act to provide for the complete independence of the Philippine Islands, to provide for the adoption of a constitution and a form of government for the Philippine Islands, and for other purposes" (48 Stat. 456), as amended by the Act of August 7, 1939 (53 Stat. 1226; U. S. C., Supp. V, title 48, sec. 1236), shall be suspended for a period commencing on and after the date following the approval of this Act and ending on December 31, 1942.

48 U. S. C. § 1236.

Resumption.

On January 1, 1943, the imposition of such export tax shall be resumed, the tax rate effective for said calendar year to be the same as the rate in effect at the time the tax was suspended; on each succeeding January 1 thereafter the export tax shall be increased progressively by an additional 5 per centum of the United States duty, except that during the period January 1, 1946, through July 3, 1946, the export tax shall remain at 15 per centum of the United States duty.

Suspension of reduction of quotas of certain articles.

53 Stat. 1227.
48 U. S. C. § 1236
(b) (3).

SEC. 2. That the progressive reduction of the quotas of the Philippine articles of a class or kind in respect of which a quota is established by subdivision 3, subsection b, section 6 of the said Act of March 24, 1934, as amended, shall be suspended for a period commencing on and after the date following the approval of this Act and ending on December 31, 1942; the original quotas established by that subdivision for the year 1940 shall be in effect during the suspension.

Resumption.

On January 1, 1943, the progressive reduction of the quotas provided for in subdivision 3, subsection b, section 6 of the said Act of March 24, 1934, as amended, shall be resumed, the rate of reduction effective for said calendar year to be the same as the rate in effect at the time the said quotas were suspended; for each calendar year thereafter through the calendar year 1945, each of the said quotas shall be the same as the corresponding quota for the immediately preceding calendar year, less 5 per centum of the corresponding original quota.

Quotas for period in 1946.

For the period January 1, 1946, through July 3, 1946, each of said quotas shall be one-half of the corresponding quota specified for the calendar year 1945.

SEC. 3. Nothing in this Act shall change in any respect not herein expressly provided for the provisions of the Act of March 24, 1934, as amended.

Approved, December 22, 1941.

[CHAPTER 618]

AN ACT

To permit fifteen-round championship boxing bouts in the Territories of Alaska and Hawaii.

December 22, 1941
[H. R. 5007]
[Public Law 368]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 321 of the Act entitled "An Act to codify, revise, and amend the penal laws of the United States", approved March 4, 1909, as amended, is amended by inserting at the end thereof the following new sentence: "In the case of championship bouts, the limitation on the number of rounds shall be fifteen in lieu of ten."

Criminal Code, amendment.
35 Stat. 1150; 45 Stat. 1156.
18 U. S. C. § 521.

Championship bouts.

Approved, December 22, 1941.

[CHAPTER 619]

AN ACT

To establish the composition of the United States Navy, to authorize the construction of certain naval vessels, and for other purposes.

December 23, 1941
[H. R. 6223]
[Public Law 369]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the authorized composition of the United States Navy in under-age vessels, as established by the Acts of May 17, 1938 (52 Stat. 401), June 14, 1940 (54 Stat. 394), and July 19, 1940 (54 Stat. 779), is hereby further increased by 150,000 tons of combatant ships.

Navy.
Increase in authorized composition.
34 U. S. C. §§ 498-498f, 749b-749d.

Construction of combatant ships.

34 U. S. C. § 495.

SEC. 2. The President of the United States is hereby authorized to provide the total under-age composition authorized in section 1 of this Act, including replacements thereof as authorized by the Act of March 27, 1934 (48 Stat. 503), by undertaking the construction of combatant ships of such types and tonnages as he determines to be necessary for the successful prosecution of the war.

Appropriation authorized.

SEC. 3. There is hereby authorized to be appropriated, out of any money in the Treasury of the United States not otherwise appropriated, such sums as may be necessary to effectuate the purposes of this Act.

Approved, December 23, 1941.

[CHAPTER 620]

JOINT RESOLUTION

To authorize the commission appointed by the President to conduct an investigation in connection with the attack on Hawaii, to compel the attendance of witnesses and the production of books, papers, and documents.

December 23, 1941
[H. J. Res. 259]
[Public Law 370]

Whereas on December 18, 1941, the President by Executive order appointed Owen J. Roberts, William H. Standley, Joseph M. Reeves, Frank R. McCoy, and Joseph T. McNarney a commission to ascertain and report the facts relating to the attack made by the Japanese armed forces upon the Territory of Hawaii on December 7, 1941: Therefore be it

Commission to investigate Japanese attack on Hawaii.
6 F. R. 6569.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the commission appointed by the President by Executive order, dated December 18, 1941, to ascertain and report the facts relating to the attack made by the Japanese armed forces upon the Territory of Hawaii on December 7, 1941 (in this Act called the "commission"), may, or by one or more of its members or by such agents or agencies as it may designate may, prosecute any inquiry necessary to its functions at any place within the United States or any place subject to the civil or military jurisdiction

Prosecution of inquiries.

Attendance of witnesses, etc.

of the United States. The commission or any member of the commission when so authorized by the commission shall have power to issue subpoenas requiring the attendance and testimony of witnesses and the production of any evidence that relates to any matter under investigation by the commission. The commission or any member of the commission or any agent or agency designated by the commission for such purpose may administer oaths and affirmations, examine witnesses, and receive evidence. Such attendance of witnesses and the production of such evidence may be required from any place within the United States or any place subject to the civil or military jurisdiction of the United States at any designated place of hearing.

Court order requiring obedience.

(b) In case of contumacy or refusal to obey a subpoena issued to any person under subsection (a), any district court of the United States or the United States courts of any Territory or possession, or the District Court of the United States for the District of Columbia, within the jurisdiction of which the inquiry is carried on or within the jurisdiction of which said person guilty of contumacy or refusal to obey is found or resides or transacts business, upon application by the commission shall have jurisdiction to issue to such person an order requiring such person to appear before the commission, its member, agent, or agency, there to produce evidence if so ordered, or there to give testimony touching the matter under investigation or in question; and any failure to obey such order of the court may be punished by said court as a contempt thereof.

Service of process, etc.

(c) Process and papers of the commission, its members, agent, or agency, may be served either upon the witness in person or by registered mail or by telegraph or by leaving a copy thereof at the residence or principal office or place of business of the person required to be served. The verified return by the individual so serving the same, setting forth the manner of such service, shall be proof of the same, and the return post-office receipt or telegraph receipt therefor when registered and mailed or telegraphed as aforesaid shall be proof of service of the same. Witnesses summoned before the commission, its members, agent, or agency, shall be paid the same fees and mileage that are paid witnesses in the courts of the United States, and witnesses whose depositions are taken and the persons taking the same shall severally be entitled to the same fees as are paid for like services in the courts of the United States.

Fees and mileage of witnesses.

Privilege against self-incrimination.

(d) No person shall be excused from attending and testifying or from producing books, records, correspondence, documents, or other evidence in obedience to a subpoena, on the ground that the testimony or evidence 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 (except demotion or removal from office) 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, except that such individual so testifying shall not be exempt from prosecution and punishment for perjury committed in so testifying.

Venue.

(e) All process of any court to which application may be made under this Act may be served in the judicial district wherein the person required to be served resides or may be found.

Records, etc., of Government agencies.

(f) The several departments and agencies of the Government, when directed by the President, shall furnish the commission, upon its request, all records, papers, and information in their possession relating to any matter before the commission.

Approved, December 23, 1941.

[CHAPTER 621]

JOINT RESOLUTION

To provide additional appropriations incident to the national defense for the fiscal years ending June 30, 1942, and June 30, 1943, and for other purposes.

December 23, 1941
[H. J. Res. 258]
[Public Law 371]

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 purposes hereinafter enumerated, namely:

Additional national
defense appropria-
tions, 1942, 1943.

EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF GOVERNMENT REPORTS

The last paragraph under the caption "Office of Government Reports" in the Second Deficiency Appropriation Act, 1941, is hereby amended to read as follows:

Ante, p. 542.

"The appropriations herein made for the Office of Government Reports shall not be supplemented by funds from any source aggregating in excess of \$800,000 during the fiscal year ending June 30, 1942."

Supplementary
funds.

INDEPENDENT AGENCIES

FEDERAL SECURITY AGENCY

CIVILIAN CONSERVATION CORPS

During the fiscal years 1942 and 1943, notwithstanding section 15 of the Act of June 28, 1937 (16 U. S. C. 584n), there shall be transferred to any department, establishment, or other agency of the Government, when directed by the Director of the Bureau of the Budget before July 1, 1943, and upon such conditions as he may prescribe, any motor or other equipment purchased from funds appropriated or allocated for the operation and maintenance of the Civilian Conservation Corps (including funds allotted by the Director of such Corps to cooperating Federal departments or agencies) which the Federal Security Administrator finds to be surplus to the current operations of the Corps, and which has not heretofore been declared surplus.

Transfer of surplus
equipment.
50 Stat. 321.

FEDERAL WORKS AGENCY

National-defense housing: For an additional amount to carry out the purposes of title I of the Act of October 14, 1940 (54 Stat. 1125), as amended, and subject to the applicable provisions of the joint resolution approved October 14, 1940 (54 Stat. 1115), \$300,000,000, 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 into law of the bill (H. R. 6128 of the Seventy-seventh Congress) entitled "An Act to amend 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".

Ante, pp. 65, 199.

42 U. S. C., ch. 9
note.
Ante, pp. 147, 361.

6 F. R. 2617.

Proviso.
Availability of
funds.

Public Law 409, 77th
Congress.

Defense public works (community facilities): For an additional amount for defense public works (community facilities), including the objects specified under this heading in the Second Deficiency Appropriation Act, 1941, and including the exchange, hire, repair, maintenance, and operation of passenger-carrying automobiles and the purchase and exchange of lawbooks and books of reference; \$150,000,000, of which amount not to exceed \$6,750,000 shall be available for administrative expenses, to remain available during

Ante, p. 546.

6 F. R. 2617.
Proviso.
 Availability of
 funds.
 Public Law 409, 77th
 Congress.

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 into law of the bill (H. R. 6128 of the Seventy-seventh Congress) entitled "An Act to amend 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 BUILDINGS ADMINISTRATION

West Central Heat-
 ing Plant, D. C.

54 Stat. 1036.

The limit of \$3,900,000 upon the cost of the site and building, West Central Heating Plant, Washington, District of Columbia, specified under this head in the First Supplemental Civil Functions Appropriation Act, 1941, is hereby increased to \$7,000,000.

DEPARTMENT OF AGRICULTURE

SURPLUS MARKETING ADMINISTRATION

Procurement, distri-
 bution, etc.

Provisos.
 Reimbursement of
 emergency fund.

Sale of supplies.

6 F. R. 2617.

Emergency supplies for Territories and possessions: For all necessary expenses to enable the Secretary of Agriculture to procure, transport, and distribute agricultural and other commodities and supplies to meet the emergent requirements of the civilian population of the Territories and possessions of the United States, including purchasing, exchanging, processing, distributing, disposing of, transporting, storing, handling and inspecting, commissions, and insurance exclusive of marine risks, without regard to the provisions of other law covering the expenditures of public funds; and for administrative expenses incident thereto not exceeding in any fiscal year 3 per centum of the aggregate amount expended under authority hereof in such fiscal year, including purchase, maintenance, and repair of horse-drawn and motor-propelled passenger-carrying vehicles, printing and binding, personal services and rents in the District of Columbia and elsewhere; \$35,000,000: *Provided*, That \$10,000,000 of this appropriation shall be used immediately to replace an equal amount allocated for this purpose from the emergency fund for the President by letter of allocation numbered 42-40, dated December 15, 1941: *Provided further*, That materials and supplies procured under authority hereof may be disposed of by sale without regard to the provisions of other law, or by other means, and the proceeds from such sales and any other receipts from operations hereunder shall be deposited to the credit of this appropriation when payment is received, and such appropriation including such deposits shall remain available for expenditure for the purposes hereof until six months have elapsed after the termination of the unlimited national emergency declared by the President on May 27, 1941.

DEPARTMENT OF THE INTERIOR

GOVERNMENT IN THE TERRITORIES

Relief and civilian
 defense.

6 F. R. 2617.

Emergency fund, Territories and island possessions (national defense): For all expenses necessary to provide for the relief and civilian defense of the populations of the Territory of Alaska, the Virgin Islands of the United States, and the island of Puerto Rico, including the lease or construction of warehousing and storage facilities and the purchase, transportation, and sale of food, drugs, hospital supplies, and other materials, supplies and equipment, fiscal year 1942, to remain available for the duration of the unlimited national emergency declared by the President on May 27, 1941, \$15,000,000, to be

expended under the direction of the Secretary of the Interior without regard to the provisions of law regulating the expenditure of Government funds or the employment of persons in the Government service, such as section 3709 of the Revised Statutes and the civil service and classification laws: *Provided*, That any funds received from the sale of materials and supplies acquired hereunder shall be deposited to the credit of this appropriation and shall be available for expenditure for the purposes hereof.

41 U. S. C. § 5.
Proviso.

TREASURY DEPARTMENT

PROCUREMENT DIVISION

General supply fund: To increase the general supply fund established by the Act approved February 27, 1929, as amended (41 U. S. C. 7c), \$2,000,000.

45 Stat. 1342.

WAR DEPARTMENT

CIVIL FUNCTIONS

Relief of the Philippine Islands: The moneys authorized to be appropriated in accordance with section 503 of the Sugar Act of 1937 (50 Stat. 915), as amended, but not exceeding the amount of taxes referred to in such section 503 collected prior to the date of enactment of this Act, are hereby appropriated, and in addition thereto the sum of \$10,000,000 is appropriated, out of any money in the Treasury not otherwise appropriated, to enable the Secretary of War to meet expenses for each and every purpose necessary to provide for public relief and civilian defense in the Philippine Islands, fiscal year 1942, to remain available until expended: *Provided*, That this appropriation shall be available for payment to the Government of the Commonwealth of the Philippines, 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 in the Far East, of public relief and civilian defense in the Philippine Islands: *Provided further*, That this appropriation may be expended without regard to the provisions of law regulating the expenditure or accounting for funds of the United States: *And provided further*, That of the amount herein appropriated the sum of \$10,000,000 shall be restored to the emergency fund for the President, created by the Independent Offices Appropriation Act, 1942, in reimbursement of a like amount advanced therefrom for the purposes herein authorized, and any expenditures heretofore or hereafter made from that fund for such purposes are hereby authorized and validated.

Philippine Islands.
Public relief and
civilian defense.
7 U. S. C. § 1173.
Post, p. 872.

Provisos.
Availability of ap-
propriation.

Expenditure.

Reimbursement of
emergency fund.

Ante, p. 93.

Approved, December 23, 1941.

[CHAPTER 622]

JOINT RESOLUTION

Transferring the administration of the homestead projects established in the Virgin Islands from the government of the Virgin Islands to the Department of Agriculture.

December 23, 1941
[S. J. Res. 105]
[Public Law 372]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the homestead projects established in the Virgin Islands by virtue of the provisions of the Second Deficiency Act, fiscal year 1931 (46 Stat. 1552, 1570), by virtue of the provisions of the Act of April 22, 1932, entitled "An Act making appropriations for the Department of the Interior for the fiscal year ending June 30, 1933, and for other purposes" (47 Stat. 91, 129), by

Virgin Islands.
Administration of
homestead projects.

40 U. S. C. §§ 401-410.

Agency abolished.

Transfer of property, records, etc.

Continuance of contracts, etc.

Proviso.

Funds.

virtue of the provisions of title II of the National Industrial Recovery Act (48 Stat. 195, 200), and by virtue of all other provisions of law relating to such projects are hereby transferred from the jurisdiction and control of the government of the Virgin Islands, Department of the Interior, to the jurisdiction and control of the Department of Agriculture. The Virgin Islands Homestead Authority is hereby abolished and its functions transferred to the Department of Agriculture.

SEC. 2. All real and personal property owned or held by the United States in the Virgin Islands and employed exclusively in the prosecution of homestead projects, and all equipment, assets, and records pertaining to homestead projects in the Virgin Islands, including the equipment, assets, and records of the Virgin Islands Homestead Authority, are hereby transferred to the Department of Agriculture.

SEC. 3. All valid contracts, sales, transfers, leases, and other transactions heretofore entered into or affected by the government of the Virgin Islands, the Virgin Islands Homestead Authority, the Department of the Interior, or any officer or agency of any of the foregoing, in connection with homestead projects in the Virgin Islands are hereby continued in full force and effect: *Provided*, That the Secretary of Agriculture, or his designee, may compromise claims and obligations arising under, and adjust and modify the terms of such contracts, as circumstances may require.

SEC. 4. The Department of Agriculture is hereby authorized to use for the administration, development, management, and liquidation of the homestead projects in the Virgin Islands transferred to its jurisdiction and control all funds heretofore or hereafter appropriated, allocated, or otherwise made available to the Department of Agriculture for rural rehabilitation projects and functions of like character to those transferred hereunder.

Approved, December 23, 1941.

[CHAPTER 625]

AN ACT

To authorize black-outs in the District of Columbia, and for other purposes.

December 26, 1941
[H. R. 6208]
[Public Law 373]

District of Columbia.
Authority of Commissioners to order black-outs.

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 are authorized and directed, whenever a state of war exists between the United States and any foreign country or nation, to order black-outs in the District of Columbia at such times and for such periods of time as they may deem desirable, subject to the approval of the Secretary of War, to regulate and prohibit the movement of vehicular traffic on the highways during such periods and to make such regulations as they may deem necessary to insure the success of the black-outs and to protect life and property during said periods.

SEC. 2. The Commissioners are authorized to negotiate with the proper authorities of the States of Maryland and Virginia with a view to effecting a synchronization of black-outs in the District of Columbia and such parts of those States as may be necessary to carry out the intent and purpose of this Act.

Assistance of Secretary of War.

SEC. 3. The Secretary of War is authorized to assist and cooperate with the Commissioners of the District of Columbia in the execution of black-outs in the District of Columbia and the metropolitan area.

Liability for damages.

SEC. 4. The municipality of the District of Columbia shall not be liable for any damages sustained to person or property during, or as the result of, an authorized black-out.

SEC. 5. The statutory penalty upon conviction of any crime, other than those punishable by life imprisonment or death, committed during any authorized black-out shall be doubled.

Penalty for crime committed during black-out.

SEC. 6. During the existence of a state of war between the United States and any foreign country or nation, the Commissioners may appoint, for specified times, as many special police, without pay, from among residents of the District of Columbia as they may deem advisable. During the terms of service of such special police they shall possess all the powers and perform all the duties of privates of the standing police force of the District of Columbia, and such special police shall wear an emblem to be provided by the Commissioners.

Appointment of special police.

SEC. 7. 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 accept volunteer service for the government of the District of Columbia.

Volunteer service.

SEC. 8. 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, subject to the approval of the Secretary of War, are authorized to prepare for the evacuation from the District of Columbia or from any part thereof of all such persons as they shall determine, and for this purpose shall negotiate with the proper authorities of any State of the United States or of any subdivision thereof to provide for the reception, housing, maintenance, and care of evacuees, shall prepare all necessary plans for the conduct of such evacuation, and may when in their judgment the public interest or the safety of such persons creates the necessity therefor order and compel, subject to the approval of the Secretary of War, the evacuation from the District of Columbia of any such persons to such place or places as they may designate. The Commissioners of the District of Columbia are authorized and empowered to obligate the District of Columbia for the payment of all necessary costs and to make such regulations as they may deem necessary to carry out the provisions of this section, and, for the purpose of compelling evacuation, may authorize custody by the regular or special police of any person or persons, which custody shall be effective until the point of destination has been reached, and the powers of such police for such purpose are hereby declared to extend to any point within the United States that the Commissioners of the District of Columbia may designate. There are hereby authorized to be appropriated, out of any money in the Treasury to the credit of the United States not otherwise appropriated, such sums as may be necessary to carry out the provisions of this section.

Evacuation preparations.

Payment of costs.

Use of police to compel evacuation.

Appropriation authorized.

SEC. 9. The Commissioners of the District of Columbia are authorized and empowered, without regard to the provisions of any other law, and for defense purposes, to borrow money from the Treasury of the United States, to expend the same, to obligate the District of Columbia for the payment of equipment, materials, and supplies of all kinds, and to employ personnel as the Commissioners in their discretion may deem necessary, not exceeding \$1,000,000, and the said Commissioners are further authorized and empowered to use such regular employees of the Government of the District of Columbia as they deem necessary.

Authority to borrow money, etc.

Use of regular employees.

The Secretary of the Treasury is hereby authorized to loan to the Commissioners of the District of Columbia such sum or sums as are authorized by this section, and there is hereby appropriated for this purpose \$1,000,000 out of any money in the Treasury of the United States to the credit of the United States not otherwise appropriated.

Treasury loans.

Appropriation.

Penalties for violations of regulations.

SEC. 10. The Commissioners shall have the power to prescribe reasonable penalties for violation of any regulation promulgated pursuant to this Act, not exceeding a fine of \$300 or ninety days' imprisonment, or both. Prosecution for such violations shall be on information in the police court by the corporation counsel or his assistants.

Approved, December 26, 1941.

[CHAPTER 626]

AN ACT

December 26, 1941

[S. 588]

[Public Law 374]

To extend the period within which the Secretary of Agriculture may carry out the purposes of the Soil Conservation and Domestic Allotment Act by making payments to agricultural producers, and for other purposes.

Soil Conservation and Domestic Allotment Act, amendments.

49 Stat. 1149; 50 Stat.

329.

16 U. S. C. § 590h (a).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 8 (a), as amended, of the Soil Conservation and Domestic Allotment Act (U. S. C., 1934 edition, Supp. V, title 16, sec. 590 (h) (a)) is amended (a) by striking out "January 1, 1942" wherever appearing therein and inserting in lieu thereof "January 1, 1947", and (b) striking out "December 31, 1941" and inserting in lieu thereof "December 31, 1946".

Agricultural Adjustment Act of 1938, amendments.

Commodity Credit Corporation loans.

Ante, p. 205.

SEC. 2. The paragraph numbered (10) of the Act entitled "An Act relating to corn and wheat marketing quotas under the Agricultural Adjustment Act of 1938, as amended", approved May 26, 1941, is amended—

(a) By striking out the words and figures "1941 crop of the commodities, cotton, corn, wheat, rice, or tobacco" and insert "1941, 1942, 1943, 1944, 1945 and 1946 crops of the commodities cotton, corn, wheat, rice, tobacco and peanuts";

(b) By striking out "for the marketing year beginning in 1941" and inserting in lieu thereof "for the marketing year beginning in the calendar year in which such crop is harvested".

Approved, December 26, 1941.

[CHAPTER 627]

AN ACT

December 26, 1941

[S. 1544]

[Public Law 375]

To provide for cooperation with Central American republics in the construction of the Inter-American Highway.

Inter-American Highway.

Appropriation authorized for cooperative survey and construction.

Expenditures subject to certain conditions.

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 the sum not to exceed \$20,000,000 to enable the United States to cooperate with the governments of the American republics situated in Central America—that is, with the Governments of the Republics of Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua, and Panama—in the survey and construction of the proposed Inter-American Highway within the borders of the aforesaid republics. Expenditures of such sums in any such country shall be subject to the receipt of a request therefor and of satisfactory assurances from the government of that country that appropriate commitments have been made by such government to assume at least one-third of the expenditures proposed to be incurred henceforth by that country and by the United States in the survey and construction of such highway within the borders of such country. In no such country shall the expenditures of this Government from the appropriations herein authorized exceed two-thirds of the total expenses henceforth incurred for said survey and construction in that country.

No expenditures shall be made hereunder for the construction of said highway until the government of each of the above-named countries shall have given satisfactory assurance to the United States that it will assume at least one-third of the expenditures proposed to be incurred henceforth by that government and by the United States in the survey and construction of such highway within the borders of such country, or has given other assurances satisfactory to the President that it has made appropriate arrangements to complete such survey and construction within a reasonable period. All expenditures by the United States under the provisions of this Act for material, equipment, and supplies shall, whenever practicable, be made for products of the United States or of the country in which such survey or construction work is being carried on.

SEC. 2. The survey and construction work authorized by this Act shall be under the administration of the Public Roads Administration, Federal Works Agency, which shall consult with the appropriate officials of the Department of State with respect to matters involving the foreign relations of this Government, and such negotiations with the governments of the American republics named in section 1 as may be required to carry out the purposes of this Act shall be conducted through, or as authorized by, the Department of State.

SEC. 3. The provisions of this Act shall not create or authorize the creation of any obligations on the part of the Government of the United States with respect to any expenditures for highway construction or survey heretofore or hereafter undertaken in any of the countries enumerated in section 1, other than the expenditures authorized by the provisions of this Act.

Approved, December 26, 1941.

Administration.

No other obligations created or authorized.

[CHAPTER 628]

AN ACT

Extending the provisions of Public Law 47, Seventy-seventh Congress, to State Directors of Selective Service and members of Alien Enemy Hearing Boards.

December 26, 1941
[S. 2082]
[Public Law 376]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law 47, Seventy-seventh Congress, approved May 5, 1941 (55 Stat. 150), be amended to read as follows:

“That nothing in sections 109 and 113 of the Criminal Code (U. S. C., title 18, secs. 198 and 203) or in section 190 of the Revised Statutes (U. S. C., title 5, sec. 99) shall be deemed to apply to any person because of his appointment under authority of the Selective Training and Service Act of 1940 or the Selective Service Regulations made in pursuance thereof as a member of a local board, a board of appeal, an advisory board for registrants, as a State director, a Government appeal agent, or as an individual to conduct hearings on appeals of persons claiming exemption from combatant training and service because of conscientious objections as provided in section 5 (g) of the Selective Training and Service Act of 1940; or because of his appointment as a member of an Alien Enemy Hearing Board to assist the Attorney General in the execution of any proclamations heretofore or hereafter issued by the President under the authority of the Alien Enemy Act of 1798 as amended (U. S. C., title 50, secs. 21-24).”

Counsel in selective service matters, etc.
Inapplicability of certain laws.
35 Stat. 1107, 1109.

54 Stat. 885.
50 U. S. C., app. §§ 301-318.

54 Stat. 889.
50 U. S. C., app. § 305(g).

1 Stat. 577.

Approved, December 26, 1941.

[CHAPTER 629]

AN ACT

December 26, 1941
[S. 2087]
[Public Law 377]

To extend the time for examination of monthly accounts covering expenditures by disbursing officers of the United States Marine Corps.

Marine Corps.
Examination of cer-
tain monthly accounts.

31 U. S. C. §§ 78, 496.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for examination of monthly accounts covering expenditures by disbursing officers of the United States Marine Corps after the date of actual receipt at headquarters, United States Marine Corps, and before transmitting the same to the General Accounting Office, as limited by section 12 of the Act of July 31, 1894 (28 Stat. 209), as amended, is hereby extended from twenty to sixty days. In time of war or national emergency and for a period of eighteen months after such war or emergency shall have ceased to exist, the time for examination of such monthly accounts is hereby extended from sixty to ninety days.

Approved, December 26, 1941.

[CHAPTER 630]

AN ACT

December 26, 1941
[S. 2096]
[Public Law 378]

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

Naval shore activi-
ties.
Appropriation
authorized.

Provisos.
Acquisition of Floyd
Bennett Field.
Ante, p. 815.

Expenditures prior
to acquisition.

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, \$310,000,000 for the establishment or development of naval shore activities by the construction of such temporary or permanent public works as the Secretary of the Navy may consider necessary, including buildings, facilities, accessories, and services, with which shall be included the authority to acquire the necessary land: *Provided*, That the Secretary of the Navy is hereby authorized to acquire Floyd Bennett Field, Kings County, New York, and adjacent suitable areas, including buildings, improvements, and facilities at a cost not to exceed \$18,750,000, and to establish the same as a naval air station: *Provided further*, That in the purchase of Floyd Bennett Field the Navy Department shall take into consideration expenditures by any Federal agency from Federal funds in or for developing such field prior to acquisition thereof by the United States.

Contracts.

SEC. 2. The provisions of section 4 of the Act approved April 25, 1939 (53 Stat. 591), as amended shall be applicable to the public-works projects authorized by this Act.

Report to Congress.

SEC. 3. The Secretary of the Navy shall transmit to the Congress on or before January 10, 1943, a statement by projects of the obligations incurred pursuant to the authorization provided in this Act.

Approved, December 26, 1941.

[CHAPTER 631]

JOINT RESOLUTION

December 26, 1941
[H. J. Res. 41]
[Public Law 379]

Making the fourth Thursday in November a legal holiday.

Thanksgiving Day.
Fourth Thursday of
November made a
legal holiday.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the fourth Thursday of November in each year after the year 1941 be known as Thanksgiving Day, and is hereby made a legal public holiday to all intents and purposes and in the same manner as the 1st day of January, the 22d day of February, the 30th day of May, the 4th day of July, the first Monday of September, the 11th day of November, and Christmas Day are now made by law public holidays.

Approved, December 26, 1941.

[CHAPTER 632]

AN ACT

To amend an Act of Congress entitled "An Act to regulate the employment of minors within the District of Columbia", approved May 29, 1928.

December 26, 1941
[H. R. 1047]
[Public Law 380]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of Congress entitled "An Act to regulate the employment of minors within the District of Columbia", approved May 29, 1928, is amended by inserting before the word "musician" the word "street".

Employment of
minors, D. C.
45 Stat. 1000.
D. C. Code § 36-207.

SEC. 2. Such Act is further amended by inserting after Section 7 the following new section:

"SEC. 7a. The Board of Education of the District of Columbia, or a duly authorized agent thereof, is authorized to issue a work permit to any minor under eighteen years of age, said permit authorizing and permitting the appearance of such minor on the stage of a duly licensed legitimate or vaudeville theater within the District of Columbia, in any professional traveling theatrical production, or act, or in a musical recital or concert: *Provided*, That such minor is at least fourteen years of age and has completed eight grades of elementary instruction or a course of study deemed by the Board of Education equivalent thereto: *And provided further*, That such minor shall not appear on said stage in more than two performances in any one day, nor more than three hours in any one day, nor more than six days in any week, nor more than twelve hours in any week, and shall not appear on said stage after the hour of 11 post-meridian. Application for such permit should be made by the parent or guardian of such minor to the Board of Education of the District of Columbia or a duly authorized agent thereof, at least fourteen days in advance of such appearance. The Board or its agent may issue a permit if satisfied that the parent or guardian of such minor has made adequate provision for the educational instruction of such minor and for safeguarding his health and for the proper supervision of such minor.

Work permits to
minors for stage
appearances, etc.

Provisos.
Age and education.

Performances.

Application for
permit.

"The Board is authorized to promulgate such rules and regulations as may be necessary to protect properly the health, morals, and safety of minors coming within the purview of this Act."

SEC. 3. Nothing in this Act shall be construed as amending, altering, or repealing the provisions of Section 7 of the Act of May 29, 1928.

Effect on designated
section.
45 Stat. 1000.
D. C. Code § 36-207.

Approved, December 26, 1941.

[CHAPTER 633]

AN ACT

To amend the Act entitled "An Act to prohibit the manufacture, distribution, storage, use, and possession in time of war of explosives, providing regulations for the safe manufacture, distribution, storage, use, and possession of the same, and for other purposes", approved October 6, 1917 (40 Stat. 385).

December 26, 1941
[H. R. 3019]
[Public Law 381]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the title of the Act of October 6, 1917, is hereby amended to read as follows: "An Act to regulate the manufacture, distribution, storage, use, and possession of explosives, to authorize regulations for the safe manufacture, distribution, storage, use, and possession of the same, and for other purposes."

Federal Explosives
Act.
Amendment of title
of Act of Oct. 6, 1917.
40 Stat. 385.
50 U. S. C., ch. 8.

SEC. 2. The Act of October 6, 1917, is hereby amended to read as follows:

"That as used in this Act—

"(1) The terms 'explosive' and 'explosives' shall mean gunpowders, powders used for blasting, all forms of high explosives, blasting materials, fuzes (other than electric circuit breakers), detonators, and

"Explosive" and
"explosives."

other detonating agents, smokeless powders, and any chemical compounds or mechanical mixture that contains any oxidizing and combustible units, or other ingredients, in such proportions, quantities, or packing that ignition by fire, by friction, by concussion, by percussion, or by detonation of the compound or mixture or any part thereof may cause an explosion. The term 'explosive' or 'explosives' shall not include cartridges for small arms or shotguns, or such fireworks or signalling devices as are designated by the Director, nor shall such terms include ships' signal or emergency equipment.

"Ingredients."

"(2) The term 'ingredients' shall mean phosphorus and active oxidizing chemicals that can be combined with one or more reducing materials to produce an explosive.

"Person."

"(3) The term 'person' shall include executive departments, independent establishments, and other agencies of the United States, the District of Columbia, Territories, and insular possessions of the United States, States, and municipalities and other political subdivisions thereof; and individuals, partnerships, associations, societies, and corporations.

"Director."

"(4) The term 'Director' shall mean the Director of the Bureau of Mines.

Licensing requirements.

"SEC. 2. No person shall manufacture, distribute, store, sell, issue, give, or otherwise dispose of explosives or ingredients unless such person is licensed under this Act.

"Except as provided in section 4, no person shall distribute, sell, issue, give, or otherwise dispose of explosives or ingredients to a person who is not licensed under this Act.

"Except as provided in section 4, no person shall possess, purchase, accept, receive, acquire, or use explosives or ingredients unless such person is licensed under this Act.

Nonapplicability of provisions. Ingredients in small quantities.

Explosives, etc., in transit.

"SEC. 3. The purchase or possession of ingredients when purchased or held in small quantities and not used or intended to be used in the manufacture of explosives shall not be subject to the provisions of this Act. This Act shall not apply to explosives or ingredients which are in transit upon vessels, railroad cars, or conveyances in conformity with the statutory provisions or rules and regulations of the Interstate Commerce Commission, or regulations of the Secretary of Commerce. This Act shall not be construed to prevent the manufacture under the authority of the United States of explosives for, or their sale to or possession by, the military or naval service of the United States or the Federal Bureau of Investigation. This Act shall not apply to arsenals, navy yards, depots or other establishments owned by, or operated by or on behalf of, the United States. The Director may, however, cooperate with the heads of departments having jurisdiction over such establishments. Nothing in this Act shall be construed to modify or otherwise affect in any way the authority of the Federal Bureau of Investigation with respect to the investigation of explosions, accidents, or fires.

Manufacture for Government use.

Arsenals, navy yards, etc.

Authority of F. B. I. is to investigate explosions.

Sale or issue by licensed employee.

"SEC. 4. A superintendent, foreman, or other duly authorized employee at a mine, quarry, or other work, may, when licensed so to do, sell or issue to any employee under him such amount of explosives or ingredients as may be required by that employee in the performance of his duties. The employee may purchase or accept the explosives or ingredients so sold or issued, but the person so selling or issuing the same shall see that any unused explosives or ingredients are returned and that no explosives or ingredients are taken by the employee to any point not necessary to the carrying on of his duties.

Itemized records to be kept by licensee.

"SEC. 5. Each person licensed to sell, issue, or otherwise dispose of explosives or ingredients shall keep a complete, itemized, and accurate record showing each person to whom and the purpose for which

explosives or ingredients are sold, issued, or otherwise disposed of; the quantity and kind of explosives or ingredients sold, issued, or otherwise disposed of; and the date of such sale, issuance, or other disposition, and such other information as the Director by regulation may require. The record shall be sworn to and furnished to the Director or his authorized representatives whenever requested.

“SEC. 6. The Director is hereby authorized to issue licenses as follows:

“(a) Manufacturer’s license, authorizing the manufacture, possession, and sale of explosives and ingredients.

“(b) Vendor’s license, authorizing the purchase, possession, and sale of explosives or ingredients.

“(c) Purchaser’s license, authorizing the purchase, possession, and use of explosives and ingredients.

“(d) Foreman’s license, authorizing the purchase and possession of explosives and ingredients and the sale and issuance of explosives and ingredients to employees as provided in section 4.

“(e) Analyst’s, educator’s, inventor’s, and investigator’s licenses, authorizing the purchase, manufacture, possession, testing, and disposal of explosives and ingredients.

“Nothing contained in this Act shall be construed as requiring a license under this Act for the exportation or importation of explosives or ingredients, license for which is required under the provisions of the joint resolution of Congress approved January 31, 1922 (42 Stat. 361), the joint resolution of Congress approved November 4, 1939 (54 Stat. 4), or the Act of Congress approved July 2, 1940 (54 Stat. 712), or any proclamation or regulation issued pursuant thereto: *Provided, however,* That in all such cases the exporter or importer shall duly notify the Director of the character and quantity of the explosives or ingredients so exported or imported, and any other information the Director or any of his agents may from time to time require. No license under this Act shall be required for the exportation of explosives or ingredients of explosives which constitute defense articles within the meaning of section 2 of the Act of March 11, 1941 (Public Law 11, Seventy-seventh Congress), and which, under authority of section 3 (a) (2) of that Act have been sold, transferred, exchanged, leased, loaned, or otherwise disposed of to the government of any country whose defense the President deems vital to the defense of the United States.

“SEC. 7. The Director may designate as licensing agents persons authorized by law to administer oaths and may authorize such agents to issue vendor’s, purchaser’s, and foreman’s licenses; and wherever possible the Director shall select as licensing agents qualified officers or employees of the several States or of political subdivisions or public bodies thereof. Applications for vendor’s, purchaser’s, and foreman’s licenses may be made to the licensing agent in the district within which the explosives or ingredients are to be sold or used. Such agents may collect a fee of 25 cents for each license issued, and shall be entitled to no other compensation from the United States for their services.

“Licensing agents shall keep an accurate record of all licenses issued, in manner and form to be prescribed by the Director, and shall make reports from time to time as the Director may require. The Director shall furnish to the agents the necessary blanks and blank records. The Director may revoke the authority of licensing agents, and all licenses issued by them shall be subject to revocation by the Director as provided in section 8.

“SEC. 8. The Director shall provide for the renewal of licenses issued under this Act. No license shall be valid for more than one

Classes of licenses.

Manufacturer’s.

Vendor’s.

Purchaser’s.

Foreman’s.

Technical.

Exportation or importation.

22 U. S. C. §§ 409, 410, 441-457.

50 U. S. C., app. § 701. *Proviso.* Notice to Director.

No license required for exporting defense articles.

Ante, p. 31.

Licensing agents.

Records and reports.

Revocation of agent’s authority.

Renewal of licenses.

Expiration.	year. All licenses outstanding on the termination of a war in which the United States may be engaged or on the day set by Presidential proclamation for the suspension of the operation of the provisions of this Act shall expire on such termination or on that day.
Refusal to issue license.	“The Director or a licensing agent may refuse to issue a license when in his opinion, based on facts of which he has knowledge or reliable information, the applicant (a) is not sufficiently reliable and experienced to be authorized to manufacture or handle explosives and ingredients; or (b) is disloyal or hostile to the United States, or if the applicant is a firm, association, society, or corporation, its officers, directors, or controlling shareholders or members are disloyal or hostile to the United States.
Revocation of licenses.	“When the Director has reason to believe on like grounds that any licensee is disloyal or hostile to the United States, he may revoke all licenses issued to such licensee. If after notice and an opportunity to be heard, the Director finds that a licensee has violated any of the provisions of this Act or of the regulations issued hereunder, the Director may revoke all licenses issued to such licensee.
Appeal to Council of National Defense.	“An applicant to whom a license is refused by the Director or any licensee whose license is revoked by the Director may within thirty days after notification of the rejection of his application or the revocation of his license apply to the Council of National Defense for such license or the cancelation of such revocation. The Council shall make its order upon the Director either to grant or to withhold the license, or shall affirm or reverse the revocation.
Appeal to regional officer.	“An applicant to whom a license is refused by a licensing agent may within thirty days after notification of the rejection of his application apply to a regional officer for such license and the officer shall grant or withhold the license. The Director shall designate officials of the Bureau of Mines stationed in the field to pass on such appeals. If a regional officer upholds a licensing agent, the applicant may appeal to the Director.
Appeal to Director.	
Application for license.	“SEC. 9. Unless the explosives and ingredients are to be purchased or accepted pursuant to section 4, any person desiring to manufacture, distribute, store, sell, issue, give, possess, purchase, accept, receive, acquire, or use explosives or ingredients shall make application for a license under this Act. The applicant under oath shall state his name; place of birth; whether a citizen of the United States, whether native-born or naturalized citizen of the United States; if a naturalized citizen, the date and place of naturalization; if a firm, association, society, or corporation, the names, nationality, and addresses of its officers and directors, and the nationality of the controlling stockholders or members; business in which engaged; the amount and kind of explosives or ingredients which during the past six months have been acquired, disposed of, or used by him; the amount and kind of explosives or ingredients now on hand; whether sales, if any, have been made to jobbers, wholesalers, retailers, or consumers; the kind of license to be issued, and the kind and amount of explosives or ingredients which the license will authorize to be manufactured or handled; and such further information as the Director may from time to time require.
Furnishing information upon request.	“SEC. 10. A licensee or an applicant for license under this Act shall furnish such information regarding himself and his business, so far as such business relates to or is connected with explosives or ingredients, at such time and in such manner as the Director or his authorized representative may request. Licensees and applicants who are regularly engaged in the manufacture of explosives or ingredients prior to the date upon which the provisions of this Act are made operative by a proclamation of the President shall not be compelled
Secret processes.	

to disclose secret processes, costs, or other data unrelated to the distribution of explosives or ingredients.

"SEC. 11. No person shall represent himself as having a license issued under this Act, when he has not such a license, or as having a license different in form or in conditions from the one which he in fact has, or without proper authority make, cause to be made, issue or exhibit anything purporting or pretending to be such license, or intended to mislead any person into believing it is such a license, or refuse to exhibit his license to any law-enforcement officer, Federal or State, or to a representative of the Bureau of Mines.

False representations.

Refusal to exhibit license.

"SEC. 12. Every person licensed under this Act to manufacture or store explosives shall clearly mark and define the premises on which his plant or magazine may be and shall conspicuously display thereon the words 'Explosives—Keep Off'.

Distinctive marking of premises.

"SEC. 13. No person, without the consent of the owner or his authorized agents, except law-enforcement officers, the Director and persons designated by him in writing, shall knowingly be in or upon any plant or premises on which explosives are manufactured or stored, or knowingly be in or upon any magazine premises on which explosives are stored. No person shall discharge any firearms or throw, or without the consent of the owner, place any explosives or inflammable bombs at, on, or against any such plant or magazine premises, or cause the same to be done. This section shall not be construed to prohibit the discharge of firearms by law-enforcement officers or others in the lawful performance of their official duties, or to prevent the proof-firing of weapons, projectiles, ammunitions, or explosives or the testing of fuses, detonators, or other materials upon the premises.

Exclusion of unauthorized persons.

Discharge of firearms.

"SEC. 14. The Director is hereby authorized to investigate all explosions and fires which may occur in mines, quarries, factories, warehouses, magazines, houses, cars, boats, conveyances, and all places in which explosives or ingredients are manufactured, transported, stored, or used. The Director is authorized to investigate all explosions, accidents, or fires, in which there is reason to believe that explosives were involved. The Director may in his discretion report his findings in such manner as he may deem fit to the proper Federal or State authorities to the end that if such explosion has been brought about by a willful act the person or persons causing such act may be proceeded against and brought to justice; or, if the explosion has been brought about by accidental means, that precautions may be taken to prevent similar accidents from occurring. In the prosecution of such investigations the employees under the direction of the Director are hereby granted the authority to enter the premises where such explosion or fire has occurred, to examine plans, books, and papers, to administer oaths to, and to examine all witnesses and persons concerned, without let or hindrance on the part of the owner, lessee, operator, or agent thereof.

Investigation of explosions and fires.

Authority to enter premises, etc.

"SEC. 15. The Director shall exercise the authority conferred upon him by this Act under the supervision of the Secretary of the Interior. The head of any executive department or independent establishment of the Federal Government may cooperate with the Director in the administration and enforcement of this Act and may assign employees to operate under the direction of the Director. The officers and employees of the District of Columbia, and of the Territories and island possessions of the United States and of the municipalities and other political subdivisions thereof, shall cooperate with the Director in the administration and enforcement of this Act. The Director may cooperate with the officers and employees of the several States and of the municipalities and other political subdivisions thereof.

Supervision of Secretary of Interior.

Cooperation of Government agencies, etc.

When such officers and employees act under the direction of the Director, their acts done in the administration and enforcement of this Act shall be deemed to be fully authorized.

Personal services.

42 Stat. 1488.
5 U. S. C. §§ 661-674.
Ante, p. 613.

"SEC. 16. To administer this Act the Secretary of the Interior may employ such number of employees of the various classes recognized by the Classification Act of 1923 as may be appropriated for by the Congress. The Secretary may appoint as officers or employees persons who volunteer to serve without pay. The Secretary may delegate to subordinates the power to employ.

Unauthorized divulging of information.

"SEC. 17. Without authority from the applicant for a license, from the licensee or from the Director no officer or employee or licensing agent engaged in the administration or enforcement of this Act shall divulge any information obtained in the course of his duties under this Act regarding the business of any licensee or applicant for a license.

Rules and regulations.

"SEC. 18. The Director may issue rules and regulations to effectuate the purposes of this Act, subject to the approval of the Secretary of the Interior.

Penal provisions.

"SEC. 19. Any person violating any of the provisions of this Act or any rules or regulations made thereunder shall be guilty of a misdemeanor and shall be punished by a fine of not more than \$5,000 or by imprisonment not more than one year, or by both such fine and imprisonment.

Operation of provisions and regulations.

"SEC. 20. The provisions of this Act and the regulations issued hereunder shall become operative only upon a declaration of war or of the existence of a state of war by the Congress, or upon the issuance by the President of a proclamation declaring that there exists a state of war or a national emergency requiring the application of the provisions of this Act to provide for the national defense and security and shall remain operative until the termination of the war, or until such proclamation is revoked by the President.

Short title.

"SEC. 21. This Act shall be known as the Federal Explosives Act."

Approved, December 26, 1941.

[CHAPTER 634]

AN ACT

December 26, 1941
[H. R. 4692]
[Public Law 382]

Relating to the disposition of personal property of certain deceased patients or members of United States Veterans' Administration facilities.

Veterans' Administration facilities.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved June 25, 1910 (36 Stat. 736, 24 U. S. C. 136), be amended to read as follows:

Disposition of personal property of certain deceased veterans.

"SECTION 1. Effective ninety days after the approval of this Act, whenever any veteran (admitted as a veteran) shall die while a member or patient in any facility, or any hospital while being furnished care or treatment therein by the Veterans' Administration, and shall not leave surviving him any spouse, next of kin, or heirs entitled, under the laws of his domicile, to his personal property as to which he dies intestate, all such property, including money and choses in action, owned by said decedent at the time of death and not disposed of by will or otherwise, shall immediately vest in and become the property of the United States as trustee for the sole use and benefit of the General Post Fund, a trust fund prescribed by section 20 (b) (45) of Public Law Numbered 473 of the Seventy-third Congress (31 U. S. C. 725s).

General Post Fund.
48 Stat. 1224, 1234.

Conditions precedent to care or treatment.

Acceptance of provisions after 90 days.

"The foregoing provisions are conditions precedent to the initial, and also to the further furnishing of care or treatment by the Veterans' Administration in a facility or hospital. The acceptance of care or treatment by any veteran admitted as such to any Veterans'

Administration facility or hospital after ninety days from the date of approval of this Act, and as well the continued acceptance of care or treatment furnished by the Veterans' Administration after said ninety days by any veteran who is then receiving the same shall constitute an acceptance of the provisions and conditions of this Act and have the effect of an assignment, effective at his death, of such assets in accordance with and subject to the terms and provisions of this Act and the regulations issued in accordance with and pursuant thereto. Said Act of June 25, 1910, shall be and remain in effect during such ninety-day period except as modified by sections 3 to 10 of this enactment, which sections shall be effective upon approval of this enactment.

Effect.

"SEC. 2. The fact of death of the veteran (admitted as such) in a facility or hospital, while being furnished care or treatment therein by the Veterans' Administration, leaving no spouse, next of kin, or heirs, shall give rise to a conclusive presumption of a valid contract for the disposition in accordance with this Act, but subject to its conditions, of all property described in section 1 of this Act owned by said decedent at death and as to which he dies intestate.

Presumption of contract for disposition of property.

"SEC. 3. Any assets heretofore or hereafter accruing to the benefit of the said General Post Fund, other than money, but including jewelry and other personal effects, may be sold at the times and places and in the manner prescribed by regulations to be issued by the Administrator of Veterans' Affairs. Upon receipt of the purchase price he is authorized to deliver at the place of sale, said property sold, and upon request to execute and deliver appropriate assignments or other conveyances thereof in the name of the United States, which shall pass to the purchaser such title as decedent had at date of death. The net proceeds after paying any proper sales expenses as determined by the Administrator of Veterans' Affairs shall forthwith be paid to the Treasurer of the United States to the credit of said General Post Fund; and may be disbursed as other moneys in said fund by the Division of Disbursements, Treasury Department, upon order of said Administrator: *Provided*, That articles of personal adornment which are obviously of sentimental value, shall be retained and not sold or otherwise disposed of until the expiration of five years from the date of death of the veteran, without a claim therefor, unless for sanitary or other proper reasons it is deemed unsafe to retain same, in which event they may be destroyed forthwith. Any other articles coming into possession of the Administrator of Veterans' Affairs or his representatives by virtue of this Act which, under regulations to be promulgated by said Administrator, are determined to be unsalable may be destroyed forthwith or at the time prescribed by regulations, or may be used for the purposes for which disbursements might properly be made from said fund, or if not usable, otherwise disposed of in accordance with regulations.

Sale of accrued assets.

Delivery of property sold.

Credit of proceeds.

Proviso. Articles of personal adornment.

Unsalable articles.

"SEC. 4. Disbursements from the General Post Fund shall be made by the Division of Disbursements, Treasury Department, upon the order and within the discretion of the Administrator of Veterans' Affairs for the benefit of members and patients while being supplied care or treatment by the Veterans' Administration in any facility or hospital, and this authority is not limited to facilities or hospitals under direct administrative control of the Veterans' Administration: *Provided, however*, That there shall be paid out of the assets of the decedent so far as may be the valid claims of creditors against his estate that would be legally payable therefrom in the absence of this Act and without the benefit of any exemption statute, and which may be presented to the Veterans' Administration within one year from the date of death, or within the time, to the person, and in the manner required or permitted by the law of the State wherein admin-

Disbursements from General Post Fund.

Provisos. Creditors' claims.

istration, if any, is had upon the estate of the deceased veteran; and also the proper expenses and costs of administration, if any: *And provided further*, That if the decedent's estate be insolvent the distribution to creditors shall be in accordance with the laws of his domicile, and the preferences and priorities prescribed thereby shall govern, subject to any applicable law of the United States.

Distribution to creditors of insolvent estate.

Remainder of assets.

Administration of estate.

In absence of administration.

Acquittance of transferor.

Legal proceedings to obtain assets.

Claims of entitlement to property of decedent.
Five-year period of limitation.

Payment upon receipt of due proof.

Provided.
Legal disability.

Legal proceedings to determine entitlement.

Service of notice upon Administrator.

"SEC. 5. The remainder of such assets or their proceeds shall become assets of the United States as trustee for said Post Fund and disposed of in accordance with this Act. If there be administration upon the decedent's estate such assets, other than money, upon claim therefor within the time required by law, shall be by the administrator of the estate delivered to the Administrator of Veterans' Affairs or his authorized representative, as upon final distribution; and upon the same claim there shall be paid to the Treasurer of the United States for credit to said Post Fund any such money available for final distribution. In the absence of administration, any money, chose in action, or other property of the deceased veteran held by any person shall be paid or transferred to the Administrator of Veterans' Affairs upon demand by him or his duly authorized representative, who shall deliver itemized receipt therefor. Such payment or transfer shall constitute a complete acquittance of the transferor with respect to any claims by any administrator, creditor, or next of kin of such decedent.

"SEC. 6. If necessary to obtain such assets the Administrator of Veterans' Affairs, through his authorized attorneys, may bring and prosecute appropriate actions at law or other legal proceedings, the costs and expenses thereof to be paid as other administrative expenses of the Veterans' Administration.

"SEC. 7. Notwithstanding the crediting to said Post Fund of the assets, or proceeds thereof, of any decedent, whether upon determination by a court or the Veterans' Administration pursuant to the provisions of section 1 hereof, any person claiming a right to such assets may within five years after the death of the decedent file a claim on behalf of himself and any others claiming with the Administrator of Veterans' Affairs who, upon receipt of due proof that any person was at date of death of the veteran entitled to his personal property, or a part thereof, under the laws of the State of domicile of the decedent, may pay out of the Post Fund, but not to exceed the net amount credited thereto from said decedent's estate less any necessary expenses, the amount to which such person, or persons, was or were so entitled, and upon similar claim any assets of the decedent which shall not have been disposed of shall be delivered in kind to the parties legally entitled thereto: *Provided*, That if any person so entitled be under legal disability at the date of death of such decedent said five-year period of limitation shall run from the termination or removal of legal disability. In the event of doubt as to entitlement the Administrator of Veterans' Affairs may cause administration or other appropriate proceedings to be instituted in any court having jurisdiction. In determining questions of fact or law involved in the adjudication of claims made under this section no judgment, decree or order entered in any action at law, suit in equity, or other legal proceeding of any character purporting to determine entitlement to said assets or any part thereof, shall be binding upon the United States or the Administrator of Veterans' Affairs or determinative of any fact or question involving entitlement to any such property or the proceeds thereof, or any part of said Post Fund, unless the Administrator of Veterans' Affairs has been seasonably served with notice and permitted to become a party to such suit or proceeding if he make request therefor within thirty days after such notice. Notice may be served in person or by registered mail upon said Administra-

tor of Veterans' Affairs, or upon his authorized attorney in the State wherein the action or proceedings may be pending: *Provided, however,* That notice may be waived by the Administrator of Veterans' Affairs or by his authorized attorney, in which event the finding, judgment, or decree shall have the same effect as if said Administrator were a party and served with notice. Any necessary court costs or expenses if authorized by the Administrator may be paid as are other administrative expenses of the Veterans' Administration.

Waiver of notice.

Court costs.

"SEC. 8. The Administrator of Veterans' Affairs shall prescribe a form of application for hospital treatment and domiciliary care which shall include notice of the provisions of this Act. Within ninety days after approval hereof similar notice shall be given to each veteran then receiving care in any facility or hospital as described in this Act: *Provided, however,* That this requirement shall be met by posting of said notice with a copy of the prescribed form in a prominent place in each building wherein patients or members are housed.

Application form.
Notice of provisions
of this Act.

Proviso.
Posting of notices.

"SEC. 9. Moneys in the General Post Fund not required for current disbursement may be invested and reinvested by the Secretary of the Treasury in interest-bearing obligations of the United States or in obligations guaranteed as to both principal and interest by the United States.

Investment of
moneys.

"SEC. 10. Any provision of law in conflict with this Act is modified accordingly, but nothing herein shall be construed to repeal or modify Public Law Numbered 262, approved August 12, 1935 (49 Stat. 607; 38 U. S. C. 450), or any amendments thereto, or Public Law Numbered 734, approved June 25, 1938 (52 Stat. 1189; 38 U. S. C. 16).

Modification of con-
flicting provisions.

"SEC. 11. The Administrator of Veterans' Affairs shall have power to issue rules or regulations necessary or appropriate to carry out the purposes of this Act."

Rules and regula-
tions.

Approved, December 26, 1941.

[CHAPTER 635]

AN ACT

Increasing motor-vehicle-fuel taxes in the District of Columbia for the period January 1, 1942, to June 30, 1951.

December 26, 1941
[H. R. 5558]
[Public Law 383]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the tax of 2 cents per gallon on motor-vehicle fuels within the District of Columbia, sold or otherwise disposed of by an importer, or used by him in a motor vehicle operated for hire or for commercial purposes, imposed by the Act of April 23, 1924, as amended, is hereby increased 1 cent per gallon effective January 1, 1942, and extending to and including June 30, 1951. When, pursuant to section 14 of such Act, gasoline or other motor-vehicle fuel is sold by an agency of the United States within the District of Columbia, for use in privately owned vehicles, such agency of the United States shall, by agreement with the Commissioners of the District of Columbia, arrange for the collection of the full amount of the tax per gallon herein authorized to be imposed and as increased by this section for the period January 1, 1942, to and including June 30, 1951, and shall account to the collector of taxes of the District of Columbia for the proceeds of such tax collections.

District of Colum-
bia.
Increase of motor-
vehicle-fuel taxes.

43 Stat. 106.
D. C. Code §§ 47-
1901 to 47-1916.
Sales by U. S. agency
for private use.
43 Stat. 109.
D. C. Code § 47-1912.

SEC. 2. The Act of Congress entitled "An Act to provide for a tax on motor-vehicle fuels sold within the District of Columbia, and for other purposes", approved April 23, 1924, as amended, is hereby further amended by striking out the word "last" wherever the same occurs in sections 4, 5, and 6 of said Act and by inserting in lieu thereof the words "twenty-fifth".

Amendments.

43 Stat. 107.
D. C. Code §§ 47-
1904 to 47-1906.

Approved, December 26, 1941.

[CHAPTER 636]

AN ACT

December 26, 1941
[H. R. 5726]
[Public Law 384]

To amend Public Law Numbered 74 of the Seventy-seventh Congress, relating to wheat-marketing quotas under the Agricultural Adjustment Act of 1938, as amended.

Agricultural Adjust-
ment Act of 1938,
amendments.

Ante, p. 205.

Farm marketing
excess for wheat.

Downward adjust-
ment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, effective as of May 26, 1941, Public Law Numbered 74, Seventy-seventh Congress, is amended by adding at the end thereof the following new paragraph:

“(12) Notwithstanding any of the foregoing provisions, the farm marketing excess for any crop of wheat for any farm shall not be larger than the amount by which the actual production of such crop of wheat on the farm exceeds the normal production of the farm wheat-acreage allotment, if the producer establishes such actual production to the satisfaction of the Secretary. Where a downward adjustment in the amount of the farm marketing excess is made pursuant to the provisions of this paragraph, the difference between the amount of the penalty or storage as computed upon the farm marketing excess before such adjustment and as computed upon the adjusted farm marketing excess shall be returned to or allowed the producer.”

Approved, December 26, 1941.

[CHAPTER 637]

AN ACT

December 26, 1941
[H. R. 5925]
[Public Law 385]

To amend the Organic Act of the Virgin Islands of the United States, approved June 22, 1936.

Virgin Islands Or-
ganic Act, amend-
ment.

49 Stat. 1812.
48 U. S. C. § 1405s.

Governor.

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 20 of the Organic Act of the Virgin Islands of the United States, approved June 22, 1936 (49 Stat. 1807), is hereby amended by striking out the word “shall” in said sentence and inserting in lieu thereof the word “may”, so that said sentence, as amended, will read as follows:

“He may attend or may depute another person to represent him at the meetings of the legislative authorities herein established, and may give expression to his views on any matter before such bodies.”

Approved, December 26, 1941.

[CHAPTER 638]

AN ACT

December 26, 1941
[H. R. 5988]
[Public Law 386]

To amend the Sugar Act of 1937, as amended, and for other purposes.

Sugar Act of 1937,
amendments.
50 Stat. 916.
7 U. S. C. § 1183.

Termination of
powers.

50 Stat. 909.
7 U. S. C. §§ 1131-
1137.

Child labor.
54 Stat. 571.
7 U. S. C. § 1131 (a).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 513 of the Sugar Act of 1937 as amended (relating to termination of powers of the Secretary of Agriculture under the Sugar Act) is amended to read as follows:

“SEC. 513. The powers vested in the Secretary under this Act shall terminate on December 31, 1944, except that the Secretary shall have power to make payments under title III under programs applicable to the crop year 1944 and previous crop years.”

SEC. 2. Subsection (a) of section 301 of the Sugar Act of 1937, as amended, is amended by striking out “in the 1937, 1938, and 1939 crops” and inserting in lieu thereof “in the 1940 and subsequent crops”.

SEC. 3. (a) Subsection (a) of section 304 of the Sugar Act of 1937 is amended to read as follows:

50 Stat. 911.
7 U. S. C. § 1134 (a).

“SEC. 304. (a) The amount of the base rate of payment shall be 80 cents per hundred pounds of sugar or liquid sugar, raw value.”

Base rate of pay-
ment.

(b) Subsection (c) of section 304 of the Sugar Act of 1937 is amended to read as follows:

50 Stat. 911.
7 U. S. C. § 1134 (c).

“(c) The total payment with respect to a farm shall be the product of the base rate specified in subsection (a) of this section multiplied by the amount of sugar and liquid sugar, raw value, with respect to which payment is to be made, except that reduction shall be made from such total payment in accordance with the following scale of reductions:

Total payment with
respect to a farm.

That portion of the quantity of sugar and liquid sugar which is included within the following intervals of short tons, raw value	Reduction in the base rate of payment per hundredweight of such portion
“350 to 700_____	\$0. 05
700 to 1,000_____	. 10
1,000 to 1,500_____	. 20
1,500 to 3,000_____	. 25
3,000 to 6,000_____	. 275
6,000 to 12,000_____	. 30
12,000 to 30,000_____	. 325
More than 30,000_____	. 50”

Scale of reductions.

SEC. 4. (a) Section 307 of the Sugar Act of 1937 is amended to read as follows:

50 Stat. 912.
7 U. S. C. § 1137.

“SEC. 307. This title shall apply to the continental United States, the Territory of Hawaii, Puerto Rico, and the Virgin Islands.”

Application of title.

(b) The amendment made by this section shall be applicable to the 1942 crop and subsequent crops.

Crops included.

SEC. 5. Section 3508 of the Internal Revenue Code (relating to termination of taxes under the Sugar Act) is amended to read as follows:

53 Stat. 429.
26 U. S. C. § 3508.

“SEC. 3508. TERMINATION OF TAXES.

“No tax shall be imposed under this chapter on the manufacture, use, or importation of sugar after June 30, 1945.”

SEC. 6. Section 503 of the Sugar Act of 1937, as amended (relating to payments to the Commonwealth of the Philippine Islands), is amended by striking out “June 30, 1942” and inserting in lieu thereof “June 30, 1945”.

Payments to Philip-
pine Islands.
50 Stat. 915; 54 Stat.
1178.
7 U. S. C. § 1173.

Approved, December 26, 1941.

[CHAPTER 639]

AN ACT

Authorizing the Secretary of War to execute easement deeds to the city of Los Angeles, California, for the use and occupation of lands and water areas in connection with the Sepulveda Dam and Reservoir project and the Hansen Dam and Reservoir project on the Los Angeles River.

December 27, 1941
[H. R. 547]
[Public Law 387]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and empowered, under such terms, regulations, and conditions as are deemed advisable by him, to grant to the city of Los Angeles, California, for public recreational purposes, easements for the use and occupation of the following-described lands and water areas owned or controlled by the United States in connection with the Sepulveda Dam and Reservoir project and the Hansen Dam and Reservoir project on the Los

Los Angeles, Calif.
Granting of certain
easements.

Sepulveda Recrea-
tional Area.

Angeles River, as follows: The Sepulveda Recreational Area, more particularly described as that portion of those lands within the city of Los Angeles, county of Los Angeles, State of California, being acquired by the Federal Government for that certain flood-control project known as the Sepulveda Flood Control Basin, bounded approximately as follows: Beginning at the intersection of Victory Boulevard and Haskell Avenue; thence southerly along Haskell Avenue to Burbank Boulevard; thence westerly along Burbank Boulevard to the proposed relocation of Woodley Avenue; thence southwesterly along the proposed relocation of Woodley Avenue to the upstream toe of the Sepulveda Dam; thence easterly, northeasterly, northerly, and northwesterly along the upstream toe of said Sepulveda Dam to the point of beginning; excepting therefrom all proposed streets, utility easements, Southern Pacific Railroad right-of-way, channels, and structures appurtenant to said Sepulveda Dam; and the Hansen Recreational Area, more particularly described as that portion of those lands within the city of Los Angeles, county of Los Angeles, State of California, being acquired by the Federal Government for that certain flood-control project known as the Hansen Flood Control Basin, bounded approximately as follows: Beginning at the intersection of Borden Avenue and Osborne Street; thence northwesterly along Borden Avenue to the right-of-way line for said Hansen Flood Control Basin; thence northerly along said right-of-way line to Terra Bella Street; thence northeasterly along Terra Bella Street to Dronfield Street; thence southeasterly along Dronfield Street to Kagel Canyon Avenue; thence northeasterly along Kagel Canyon to Old Foothill Boulevard; thence southeasterly and northeasterly along Old Foothill Boulevard to Fenton Street; thence southeasterly along Fenton Street to Montague Avenue; thence northeasterly along Montague Avenue to the south line of the Southern California Edison Company, Limited, right-of-way, two hundred feet in width; thence easterly along the south line of the said Southern California Edison Company, Limited, right-of-way to its intersection with the southerly extension of Clybourn Avenue; thence southeasterly along the southerly extension of Clybourn Avenue to the southerly line of tract numbered 102; thence easterly along the said southerly line of tract numbered 102, approximately five hundred feet; thence southerly approximately one hundred and fifty feet; thence easterly, parallel to said southerly line of tract numbered 102, approximately four hundred and fifty feet; thence southerly approximately five hundred feet; thence south thirty-five degrees west approximately one thousand eight hundred feet; thence southerly approximately one thousand one hundred and fifty feet to the upstream toe of the Hansen Dam; thence in a general westerly direction along the said upstream toe of the Hansen Dam, and its northeasterly prolongation to the point of beginning; excepting therefrom all proposed streets, channels, dam, and appurtenant structures:

Provido.

Provided, That said easements shall be subordinate to the use of said lands and water areas by the War Department as may be necessary in the operation and maintenance of said dam and reservoir projects.

Annual payments.

SEC. 2. That in consideration for the granting of these easements the city of Los Angeles shall pay to the United States the sum of \$720 per annum for said easements in the Sepulveda Recreational Area and the sum of \$100 per annum for said easements in the Hansen Recreational Area.

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

Approved, December 27, 1941.

[CHAPTER 640]

AN ACT

To provide for a national cemetery in the vicinity of Portland, Oregon.

December 29, 1941
[S. 793]
[Public Law 388]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is authorized and directed to establish and maintain, in accordance with the provisions of law governing national cemeteries, a national cemetery in the vicinity of Portland, Oregon. The Secretary of War is authorized to acquire by donation, purchase, condemnation, or otherwise such suitable lands as are in his judgment necessary for the establishment and maintenance of such cemetery.

National cemetery,
Portland, Oreg.
Establishment and
maintenance.

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

Appropriation au-
thorized.

Approved, December 29, 1941.

[CHAPTER 641]

AN ACT

To fix the responsibilities of disbursing and certifying officers, and for other purposes.

December 29, 1941
[H. R. 5785]
[Public Law 389]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter, notwithstanding the provisions of the Act of August 23, 1912 (37 Stat. 375; 31 U. S. C. 82), and section 4 of Executive Order Numbered 6166, dated June 10, 1933, disbursing officers under the executive branch of the Government shall (1) disburse moneys only upon, and in strict accordance with, vouchers duly certified by the head of the department, establishment, or agency concerned, or by an officer or employee thereof duly authorized in writing by such head to certify such vouchers; (2) make such examination of vouchers as may be necessary to ascertain whether they are in proper form, duly certified and approved, and correctly computed on the basis of the facts certified; and (3) be held accountable accordingly.

Public accounts.
Duties of disbursing
officers.

5 U. S. C. § 132 note.

Disbursement only
upon certified vouch-
ers.

Examination of
vouchers.

Accountability.

Responsibilities of
certifying officers, etc.

Bond required.

Accountability.

Provisos.
Relief of certifying
officers, etc.

SEC. 2. The officer or employee certifying a voucher shall (1) be held responsible for the existence and correctness of the facts recited in the certificate or otherwise stated on the voucher or its supporting papers and for the legality of the proposed payment under the appropriation or fund involved; (2) be required to give bond to the United States, with good and sufficient surety approved by the Secretary of the Treasury, in such amount as may be determined by the head of the department, agency, or establishment concerned, pursuant to standards prescribed by the Secretary of the Treasury, and under such conditions as may be prescribed by the Secretary of the Treasury; and (3) be held accountable for and required to make good to the United States the amount of any illegal, improper, or incorrect payment resulting from any false, inaccurate, or misleading certificate made by him, as well as for any payment prohibited by law or which did not represent a legal obligation under the appropriation or fund involved: *Provided*, That the Comptroller General may, in his discretion, relieve such certifying officer or employee of liability for any payment otherwise proper whenever he finds (1) that the certification was based on official records and that such certifying officer or employee did not know, and by reasonable diligence and inquiry could not have ascertained, the actual facts, or (2) that the obligation was incurred in good faith, that the payment was not contrary to any statutory provision specifically prohibiting payments of the char-

Overpayments for transportation services.

54 Stat. 955.
49 U. S. C. § 66.

Enforcement of liability.

Right to obtain decision by Comptroller General.

Application of Act.

Effective date.

acter involved, and that the United States has received value for such payment: *Provided further*, That the Comptroller General shall relieve such certifying officer or employee of liability for an overpayment for transportation services made to any common carrier covered by title III, part II, section 322, of the Transportation Act of 1940, approved September 18, 1940, whenever he finds that the overpayment occurred solely because the administrative examination made prior to payment of the transportation bill did not include a verification of transportation rates, freight classifications, or land-grant deductions.

SEC. 3. The liability of certifying officers or employees shall be enforced in the same manner and to the same extent as now provided by law with respect to enforcement of the liability of disbursing and other accountable officers; and they shall have the right to apply for and obtain a decision by the Comptroller General on any question of law involved in a payment on any vouchers presented to them for certification.

SEC. 4. Nothing contained herein shall apply to the disbursing functions under the jurisdiction of the War Department, the Navy Department (including the Marine Corps), and the Panama Canal, except those pertaining to departmental salaries and expenses in the District of Columbia.

SEC. 5. This Act shall become effective on the first day of the fourth month following the date of its enactment.

Approved, December 29, 1941.

[CHAPTER 642]

AN ACT

To prohibit the possession of dangerous weapons and explosives on board certain vessels.

December 31, 1941
[S. 2119]
[Public Law 390]

Unauthorized possession of weapons or explosives on certain vessels.

Ante, p. 242.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any person who brings, carries, or has in his possession any dangerous weapon, instrument, or device, or any dynamite, nitroglycerine, or other explosive article or compound on board of any vessel registered, enrolled, or licensed under the laws of the United States, or any vessel purchased, requisitioned, chartered, or taken over by the United States pursuant to the provisions of the Act entitled "An Act to authorize the acquisition by the United States of title to or the use of domestic or foreign merchant vessels for urgent needs of commerce and national defense, and for other purposes", approved June 6, 1941 (Public, Numbered 101, Seventy-seventh Congress, First Session), without previously obtaining the permission of the owner or the master of such vessel, or any person who brings, carries, or has in his possession any such weapon or explosive on board of any vessel in the possession and under the control of the United States or which has been seized and forfeited by the United States or upon which a guard has been placed by the United States pursuant to the provisions of title II of the Act entitled "An Act to punish acts of interference with the foreign relations, the neutrality, and the foreign commerce of the United States, to punish espionage, and better to enforce the criminal laws of the United States, and for other purposes", approved June 15, 1917 (40 Stat. 220, U. S. C., title 50, secs. 191-194), without previously obtaining the permission of the captain of the port in which such vessel is located, shall, upon conviction, be imprisoned not more than one year or fined not more than \$1,000, or both.

Penalty.

Nonapplication of provisions.

SEC. 2. The provisions of this Act shall not apply to the personnel of the armed forces of the United States or to officers or employees of the United States or of a State or of a political subdivision

thereof, while acting in the performance of their duties, who are authorized by law or by rules or regulations to own or possess any such weapon or explosive.

SEC. 3. Nothing in this Act shall be construed to alter, amend, or repeal any provision of section 4472 of the Revised Statutes of the United States, as amended (54 Stat. 1023; U. S. C. 1940 Ed., title 46, sec. 170).

Approved, December 31, 1941.

[CHAPTER 643]

AN ACT

To incorporate the Union Church of the Canal Zone.

December 31, 1941

[H. R. 528]

[Public Law 391]

The Union Church of the Canal Zone, incorporation.

Whereas the Union Church of the Canal Zone is an unincorporated evangelical religious organization which has established and maintained union churches at various points in the Canal Zone since its organization in 1914, succeeding in that year separate union churches which had been maintained for a number of years previously; and

Whereas it has parsonages and church buildings at the following points, to wit: Balboa, Pedro Miguel, Gatun, and Colon; and

Whereas the Federal Council of Churches of Christ in America, a corporation of the State of New York, and the boards of various cooperating churches in the United States desiring to make provision for worship by the adherents of their respective denominations who from time to time reside temporarily on the Isthmus of Panama and who do not desire to sever their denominational ties in the United States have contributed toward the establishment of the Union Church of the Canal Zone; and

Whereas the said Union Church of the Canal Zone is not related to any of such denominations in the way of ecclesiastical subordination or subjection thereto; and

Whereas it is desired to insure the continuance of the work in which the said Union Church of the Canal Zone has been engaged: Therefore

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

CORPORATION CREATED

SECTION 1. The following persons, to wit: Roy B. Guild, Thomas S. Donohugh, and Frank H. Mann, of New York, New York; Wilson H. Kromer, H. R. Harris, F. H. Hohmann, of Balboa Heights, Canal Zone; N. L. Wine, R. L. Klotz, Leslie Evans, R. T. Toone, of Balboa, Canal Zone; R. R. Gregory, I. W. Metzger, A. R. Campbell, H. V. Rowe, of Cristobal, Canal Zone; A. E. Wood, Fred Newhard, Mrs. G. D. Poole, E. Clark, of Gatun, Canal Zone; N. M. Shaw, E. D. Stillwell, K. C. Simons, L. S. Kizer, of Pedro Miguel, Canal Zone; and L. H. Fourcher, H. I. Tinnin, C. F. Browne, T. N. Etchberger, of Gamboa, Canal Zone; and such persons as are on the date of the enactment of this Act members of The Union Church of the Canal Zone; and their associates and successors, are hereby created and declared to be a body corporate of the Canal Zone, where its domicile shall be. The name of this corporation shall be "The Union Church of the Canal Zone".

Name of corporation.

POWERS OF THE CORPORATION

SEC. 2. The corporation (a) shall have perpetual succession; (b) may sue and be sued; (c) may adopt a corporate seal and alter or destroy the same at pleasure; (d) may adopt and alter a constitution,

bylaws, and regulations to carry out its purposes, not inconsistent with the Constitution and laws of the United States or the laws of the Canal Zone; (e) may establish and maintain offices for the conduct of its affairs; (f) may acquire by purchase, devise, bequest, gift, or otherwise, and hold, own, use, assign, and dispose of such real estate and personal property as shall be deemed advisable, and may accept bequests for the purposes of this corporation hereinafter set forth; (g) may under terms and conditions satisfactory to the Federal Council of Churches of Christ in America, a corporation of the State of New York, acquire all the assets of the existing Union Church of the Canal Zone upon assuming all of its obligations; (h) may continue the local churches of The Union Church of the Canal Zone now existing on the Isthmus of Panama and establish such additional local churches within the Canal Zone as may be deemed desirable for the purposes of the corporation as hereinafter set forth and may discontinue any such local church at pleasure; and (i) generally may do any and all lawful acts necessary or appropriate to carry out the purposes for which the corporation is created.

OBJECT AND PURPOSE OF THE CORPORATION

SEC. 3. The object and purpose of the corporation shall be to continue in corporate form The Union Church of the Canal Zone. Its activities shall be determined in the constitution and bylaws established in accordance with this Act.

MEMBERSHIP

SEC. 4. The membership of The Union Church of the Canal Zone shall consist of persons admitted to membership in any local church thereof, either through the said members' own connection with an evangelical denomination in the United States, or as may be otherwise provided in the constitution and bylaws established in accordance with this Act.

CHURCH ORGANIZATION

General council.

SEC. 5. (a) There shall be (1) a general council which, except as otherwise provided in this Act, shall exercise the corporate powers and have general control over matters common to all local churches;

Board of trustees.

(2) a board of trustees which shall hold for the use of the membership of The Union Church all property and property rights of The Union Church, subject to proper orders of the general council or the membership of the corporation; and (3) a local council for each of the local churches.

Local councils.

Constitution to prescribe designated provisions.

(b) The constitution and bylaws authorized to be established by this Act (1) shall prescribe the number, qualifications, the method of selection and the terms of office of members of the general council, the board of trustees, and the local councils: *Provided*, That the board of trustees thereafter selected shall consist of not more than nineteen persons and not less than nine, all of whom shall be citizens of the United States: *Provided further*, That each of the local churches shall elect at least one member of the board of trustees, the Federal Council of Churches of Christ in America shall elect or appoint four members, and the general council shall elect the other members, if any; (2) shall specify the officers of the said councils and board and prescribe the methods of their selection, the terms of office, and their respective duties and responsibilities: *And provided further*, That the local councils shall, with the approval of the general council, select their own pastors who shall be citizens of the United States and shall be entitled to receive such privileges of employees of the Panama Canal

Proviso.
Composition of board of trustees.

Officers of councils and board of trustees.

Pastors.

as the Governor of the Panama Canal may grant to such pastors and to the pastors of other churches serving American residents of the Canal Zone; (3) shall prescribe the duties and delimit the jurisdiction of the local councils; (4) shall determine the nature of the activities and teachings of the Union Church of the Canal Zone; and (5) shall determine the relationship between the Union Church of the Canal Zone as represented by the general council and board of trustees, and the Federal Council of Churches of Christ in America and the various denominational boards.

Activities and teachings.

COMPLETION OF ORGANIZATION

SEC. 6. The persons specifically named in section 1 shall constitute the first board of trustees, and the members of the general or executive council in office the date this Act becomes effective with such changes as may be made in accordance with the constitution and by-laws of the existing unincorporated Union Church shall constitute the general council, and the members of both shall continue in office until their successors are elected in accordance with the constitution and bylaws adopted by the incorporators.

Approved, December 31, 1941.

[CHAPTER 644]

AN ACT

To establish a military code for the Territory of Alaska.

December 31, 1941
[H. R. 5822]
[Public Law 392]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the militia of the Territory of Alaska shall consist of all able-bodied male citizens of the United States and all other able-bodied males who shall have declared their intention to become citizens of the United States, residing within the Territory, who shall be more than eighteen years of age and, except as hereinafter provided, not more than forty-five years of age, and said militia shall be divided into two classes: The Organized Militia, to be known as the Alaska National Guard, and the Unorganized Militia.

Militia, Alaska,
Composition and
classes.

SEC. 2. The following persons shall be exempt from militia service: Persons exempted by the laws of the United States, judges of the several courts of the Territory, and members and officers of the Alaska Territorial Legislature.

Exemptions from
militia service.

SEC. 3. The Alaska National Guard shall consist of members of the militia voluntarily enlisted therein, who, upon original enlistment, shall be not less than eighteen nor more than forty-five years of age, or who, in subsequent enlistment, shall be not more than sixty-four years of age, organized, armed, equipped, and federally recognized according to the laws of the United States, and of commissioned officers and warrant officers who are citizens of the United States between the ages of twenty-one and sixty-four years and who shall be appointed and commissioned or warranted by the Governor of the Territory: *Provided*, That former members of the Regular Army, Navy, or Marine Corps under sixty-four years of age may enlist in said Alaska National Guard.

Alaska National
Guard.

Proviso.

SEC. 4. The Governor of the Territory of Alaska, as ex officio commander of the militia of the Territory, shall have like command of the Alaska National Guard while not in active Federal service, and is empowered to promulgate all necessary regulations therefor not inconsistent with this Act. Except as otherwise prescribed by this Act, the Alaska National Guard and its members shall be subject to all Federal laws and regulations relating to the National Guard of the several States and Territories, and of the United States.

Authority of Gov-
ernor.

Federal laws and
regulations.

Adjutant General of
Alaska.

SEC. 5. The Adjutant General of the Territory of Alaska shall be appointed by the President with such rank and qualifications as he may prescribe. He shall be a citizen of the Territory and shall make such returns and reports to the Secretary of War and to the Governor of the Territory of Alaska or to such officers as each of them may designate, at such times and in such form as may be prescribed.

Application of Act
to existing organiza-
tion.

SEC. 6. The terms and provisions of this Act pertaining to the Alaska National Guard are hereby made applicable to the existing units and individuals of the military forces in the Territory of Alaska, heretofore organized and known as the Alaska National Guard, and such organization is hereby ratified and confirmed.

Territorial Guard.

SEC. 7. During such time as the Alaska National Guard, or any part thereof, is in active Federal service, the Governor of Alaska, through voluntary enlistments, may organize a Territorial Guard under such regulations as to discipline in training as the Secretary of War may prescribe: *Provided*, That the Secretary of War, in his discretion and under such regulations as he may prescribe, is authorized to issue for the use of such Territorial Guard, upon requisition of the Governor of the Territory, such arms and equipment as may be in possession of and can be spared by the War Department.

Proviso.
Arms and equip-
ment.

Approved, December 31, 1941.

[CHAPTER 645]

AN ACT

January 2, 1942
[S. 1994]

[Public Law 393]

To provide for the prompt settlement of claims for damages occasioned by Army, Navy, and Marine Corps forces in foreign countries.

Damages by Ameri-
can forces abroad.
Settlement of cer-
tain claims.
6 F. R. 2617.

Claims Commis-
sions.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That during the national emergency declared by the President on May 27, 1941, to exist, and 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 are hereby authorized to appoint a Claims Commission or Commissions, composed of officers of the Army, Navy, or Marine Corps, as the case may be, to consider, adjust, determine, and make payments in final settlement of bona fide claims on account of damages caused by Army, Navy, and Marine Corps forces, or individual members thereof, in a foreign country or possession thereof, including places located therein which are under the temporary or permanent jurisdiction of the United States, to the property, public or private, or the persons of inhabitants of such foreign countries, where the amount of such claim does not exceed \$1,000: *Provided*, That no claim shall be considered by such Commissions unless presented within one year from the date of the accrual of said claim: *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.

Provisos.
Time limitation.

Settlements to be
final.

Funds available for
payments.

SEC. 2. All payments in settlement of claims under section 1 of this Act shall be made out of the appropriation "Pay, subsistence, and transportation of naval personnel", as to Navy and Marine Corps claims, and out of such appropriation for the Military Establishment as may be determined by the Secretary of War as to Army claims.

Act deemed supple-
mentary.

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

Approved, January 2, 1942.

[CHAPTER 646]

AN ACT

To authorize the employment of nationals of the United States on any public work of the United States in the Territory of Hawaii.

January 2, 1942
[S. 2086]
[Public Law 394]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That during the national emergency declared by the President on May 27, 1941, to exist, and notwithstanding the provisions of any other law, authority is hereby granted for the employment of nationals of the United States upon any public work carried on in the Territory of Hawaii by the Government of the United States, whether the work is done by contract or otherwise: *Provided,* That such employment shall be as common laborers only and only upon public work carried on for the national defense: *Provided further,* That any national of the United States admitted into the Territory of Hawaii pursuant to section 8 (a) (1) of the Act approved March 24, 1934 (48 Stat. 462), for employment as herein authorized shall, upon the termination of such employment, be returned to the Philippine Islands.

Public work in Hawaii.
Employment of nationals.
6 F. R. 2617.

Provisos.

48 U. S. C. § 1238 (a) (1).

Approved, January 2, 1942.

[CHAPTER 647]

JOINT RESOLUTION

Fixing the dates of meeting of the second session of the Seventy-seventh Congress and of the first session of the Seventy-eighth Congress.

January 2, 1942
[S. J. Res. 123]
[Public Law 395]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the second session of the Seventy-seventh Congress shall begin at noon on Monday, January 5, 1942, and the first session of the Seventy-eighth Congress shall begin at noon Monday, January 4, 1943.

Congress.
Sessions, 1942 and 1943.

Approved, January 2, 1942.

[CHAPTER 648]

AN ACT

Authorizing the conveyance of certain lands to the town of Kemmerer, Wyoming.

January 5, 1942
[H. R. 4932]
[Public Law 396]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized and directed to convey to the town of Kemmerer, Wyoming, for water-reservoir purposes, the following-described lands, subject to the right of the United States, its successors or assigns, to use such lands without compensation, for the construction, operation, and maintenance of dams, dikes, reservoirs, canals, waste-ways, laterals, ditches, or other works whatsoever, including without limitation by reason of this enumeration, conduits, telephone, telegraph, and electric transmission lines and substations and power structures and roadways: Lots 1, 2, 3, and 5, the southeast quarter northwest quarter, the east half northeast quarter southwest quarter, and the southwest quarter southeast quarter section 26, in township 23 north, range 117 west, sixth principal meridian, Wyoming, aggregating one hundred and twenty-six and sixty-six one-hundredths acres, more or less; and for water pipe-line purpose, the following-described tract of land situated in lot 14 and southeast quarter northwest quarter section 1, township 21 north, range 116 west, sixth principal meridian: Beginning at a point on the north boundary line of tract 74, thence corner numbered 1 bears east nine hundred and six and five-tenths feet; thence north two degrees fifty-nine minutes west two thousand two hundred

Kemmerer, Wyo.
Conveyance of lands.

Description.

and fourteen and nine-tenths feet; thence north thirty-one degrees and twenty-one minutes west three hundred and twenty-nine and three-tenths feet; thence east thirty-eight and seven-tenths feet; thence south thirty degrees twenty-one minutes east three hundred and twelve and two-tenths feet; thence south two degrees fifty-nine minutes east two thousand two hundred and twenty-four and nine-tenths feet; thence west thirty-four and one-tenth feet to point of beginning, containing one and ninety-two one-hundredths acres, more or less, upon condition that the town shall make payment for the lands at its appraised price therefor by the Secretary of the Interior, but at no less than \$1.25 per acre, within six months from the approval of this Act: *Provided*, That there shall be reserved to the United States all oil, gas, coal, or other mineral deposits in the land, and the right to prospect for, mine, and remove the same under the applicable mineral land laws: *Provided further*, That the grant herein is made subject to any and all valid existing rights or claims, and that the lands hereby granted shall be used by the town of Kemmerer, Wyoming, only for water reservoir and water-pipe-line purposes, and if said lands or any part thereof shall be abandoned for such use, said lands or such parts shall revert to the United States; and the Secretary of the Interior is hereby authorized and empowered to declare a forfeiture of the grant if at any time he shall determine that the town has for more than one year abandoned the lands for the use herein indicated, and such order of the Secretary shall be final and conclusive, and thereupon and thereby the lands shall be restored to the public domain and free from the operation of this Act.

Approved, January 5, 1942.

[CHAPTER 649]

AN ACT

To give additional powers to the Board of Public Welfare of the District of Columbia, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Board of Public Welfare of the District of Columbia established by the Act of Congress entitled "An Act to establish a Board of Public Welfare in and for the District of Columbia, to determine its functions, and for other purposes", approved March 16, 1926, shall, in addition to the other duties and responsibilities imposed upon it by law, have the following duties and responsibilities:

(1) To investigate the circumstances affecting children handicapped by dependency, neglect, or mental defect, or who may be in danger of becoming delinquent, and to provide such services for the protection and care of such children as will assist in conserving satisfactory home life;

(2) To safeguard the welfare of children born out of wedlock, by providing services for their mothers and in caring for and in obtaining support for such children;

(3) To assume responsibility for the care and support of dependent or neglected children under the age of eighteen years needing public care away from their own homes, when such need has been determined by careful investigation and is requested by the parent or parents or any person or agency responsible for the care of such children;

(4) To make suitable provision for the reception and care of children in need of detention pending court action, or who are temporarily detained under court order, or who are temporarily homeless;

Payment.

Proviso.
Mineral rights reserved.

Further conditions.

January 12, 1942
[H. R. 4365]
[Public Law 397]

Board of Public
Welfare, D. C.
Additional duties,
etc.

44 Stat. 208.
D. C. Code §§ 3-101
to 3-123.

Child welfare.

Children born out
of wedlock.

Dependent or neg-
lected children.

Reception and care.

(5) Upon proper showing, in its discretion, to discharge from custody or guardianship any child committed to its care.

Discharge from custody.

SEC. 2. Any person who shall entice or attempt to entice, away from any home or institution, any child legally committed to the Board of Public Welfare and placed by said Board in such home or institution, or any person who shall assist or attempt to assist any such child to leave without permission such home or institution, knowing such child to be an inmate of such institution or to have been placed in such home, or any person who shall harbor, conceal, or aid in harboring or concealing any such child who shall be absent without leave from a home or institution in which he has been placed by the Board of Public Welfare, shall, upon conviction thereof, be deemed guilty of a misdemeanor and shall pay a fine of not less than \$10 nor more than \$100; and any policeman shall have power, and it is hereby made his duty, to take into custody any child, when in his power to do so, who shall be absent without leave from a home or institution in which he has been placed and return him thereto or to the Receiving Home.

Enticing or harboring children committed to Board.

Penalty.

Children absent without leave.

SEC. 3. Section 5 of the Act entitled "An Act to provide for the care of dependent children in the District of Columbia and to create a Board of Children's Guardians", approved July 26, 1892, as amended, is hereby amended to read as follows:

27 Stat. 269.
D. C. Code § 3-117.

"SEC. 5. The Board shall have full power (1) to accept for care, custody, and guardianship dependent or neglected children whose custody or parental control has been transferred to the Board, and to provide for the care and support of such children during their minority or during the term of their commitment; (2) the Board shall also have full power with respect to all children accepted by it for care to place them in private families either without expense or at a fixed rate of board, to place them in institutions willing to receive them either without expense or at a fixed rate of board; (3) to consent to the adoption of all children committed to its care whose parents have been permanently deprived of custody by court order."

Authority of Board.

Placing children in private families, etc.

Consent to adoption.

SEC. 4. Section 6 of the Act entitled "An Act to provide for the care of dependent children in the District of Columbia and to create a Board of Children's Guardians", approved July 26, 1892, as amended, is hereby amended to read as follows:

27 Stat. 269.
D. C. Code § 3-118.

"SEC. 6. The antecedents, character, and condition of life of each child received by the Board shall be investigated as fully as possible, and the facts learned entered in permanent records, in which shall also be noted the subsequent history of each child, so far as it can be ascertained. Such records shall be confidential but may be made available in the discretion of the Board. Provision shall be made for study of the physical and mental conditions of children received for care in order that care for each child may be planned to meet his particular physical and mental needs."

Investigations and studies.

Approved, January 12, 1942.

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UNITED STATES STATUTES AT LARGE

CONTAINING THE

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

1941-1942

AND

TREATIES, INTERNATIONAL AGREEMENTS OTHER
THAN TREATIES, AND PROCLAMATIONS

COMPILED, EDITED, INDEXED, AND PUBLISHED BY AUTHORITY OF LAW
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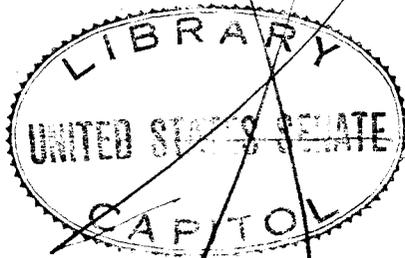
IN TWO PARTS

PART 2

PRIVATE LAWS, CONCURRENT RESOLUTIONS,
TREATIES, INTERNATIONAL AGREEMENTS OTHER
THAN TREATIES, AND PROCLAMATIONS



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NOTICE

The original of every act and joint resolution printed in this volume has the following heading:

SEVENTY-SEVENTH CONGRESS OF THE UNITED STATES OF AMERICA;

AT THE FIRST SESSION

Begun and held at the City of Washington on Friday, the third day
of January, one thousand nine hundred and forty-one

All bills and joint resolutions presented to the President of the United States bear the signatures of the Speaker (or of the Speaker *pro tempore*) of the House of Representatives and of the Vice President of the United States and President of the Senate (or of the President of the Senate *pro tempore* or of the Acting President of the Senate *pro tempore*); those signatures accordingly appear on the originals of all acts and joint resolutions.

The signature of the President of the United States appears on the originals of all approved acts and joint resolutions.

The original of every act and joint resolution has endorsed thereon a certificate of origin, signed, as the case may be, by the Clerk of the House of Representatives or by the Secretary of the Senate and reading "I certify that this Act (or Joint Resolution) originated in the House of Representatives (or Senate)." The origin of each act and joint resolution contained in this volume is indicated in the margin at the beginning of each enactment; thus, for example, H. R. 1053 or H. J. Res. 80 indicates origin in the House of Representatives, and S. 187 or S. J. Res. 7 indicates origin in the Senate.

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PRIVATE LAWS

PRIVATE LAWS

ENACTED DURING THE

FIRST SESSION OF THE SEVENTY-SEVENTH CONGRESS

OF THE

UNITED STATES OF AMERICA

Begun and held at the City of Washington on Friday, January 3, 1941, and adjourned without day on Friday, January 2, 1942

FRANKLIN D. ROOSEVELT, President; HENRY A. WALLACE, Vice President; PAT HARRISON,¹ President of the Senate *pro tempore*; LISTER HILL, Acting President of the Senate *pro tempore*, March 31 and June 5, 1941; CARTER GLASS, Acting President of the Senate *pro tempore*, May 23, 1941, and elected President of the Senate *pro tempore*, July 10, 1941; KENNETH MCKELLAR, Acting President of the Senate *pro tempore*, August 4-5 and 15-19, October 2 and 9, 1941; WALTER F. GEORGE, Acting President of the Senate *pro tempore*, December 30, 1941-January 2, 1942; SAM RAYBURN, Speaker of the House of Representatives; CLIFTON A. WOODRUM, Speaker of the House of Representatives *pro tempore*, August 15-September 15, 1941; JERE COOPER, Speaker of the House of Representatives *pro tempore*, October 27-November 6, 1941; WILLIAM P. COLE, Jr., Speaker of the House of Representatives *pro tempore*, December 23, 1941-January 2, 1942.

[CHAPTER 13]

AN ACT

For the relief of John W. Young.

March 14, 1941
[H. R. 3004]
[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, to John W. Young, Ailsa Craig, Rural Route Numbered 3, Parkhill, Ontario, Canada, the sum of \$1,471, in full satisfaction of all claims against the United States on account of property damages sustained as a result of an accident involving an Army airplane near Parkhill, Ontario, Canada, on March 4, 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.

John W. Young.
Payment to.

Provided.

Approved, March 14, 1941.

¹ [Died June 22, 1941, 6: 45 a. m.]

[CHAPTER 14]

AN ACT

For the relief of William Boyer.

March 14, 1941

[S. 189]

[Private Law 2]

William Boyer.
Payment to.

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 William Boyer, Missoula, Montana, the sum of \$1,500. The payment of such sum shall be in full settlement of all claims against the United States for damages sustained by the said William Boyer as the result of being shot by a Federal officer on June 29, 1926, near Eureka, Montana. The said William Boyer has been permanently and totally disabled by reason of such shooting: *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.

Proviso.

Approved, March 14, 1941.

[CHAPTER 15]

AN ACT

For the relief of John Mulhern.

March 14, 1941

[S. 251]

[Private Law 3]

John Mulhern.
Payment to.

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 John Mulhern, out of any money in the Treasury not otherwise appropriated, the sum of \$202, as full compensation for a gasoline tank, gasoline pump, and one hundred and five gallons of gasoline, destroyed on March 11, 1934, by fire caused by pupils of the Truxton Canon Indian School, Valentine, Arizona: *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.

Proviso.

Approved, March 14, 1941.

[CHAPTER 22]

AN ACT

For the relief of Joseph S. Albis, Junior.

March 17, 1941

[H. R. 3000]

[Private Law 4]

Joseph S. Albis, Jr.
Payment to.

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 S. Albis, Junior, Richmond, Virginia, the sum of \$549.43, in full settlement of all claims against the United States for services rendered to the Civilian Conservation Corps from July 22, 1940, until

October 17, 1940, inclusive, at the rate of \$2,300 per annum: *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 service 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.

Proviso.

Approved, March 17, 1941.

[CHAPTER 27]

AN ACT

For the relief of the estate of Joe L. McQueen.

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 Joe L. McQueen, deceased, formerly of Biloxi, Mississippi, the sum of \$500, in full and final settlement of any and all claims against the United States for injuries received when he was struck by an Army truck on Mississippi State Highway Numbered 57, twelve miles north of Biloxi, Mississippi, on August 8, 1938: *Provided*, That no part of the amount appropriated by 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.

March 23, 1941
[H. R. 2703]
[Private Law 5]

Joe L. McQueen.
Payment to estate
of.

Proviso.

Approved, March 23, 1941.

[CHAPTER 28]

AN ACT

For the relief of Edith Platt.

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 Edith Platt, Fort Crook, Nebraska, the sum of \$750. The payment of such sum shall be in full settlement of all claims against the United States by the said Edith Platt on account of damages sustained by her when the automobile in which she was riding collided with a truck in the service of the Works Progress Administration on March 31, 1939, on Federal Highway Numbered 75, near Fort Crook, Nebraska: *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.

March 23, 1941
[H. R. 3440]
[Private Law 6]

Edith Platt.
Payment to.

Proviso.

Approved, March 23, 1941.

[CHAPTER 29]

AN ACT

For the relief of Daisy Fitzpatrick.

March 23, 1941

[H. R. 3441]

[Private Law 7]

Daisy Fitzpatrick.
Payment to.

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 Daisy Fitzpatrick, of Papillion, Nebraska, the sum of \$1,500. The payment of such sum shall be in full settlement of all claims against the United States by the said Daisy Fitzpatrick on account of personal injuries sustained by her when the automobile in which she was riding collided with a truck in the service of the Works Progress Administration on March 31, 1939, on Federal Highway Numbered 75, near Fort Crook, Nebraska: *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.

Proviso.

Approved, March 23, 1941.

[CHAPTER 33]

AN ACT

For the relief of M. F. O'Donnell.

April 1, 1941

[H. R. 2998]

[Private Law 8]

M. F. O'Donnell.
Credit in postal
accounts.

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 the accounts of M. F. O'Donnell, postmaster at Cleveland, Ohio, with the sum of \$18,211.10, representing the amount of money and postage stamps lost in the burglary of the post office at Cleveland, Ohio, on December 31, 1938, such loss having resulted from no fault or negligence on the part of said postmaster, as determined by the Postmaster General under a provision in title 39, United States Code, section 49: *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.

Proviso.

Approved, April 1, 1941.

[CHAPTER 34]

AN ACT

For the relief of Henry L. Munt.

April 1, 1941

[H. R. 2999]

[Private Law 9]

Henry L. Munt.
Credit in postal ac-
counts.

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 the accounts of Henry L. Munt, postmaster at Hopewell, Virginia, with the sum of \$10,908.91, representing the

amount of money and postage stamps lost in the burglary of the post office at Hopewell, Virginia, on September 30, 1937, such loss having resulted from no fault or negligence on the part of said postmaster, as determined by the Postmaster General under a provision in title 39, United States Code, section 49: *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.

Proviso.

Approved, April 1, 1941.

[CHAPTER 36]

AN ACT

For the relief of Mary Madeline Zwalinski and Ilene Mary Zwalinski, a minor.

April 2, 1941
[H. R. 1144]
[Private Law 10]

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 Madeline Zwalinski, of Shamokin, Pennsylvania, the sum of \$3,024.70, and to the legal guardian of Ilene Mary Zwalinski, a minor, of Shamokin, Pennsylvania, the sum of \$2,500, in full settlement of all claims against the United States for damages to the said Mary Madeline Zwalinski and Ilene Mary Zwalinski, as the result of the death of John Zwalinski, husband of Mary Madeline Zwalinski, and father of Ilene Mary Zwalinski, caused by being struck by a rock blown from blasting operations of a Work Projects Administration project on the highway running between Shamokin and Kulpmont, Pennsylvania, on March 23, 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.

Mary Madeline
Zwalinski and guardian
of Ilene Mary
Zwalinski.
Payments to.

Proviso.

Approved, April 2, 1941.

[CHAPTER 37]

AN ACT

For the relief of Helen Louise Giles.

April 2, 1941
[H. R. 1370]
[Private Law 11]

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 L. C. Giles, of El Paso, Texas, the sum of \$559.70, in full settlement of all claims against the United States for injuries received on the Fort Bliss Military Reservation by his minor child, Helen Louise Giles, due to negligence of personnel employed by or enlisted in the War Department, on July 10, 1938: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per

L. C. Giles.
Payment to.

Proviso.

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 2, 1941.

[CHAPTER 38]

AN ACT

For the relief of James P. Melican.

April 2, 1941
[H. R. 3001]

[Private Law 12]

James P. Melican.
Reimbursement for
loss of personal prop-
erty.

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, not to exceed \$968.98, as may be required by the Secretary of the Navy to reimburse James P. Melican, chief torpedoman, United States Navy, in full settlement of all claims against the United States, under such regulations as he may prescribe, for the value of personal property lost as a result of the fire which occurred in Government quarters Numbered X-31-S at the United States Naval Training Station, naval operating base, Norfolk, Virginia, on June 25, 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.

Proviso.

Approved, April 2, 1941.

[CHAPTER 44]

AN ACT

For the relief of Maude Wilcox.

April 7, 1941
[S. 6]

[Private Law 13]

Maude Wilcox.
Payment to.

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 Maude Wilcox, of Reno, Nevada, the sum of \$557.15, in full settlement of all her claims against the United States for personal injuries, medical and hospital expenses, and property damage, sustained by her on November 14, 1938, when her automobile collided with a Civilian Conservation Corps truck at Reno, Nevada, at the intersection of West Street and West Third Street: *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.

Proviso.

Approved, April 7, 1941.

[CHAPTER 45]

AN ACT

For the relief of Worth Gallaher.

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, and as limited by the Act of February 15, 1934 (48 Stat. 351), the United States Employees' Compensation Commission be, and the same is hereby, authorized and directed to receive and consider, when filed, the claim of Worth Gallaher, of Knox County, Tennessee, for disability alleged to have been incurred by him while enrolled in the Civilian Conservation Corps, Camp 1458, Gatlinburg, Tennessee: *Provided*, That claim hereunder shall be filed within six months after the approval of this Act: *Provided further*, That no benefits shall accrue prior to the enactment of this Act.

Approved, April 7, 1941.

April 7, 1941
[S. 86]
[Private Law 14]

Worth Gallaher.
Consideration of disability claim.

39 Stat. 746.
5 U. S. C. §§ 765-770,
796.

Proviso.

[CHAPTER 46]

AN ACT

For the relief of Mabel Foote Ramsey.

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 Mabel Foote Ramsey, widow of William R. Ramsey, Junior, a special agent of the Federal Bureau of Investigation of the Department of Justice, who was killed near Danville, Illinois, on May 3, 1938, in the line of his official 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, April 7, 1941.

April 7, 1941
[S. 431]
[Private Law 15]

Mabel Foote Ramsey.
Payment to.

Proviso.

[CHAPTER 47]

AN ACT

For the relief of Ernest H. Steinberg.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That 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 and supplemented, are hereby waived in the case of Ernest H. Steinberg, of Athol, Massachusetts; and the United States Employees' Compensation Commission is authorized and directed to consider and act upon any claim filed with the Commission, within one year after the date of enactment of this Act, by the said Ernest H. Steinberg for compensation or other benefits under the provisions of such Act of Sep-

April 7, 1941
[S. 527]
[Private Law 16]

Ernest H. Steinberg.
Consideration of disability claim.

39 Stat. 746.
5 U. S. C. §§ 765-770.

39 Stat. 742.
5 U. S. C. §§ 751-793.

tember 7, 1916, as amended and supplemented, for disability due to injuries alleged to have been sustained by him on June 28, 1934, in the performance of his duties as a clerk in the post office at Athol, Massachusetts.

Approved, April 7, 1941.

[CHAPTER 48]

AN ACT

For the relief of Dollie C. Pichette.

April 7, 1941
[S. 717]
[Private Law 17]

Dollie C. Pichette.
Payments to.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the United States Employees' Compensation Commission be, and is hereby, authorized and directed to pay, out of any funds heretofore or hereafter appropriated for the payment of awards under 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, as amended, to Dollie C. Pichette, of Grand Ronde, Oregon, the sum of \$30 per month from the date of enactment of this Act until her death, as compensation for the death of her husband, John B. Pichette, who was killed on March 21, 1937, while working in a sand pit in connection with Indian Emergency Conservation Work project numbered 87 at the Warm Springs Indian Agency, Warm Springs, Oregon.

Approved, April 7, 1941.

39 Stat. 742.
5 U. S. C. §§ 751-793.

[CHAPTER 50]

AN ACT

For the relief of the Johnson Flying Service, Incorporated.

April 10, 1941
[S. 192]
[Private Law 18]

Johnson Flying
Service, Inc.
Payment to.

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 Johnson Flying Service, Incorporated, of Missoula, Montana, the sum of \$5,150, in full satisfaction of all its claims against the United States for the replacement value of its airplane which was destroyed on August 22, 1939, while being used to assist the Forest Service of the Department of Agriculture to control a forest fire in the Bitterroot National Forest: *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, 1941.

Proviso.

[CHAPTER 51]

AN ACT

For the relief of Mrs. J. E. Purtymun and Mrs. B. H. Russell.

April 10, 1941
[S. 245]
[Private Law 19]

Mrs. J. E. Purty-
mun and Mrs. B. H.
Russell.
Payments to.

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. E. Purtymun the sum of \$500 and to Mrs. B. H. Russell

the sum of \$3,304.80, in full settlement of all claims for personal injuries arising out of a collision between an automobile driven by Mrs. B. H. Russell and a Forest Service truck on October 13, 1939, on the Oak Creek Highway in Arizona: *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.

Proviso.

Approved, April 10, 1941.

[CHAPTER 52]

AN ACT

For the relief of Elmer Lindrud.

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 \$261, to Elmer Lindrud, of Carrington, North Dakota, in full satisfaction of his claim against the United States for compensation for damages to his truck, which was under lease to the United States Forest Service, Department of Agriculture, for use in connection with the Prairie States forestry project, such truck having been wrecked while being operated by Everett L. Johnson, an employee of the Department of Agriculture, on May 11, 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.

April 10, 1941
[S. 282]
[Private Law 20]

Elmer Lindrud...
Payment to.

Proviso.

Approved, April 10, 1941.

[CHAPTER 53]

AN ACT

Authorizing the Comptroller General of the United States to adjust and settle the claim of J. H. Redding, Incorporated.

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 adjust and settle the claim of J. H. Redding, Incorporated, for refund of a marking duty paid under protest to the collector of customs at the port of New York, on July 26, 1937, under free entry numbered 304106, and to allow in full and final settlement of such claim an amount not to exceed the sum of \$999.40. There is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$999.40 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.

April 10, 1941
[S. 307]
[Private Law 21]

J. H. Redding, Inc.
Settlement of claim.

Appropriation.

Proviso.

Approved, April 10, 1941.

[CHAPTER 54]

AN ACT

For the relief of Virginia Bowen, Willie W. Hudson, and John L. Walker.

April 10, 1941

[S. 319]

[Private Law 22]

Virginia Bowen,
Willie W. Hudson,
and John L. Walker.
Payments to.

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 following-named persons the following sums: To Virginia Bowen, Lawrenceville, Virginia, \$1,000; to Willie W. Hudson, La Crosse, Virginia, \$401.25; and to John L. Walker, La Crosse, Virginia, \$57. Such sums represent the amount of uncollected judgments recovered by the above-named persons in the trial justice court for Brunswick County, Virginia, against Samuel Mason, operator of a truck attached to the Civilian Conservation Corps Camp Numbered 22 in Mecklenburg County, Virginia, on account of damages suffered when the automobile in which they were riding collided with a truck in the service of the Civilian Conservation Corps driven by the said Samuel Mason on June 22, 1940. Such payment shall be conditioned upon the filing by such persons of a discharge and satisfaction of such judgments: *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.

Condition.

Proviso.

Approved, April 10, 1941.

[CHAPTER 55]

AN ACT

For the relief of Addie Myers.

April 10, 1941

[S. 430]

[Private Law 23]

Addie Myers.
Payment to.

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 Addie Myers, of Gallup, New Mexico, widow of L. A. Myers, the sum of \$2,094.68, in full satisfaction of all claims against the United States for expenses incurred in connection with the development of a coal mine on the Navajo Reservation, Arizona, and for the use of the equipment installed in the mine by L. A. Myers, deceased, and as full payment for said equipment. Said equipment shall become the property of the United States upon the acceptance by Addie Myers of the amount appropriated by this 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.

Proviso.

Approved, April 10, 1941.

[CHAPTER 56]

AN ACT

For the relief of Ervine J. Stenson.

April 10, 1941

[S. 433]

[Private Law 24]

Ervine J. Stenson.
Credit in accounts.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Comptroller General be, and he is hereby, authorized and directed to allow credit in the official accounts of Ervine J. Stenson, formerly senior clerk and special disbursing agent at the Southern Navajo Indian Agency, for disallowances in the amounts of \$125.29 and \$5.60 under certificates of settlement of accounts by the General Accounting Office Numbered G-107520-Ind and G-108188-Ind, dated September 22, 1939, and February 2, 1940.

SEC. 2. The Secretary of the Treasury is hereby authorized and directed to refund, out of any moneys in the Treasury not otherwise appropriated, any payments made by the said Ervine J. Stenson on account of the disallowances in question: *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.

Refund of pay-
ments.*Proviso.*

Approved, April 10, 1941.

[CHAPTER 57]

AN ACT

For the relief of Blanche W. Stout.

April 10, 1941

[S. 706]

[Private Law 26]

Blanche W. Stout.
Payment to.

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 Blanche W. Stout, widow of Kenneth S. Stout, late American vice consul at Lisbon, Portugal, the sum of \$3,000, such sum representing one year's salary of her deceased husband who died while in the Foreign Service.

Approved, April 10, 1941.

[CHAPTER 58]

AN ACT

For the relief of Dan A. Tarpley, Ernest H. Tarpley, and Pearl Tarpley.

April 10, 1941

[S. 791]

[Private Law 26]

Dan A. Tarpley,
Ernest H. Tarpley,
and Pearl Tarpley.
Payments to.

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 Dan A. Tarpley, the sum of \$1,945.83; to Ernest H. Tarpley, the sum of \$500, and to Pearl Tarpley, the sum of \$1,000, all residents of Rickreall, Oregon, in full satisfaction of all their claims against the United States on account of personal injuries sustained by them when a thirty-seven-millimeter shell exploded in the home of Ernest H. Tarpley on May 29, 1938, at Rickreall, Oregon, such shell having been shot onto the farm of Dan A. Tarpley by National Guardsmen in carrying out an artillery problem, but which remained unexploded

Proviso.

until Dan A. Tarpley, not realizing its dangerous character, carried it into his parents' home where it was inadvertently dropped and exploded: *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, 1941.

[CHAPTER 60]

AN ACT

For the relief of the heirs of Jesus Leyvas.

April 11, 1941
[S. 246]
[Private Law 27]

Jesus Leyvas.
Payment to heirs.

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 \$569, to the heirs of Jesus Leyvas, in full satisfaction of all claims against the United States arising out of the death of Jesus Leyvas as a result of his being struck by a Government truck on May 6, 1935, said truck having been driven by Julio Francisco, a Pima Indian: *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.

Proviso.

Approved, April 11, 1941.

[CHAPTER 61]

AN ACT

For the relief of Hilda C. Allstrom.

April 11, 1941
[S. 247]
[Private Law 28]

Hilda C. Allstrom.
Payment to.

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 Hilda C. Allstrom the sum of \$200 in full settlement of the claim of her late husband, Erik W. Allstrom, against the United States growing out of damage to his automobile between January 2 and January 16, 1937, while such automobile was being used for the benefit of the Navajo Indians: *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.

Proviso.

Approved, April 11, 1941.

[CHAPTER 62]

AN ACT

For the relief of the estate of Henry H. Denhardt, deceased, of Bowling Green, Kentucky.

April 11, 1941
[S. 417]
[Private Law 29]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Comptroller General of the United States be, and he is hereby, authorized and directed to allow credit in the accounts of Brigadier General Henry H. Denhardt, formerly of the Kentucky National Guard, in the sum of \$2,976.66 which said sum represents checks drawn by said Henry H. Denhardt, as property and disbursing officer for the Kentucky National Guard, in the years from May 1, 1932, to January 27, 1936; and which sums were paid by said Henry H. Denhardt on properly presented vouchers for the services of Richard James, George James, Herman H. Reed, James R. Howlett, and Raymond Barnett, as members or employees of the National Guard of Kentucky; and which payments were first approved when made, and after the death of said Henry H. Denhardt were ordered reopened and disallowed by the Comptroller General in the accounts of said Henry H. Denhardt as such property and disbursing officer.

Brig. Gen. Henry
H. Denhardt (de-
ceased).
Credit in accounts.

Approved, April 11, 1941.

[CHAPTER 63]

AN ACT

For the relief of Mattie E. Baumgarten.

April 11, 1941
[S. 429]
[Private 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 the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Mattie E. Baumgarten, widow of L. E. Baumgarten, the sum of \$1,346.05, in full payment of all claims against the United States for the amount transferred from his credit in the retirement fund and deposited in the Treasury of the United States because of disallowances by the General Accounting Office of certain payments made by L. E. Baumgarten while he was superintendent and special disbursing agent of the Lac du Flambeau Indian Agency, in behalf of P. D. Southworth, a former employee at that agency: *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.

Mattie E. Baum-
garten.
Payment to.

Proviso.

Approved, April 11, 1941.

[CHAPTER 65]

AN ACT

For the relief of the Convertible Door Manufacturing Company.

April 11, 1941
[H. R. 3860]
[Private Law 31]

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 the Convertible Door Manufacturing Company for the value of material furnished the Federal Mill and Cabinet Company for use by the latter company

Convertible Door
Manufacturing Co.
Settlement of claim.

Appropriation.

Proviso.

under contract ER-W-6407-qm-39, entered into August 29, 1939, with the War Department, for furnishing and installing door and window screens in bakers' and cooks' school and barracks and in five hundred barracks at Fort Sheridan, Illinois, which material was not used by the Federal Mill and Cabinet Company due to its default under the contract, but was used by the Government in the completion by it of a part of said contract and to allow in full and final settlement of said claim a sum not to exceed \$587.53. There is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$587.53, 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, April 11, 1941.

[CHAPTER 66]

AN ACT

For the relief of the Missoula Mercantile Company.

April 11, 1941

[S. 304]

[Private Law 32]

Missoula Mercan-
tile Co.
Payment to.

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 Missoula Mercantile Company, of Missoula, Montana, the sum of \$904.40, in full satisfaction of its claims against the United States for the remission of liquidated damages assessed against such company under the provisions of contracts numbered A1s-14981 and A1s-14996, entered into by such company with the United States Forest Service, Department of Agriculture, under date of June 3, 1937, for the delivery of certain quantities of jam to the United States Forest Service at Missoula, Montana, the delivery of such jam having been delayed as the result of a jurisdictional strike with a subcontractor of such company and without the fault or negligence of such company: *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.

Proviso.

Approved, April 11, 1941.

[CHAPTER 67]

AN ACT

For the relief of John McAlister, Incorporated.

April 11, 1941

[S. 933]

[Private Law 33]

John McAlister,
Inc.
Payment to.

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 \$200 to John McAlister, Incorporated, of Charleston, South Carolina, in full satisfaction of its claim against the United States for compensation for services rendered in connection with the burial of Pinckney A. Allison, deceased, who was employed by the Work

Projects Administration at the Santee-Cooper clearing and grubbing project in South Carolina: *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.

Proviso.

Approved, April 11, 1941.

[CHAPTER 68]

AN ACT

For the relief of Glen E. Robinson, doing business as the Robinson Marine Construction Company.

April 11, 1941
[S. 957]
[Private Law 34]

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 Glen E. Robinson, doing business as Robinson Marine Construction Company, of Saint Joseph, Michigan, the sum of \$900, in full settlement of all claims against the United States growing out of a contract for the construction of two gasoline motorboats furnished to the United States district engineer, Cairo, Illinois, in accordance with a proposal dated August 31, 1931, and accepted under date of September 10, 1931 (3328—motorboat—Memphis D. O.—11), which sum represents a penalty of \$10 per day per boat, for forty-five days of alleged delay in delivery of said motorboats, after completion, said delays being due to causes unforeseeable and beyond the control and without the fault or negligence of the said Glen E. Robinson as contractor: *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.

Glen E. Robinson.
Payment to.

Proviso.

Approved, April 11, 1941.

[CHAPTER 73]

AN ACT

For the relief of Rudolph Mundt.

April 12, 1941
[S. 283]
[Private Law 35]

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 \$3,227.17 to Rudolph Mundt, of Casselton, North Dakota, in full satisfaction of his claim against the United States for reimbursement of medical and hospital expenses incurred by him and for compensation for the permanent loss of sight in one of his eyes as the result of his being struck by pellets from a shotgun shell fired by an employee of the United States Forest Service, Department of Agriculture, during a rabbit drive which was being conducted by the Forest Service near Buffalo, North Dakota, on February 21, 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

Rudolph Mundt.
Payment to.

Proviso.

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, 1941.

[CHAPTER 76]

AN ACT

To provide an additional sum for the payment of claims under the Act entitled "An Act to provide for the reimbursement of certain officers and enlisted men or former officers and enlisted men of the Navy and Marine Corps for personal property lost, damaged, or destroyed as a result of the earthquake which occurred at Managua, Nicaragua, on March 31, 1931", approved January 21, 1936 (49 Stat. 2212).

April 23, 1941
[H. R. 2990]
[Private Law 36]

Reimbursement of
certain Marine Corps
personnel.

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 \$1,747.16, as may be required by the Secretary of the Navy to reimburse, under such regulations as he may prescribe pursuant to the provisions of the Act approved January 21, 1936 (49 Stat. 2212), Private Law Numbered 373, Seventy-fourth Congress, the persons hereafter named, in sums not exceeding the amounts set forth, for losses of and damages to reasonable and necessary personal property resulting from the earthquake which occurred at Managua, Nicaragua, on March 31, 1931: Colonel Robert L. Denig, United States Marine Corps, \$491.88; Major Herbert Hardy, United States Marine Corps, \$120.80; Captain Robert S. Viall, United States Marine Corps, \$150.25; Master Technical Sergeant George J. Boyle, United States Marine Corps, retired, \$231.75; Master Technical Sergeant Clarence B. Kyle, United States Marine Corps, \$53.75; Quartermaster Sergeant Frank P. Manley, United States Marine Corps, \$477.23; Paula V. Snyder, widow of the late Quartermaster Sergeant Harry C. Snyder, United States Marine Corps, \$221.50; in all, \$1,747.16: *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, April 23, 1941.

Proviso.

[CHAPTER 77]

AN ACT

To provide for the reimbursement of certain Navy and Marine Corps personnel and former Navy and Marine Corps personnel and certain Federal civil employees for personal property lost or damaged as a result of the hurricane and flood at Parris Island, South Carolina, on August 11-12, 1940.

April 23, 1941
[H. R. 3097]
[Private Law 37]

Reimbursement of
certain Navy and
Marine Corps person-
nel.

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 \$23,334.42, as

may be required by the Secretary of the Navy to reimburse, under such regulations as he may prescribe, certain Navy and Marine Corps personnel and former Navy and Marine Corps personnel and certain Federal civil employees for the value of personal property lost or damaged in the hurricane and flood at Parris Island, South Carolina, on August 11-12, 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.

Proviso.

Approved, April 23, 1941.

[CHAPTER 78]

AN ACT

To provide an additional sum for the payment of claims under the Act entitled "An Act to provide for the reimbursement of certain personnel or former personnel of the United States Navy and United States Marine Corps for the value of personal effects destroyed as a result of a fire at the Marine Barracks, Quantico, Virginia, on October 27, 1938", approved June 19, 1939.

April 23, 1941
[H. R. 3180]

[Private Law 39]

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, not to exceed \$597.84, as may be required by the Secretary of the Navy to reimburse, under such regulations as he may prescribe, certain personnel or former personnel of the United States Navy and United States Marine Corps, for the value of personal effects lost as a result of a fire that destroyed buildings numbered 239 and 243 at the Marine Barracks, Quantico, Virginia, on October 27, 1938.

Reimbursement of
certain Navy and
Marine Corps per-
sonnel.
53 Stat. 1463.

Approved, April 23, 1941.

[CHAPTER 102]

AN ACT

For the relief of Hughey Parsley.

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 Hughey Parsley, the sum of \$350 in full settlement of all claims against the Government of the United States on account of personal injuries sustained on August 2, 1939, received when struck by a National Youth Administration truck operated by an employee of the National Youth 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.

May 9, 1941
[H. R. 438]

[Private Law 39]

Hughey Parsley.
Payment to.

Proviso.

Approved, May 9, 1941.

[CHAPTER 103]

AN ACT

For the relief of Ben Torian and Joe J. McDonald.

May 9, 1941
[H. R. 2006]
[Private Law 40]

Ben Torian and Joe
J. McDonald.
Payments to.

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 Ben Torian, of Weldon, Arkansas, the sum of \$3,500, and to Joe J. McDonald, of Weldon, Arkansas, the sum of \$3,500, in full settlement of all claims against the United States for fatal injuries sustained by their children, Fannie Lou Torian, and Joseph Johnson McDonald, in a collision of the Newport, Arkansas, public school automobile bus, in which they were authorized student passengers, and an automobile truck operated by the Works Progress Administration on Arkansas State Highway Numbered 17, near Weldon, Arkansas, on April 26, 1938: *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.

Proviso.

Approved, May 9, 1941.

[CHAPTER 104]

AN ACT

To confer jurisdiction upon the Court of Claims to hear, determine, and render judgment upon the claim of Herbert M. Gregory.

May 9, 1941
[H. R. 4063]
[Private Law 41]

Herbert M. Gregory.
Jurisdiction conferred upon Court of Claims to hear, etc., claim of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That jurisdiction is hereby conferred upon the Court of Claims to hear, determine, and render judgment upon, notwithstanding the lapse of time or any provision of law to the contrary, the claim against the United States of Herbert M. Gregory, of El Dorado, Arkansas, for damages alleged to have been sustained by him as a result of the loss of and on certain property owned by him in Los Angeles, California, due to liens filed against such property, in the year 1931, by the collector of internal revenue at Los Angeles, California. Such suit shall be brought within six months from the date of the enactment of this Act.

Appropriation authorized.

SEC. 2. There is hereby authorized to be appropriated such sum as may be necessary to pay the amount of any judgment rendered pursuant to this Act. The amount of such judgment shall be payable by the Secretary of the Treasury upon the presentation of a duly authenticated copy of the judgment of the Court of Claims.

Approved, May 9, 1941.

[CHAPTER 108]

AN ACT

For the relief of special tax school districts numbered 2, 3, 4, and 5, Broward County, Florida.

May 12, 1941
[H. R. 59]
[Private Law 42]

Certain special tax school districts, Broward County, Fla.
Payments to.

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 special tax school district numbered 2, Broward County, Florida, the sum of \$100; to the special tax school district numbered 3, Broward

County, Florida, the sum of \$100; to the special tax school district numbered 4, Broward County, Florida, the sum of \$100; to the special tax school district numbered 5, Broward County, Florida, the sum of \$100; in full settlement of all claims against the United States for refund of special deposits in said amounts paid by the claimants at the request of the clerk of the United States District Court for the Southern District of Florida, Miami Division, in cases numbered 1542-M, 1543-M, 1544-M, and 1545-M, respectively, under provisions of the Municipal Bankruptcy Act (secs. 78, 79, and 80, ch. IX, Acts of Congress relating to bankruptcy; 48 Stat. 798, approved May 24, 1934), which Act was declared unconstitutional by the United States Supreme Court on May 25, 1936 (56 S. Ct. 892, 80 L. Ed. 1309; 289 U. S. C. 513), said suits having been filed about two months before said Act was declared unconstitutional and under which no proceedings were had because said Act was declared unconstitutional: *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 12, 1941.

11 U. S. C. §§ 301-303.

298 U. S. 513.

Proviso.

[CHAPTER 109]

AN ACT

For the relief of Antone and Mary Lipka.

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 Antone and Mary Lipka, of Whitehall, New York, the sum of \$2,750, in full satisfaction of their claims against the United States for damage by fire to their property caused by employees of the Works Progress Administration who were burning brush on a road near their barn, on May 16, 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 12, 1941.

May 12, 1941

[H. R. 224]

[Private Law 43]

Antone and Mary Lipka.
Payment to.

Proviso.

[CHAPTER 110]

AN ACT

For the relief of the Allentown Airport Corporation.

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 Allentown Airport Corporation the sum of \$277.44, representing an additional charge for electric service furnished the Bureau of Air Commerce, Department of Commerce, and the Bureau of Federal Airways, Civil Aeronautics Authority, during the period May 1, 1938, to March 6, 1939, in excess of the amount agreed upon under

May 12, 1941

[H. R. 701]

[Private Law 44]

Allentown Airport Corporation.
Payment to.

Proviso.

contract numbered Clba-1855, dated April 21, 1938: *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 12, 1941.

[CHAPTER 111]

AN ACT

For the relief of Mary Fortune.

May 12, 1941
[H. R. 3269]

[Private Law 45]

Mary Fortune.
Payment to.

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 Fortune, of Saranac Lake, New York, the sum of \$1,610.40, in full satisfaction of her claim against the United States for personal injuries sustained when she fell as a result of the icy condition of the steps at the entrance of the Saranac Lake, New York, post office on March 6, 1938: *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.

Proviso.

Approved, May 12, 1941.

[CHAPTER 112]

AN ACT

For the relief of Martin F. Gettings.

May 12, 1941
[H. R. 4065]

[Private Law 46]

Martin F. Gettings.
Credit in postal
accounts.

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 the accounts of Martin F. Gettings, postmaster at Rahway, New Jersey, with the sum of \$47,027.92, representing the amount of money and postage stamps lost in the burglary of the post office at Rahway, New Jersey, on January 21, 1938, such loss having resulted from no fault or negligence on the part of said postmaster, as determined by the Postmaster General under a provision in title 39, United States Code, section 49.

Approved, May 12, 1941.

[CHAPTER 116]

AN ACT

For the relief of William G. Sullivan.

May 13, 1941
[H. R. 198]

[Private Law 47]

William G. Sullivan.
Payment to.

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 William G. Sullivan, of Miami, Florida, the sum of \$2,000, in full

settlement of all claims against the United States for personal injuries sustained on December 21, 1936, when he was struck by a truck of the Works Progress Administration, while standing on the west sidewalk of Northeast First Avenue, Miami, Florida: *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.

Proviso.

Approved, May 13, 1941.

[CHAPTER 117]

AN ACT

For the relief of Maximo Abrego.

May 14, 1941
[S. 436]

[Private Law 48]

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 Maximo Abrego, Pina, Republic of Panama, the sum of \$2,000, in full satisfaction of his claim against the United States on account of the death of his son, Manuel Abrego, and his adopted daughter, Marciana Abrego, as the result of the explosion of an old artillery shell, in the yard, near his home in Pina, Republic of Panama, on November 21, 1938: *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.

Maximo Abrego.
Payment to.

Proviso.

Approved, May 14, 1941.

[CHAPTER 119]

AN ACT

For the relief of A. B. Codrington.

May 15, 1941
[S. 216]

[Private Law 49]

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 A. B. Codrington, of Palatka, Florida, the sum of \$123.33, in full satisfaction of his claim against the United States for compensation for services rendered as an employee of the Works Progress Administration during the months of May, June, and July 1938: *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.

A. B. Codrington.
Payment to.

Proviso.

Approved, May 15, 1941.

[CHAPTER 120]

AN ACT

For the relief of William A. Wheeler.

May 15, 1941
[S. 1104]

[Private Law 50]

William A. Wheeler.
Payment to.

Proviso.

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 William A. Wheeler, of Hurricane, West Virginia, the sum of \$600 in full satisfaction of his claim against the United States for injuries suffered when acting on May 8, 1939, as a volunteer fire fighter in an explosion of a kerosene tank on a Works Progress Administration road project in attempting to save property endangered by the explosion: *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 said 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 15, 1941.

[CHAPTER 121]

AN ACT

For the relief of John G. Hunter.

May 17, 1941
[S. 248]

[Private Law 51]

John G. Hunter.
Payment to.

Proviso.

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 G. Hunter, the sum of \$1,181.43, representing deductions made from his retirement funds and deposited to the credit of the United States by certificate of deposit numbered 9187, dated October 27, 1939, in settlement of the disallowances in his accounts raised by the General Accounting Office in certificates of settlement numbered G-92328, dated January 11, 1939, and G-92985, dated May 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, May 17, 1941.

[CHAPTER 122]

AN ACT

For the relief of Doctor Morris B. Toubman.

May 17, 1941
[S. 309]

[Private Law 52]

Dr. Morris B.
Toubman.
Payment to.

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 Doctor Morris B. Toubman, of Hartford, Connecticut, the sum of \$2,117.50, in full satisfaction of his claim against the United States

for reimbursement of medical and hospital expenses incurred by him and for compensation for personal injuries and property damage sustained by him as the result of a collision which occurred when his automobile was struck by a United States mail truck, in West Hartford, Connecticut, on February 23, 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.

Proviso.

Approved, May 17, 1941.

[CHAPTER 123]

AN ACT

For the relief of Anna Dolak, mother and sole surviving parent of Gene Dolak, deceased.

May 17, 1941
[S. 392]

[Private Law 53]

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 \$2,500 to Anna Dolak, of Benton County, Iowa, mother and sole surviving parent of Gene Dolak, deceased minor, in full settlement of all claims against the United States on account of the death of said Gene Dolak, who was struck and killed at Fort Des Moines, Iowa, while a member of the Citizens' Military Training Camp, by a United States Army truck, on July 30, 1935: *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.

Anna Dolak.
Payment to.

Proviso.

Approved, May 17, 1941.

[CHAPTER 124]

AN ACT

For the relief of G. F. Allen, chief disbursing officer of the Treasury Department, and Bernard Paulson, special disbursing officer of the State Department.

May 17, 1941
[S. 897]

[Private Law 54]

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 the account of G. F. Allen, chief disbursing officer of the Treasury Department, with the sum of \$371.81 paid by him for excess freight charges on household effects of Julian Edgeworth Gillespie, deceased, commercial attaché, Istanbul, Turkey, and to credit the account of Bernard Paulson, special disbursing officer of the State Department at Istanbul, Turkey, with the sum of \$424.01, paid by him for packing and crating at Istanbul excess household effects of the said Julian Edgeworth Gillespie at Istanbul.

G. F. Allen and
Bernard Paulson.
Credit in accounts.

Approved, May 17, 1941.

[CHAPTER 125]

AN ACT

For the relief of Ralph C. Hardy, William W. Addis, C. H. Seaman, J. T. Polk, and E. F. Goudelock.

May 17, 1941
[S. 941]

[Private Law 55]

Ralph C. Hardy
and others.
Cancellation of
claims against.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the claims of the United States against Ralph C. Hardy, formerly a traffic rate examiner, National Bituminous Coal Commission, in the amount of \$328.75; against William W. Addis, formerly a traffic rate examiner, National Bituminous Coal Commission, in the amount of \$328.75; against E. F. Goudelock, formerly a traffic rate examiner, National Bituminous Coal Commission, in the amount of \$315.80; against J. T. Polk, formerly a traffic rate examiner, National Bituminous Coal Commission, in the amount of \$328.75; and against C. H. Seaman, formerly a traffic rate examiner, National Bituminous Coal Commission, in the amount of \$328.75, resulting from the fact that payments of per diem and other nonpersonal expenses to each of the above-named persons authorized by the National Bituminous Coal Commission in accordance with the terms of his employment were subsequently disallowed by the General Accounting Office, are hereby canceled; and the Comptroller General of the United States is hereby directed to allow credit in the accounts of the disbursing officer for the payments so made.

Credit in accounts
of disbursing officer.

Payments to Ralph
C. Hardy 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 the said William W. Addis the sum of \$328.75, to the said Ralph C. Hardy the sum of \$125, to the said J. T. Polk the sum of \$328.75, and to the said C. H. Seaman the sum of \$328.75, which sums have heretofore been paid to the United States by such persons in partial or complete liquidation of the respective claims of the United States against such persons canceled by section 1 of this Act, or have been deducted by the United States when making payment of other claims of said persons against the United States.

Limitation on fees.

SEC. 3. No part of the amount provided for 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 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 17, 1941.

[CHAPTER 126]

AN ACT

Authorizing the Secretary of War to grant a revocable license to Guy A. Thompson, trustee, Missouri Pacific Railroad Company, and successors in interest, to maintain certain railroad trackage and station facilities on Jefferson Barracks Military Reservation.

May 22, 1941
[S. 916]

[Private Law 56]

Missouri Pacific
Railroad Co.
Granting of license
to trustee.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War (hereinafter referred to as "Secretary") be, and he is hereby, authorized and directed to grant to Guy A. Thompson, trustee, Missouri Pacific Railroad Company, debtor, and successors in interest (herein referred to as "grantees") a license to maintain, operate, repair, renew, and construct, at grantees' expense, upon Jefferson Barracks Military Reservation, Missouri, such passenger station, depot

grounds, and sidings as, in the opinion of the Secretary, are reasonably necessary to serve said reservation and will not conflict with the use of said reservation for any governmental purpose, and to maintain, operate, repair, and renew that portion of the existing main line right-of-way of said railroad on said reservation in excess of the sixty-foot right-of-way authorized by the Act of Congress approved February 14, 1853 (10 Stat. 754), as amended by the Act of Congress approved July 14, 1856 (11 Stat. 452): *Provided, however*, That nothing herein, or in such license, shall be construed as relieving said railroad from compliance with any of the provisions of the Interstate Commerce Act as amended, or as it may hereafter be amended. Any license so granted shall (1) be revocable at the will of the Secretary; (2) provide that the Secretary may, in lieu of revoking such license, require the grantees to relocate any such trackage or facilities for the purpose of preventing interference with the use of such reservation for governmental purposes; and (3) provide that the privileges granted thereby shall be exercised subject to such rules and regulations as the Secretary, or the commanding officer of such reservation with the approval of the Secretary, may prescribe in the interests of maintenance of good order, sanitation, discipline, public safety, and the interests of the United States.

Proviso.
Compliance with
Interstate Commerce
Act.
24 Stat. 379.
49 U. S. C. ch. 1.
Revocability, etc.,
of license.

Approved, May 22, 1941.

[CHAPTER 127]

AN ACT

For the relief of Paul T. 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 be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Paul T. Ward, of Hollidaysburg, Pennsylvania, the sum of \$96, in full settlement of all claims against the United States for loss of time from his employment as a result of a car he was driving having been struck by a Civilian Conservation Corps ambulance on Pleasant Valley Boulevard, at its intersection with Union Avenue, Altoona, Pennsylvania, on March 27, 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 23, 1941.

May 23, 1941
[H. R. 513]
[Private Law 57]

Paul T. Ward.
Payment to.

Proviso.

[CHAPTER 128]

AN ACT

For the relief of Russell H. Gauslin.

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 Russell H. Gauslin, of Dearborn, Michigan, the sum of \$2,603, in full settlement of all claims of Russell H. Gauslin, Helene Gauslin, and Russell H. Gauslin, Junior, against the United States for personal injuries sustained on September 15, 1938, when the automobile in

May 23, 1941
[H. R. 1267]
[Private Law 58]

Russell H. Gauslin.
Payment to.

Provided.

which they were traveling was struck by an Army ambulance at Detroit, Michigan: *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 23, 1941.

[CHAPTER 129]

AN ACT

For the relief of Adam M. Garmon.

May 23, 1941
[H. R. 1355]
[Private Law 59]

Adam M. Garmon.
Payment to.

Provided.

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 Adam M. Garmon, of Independence, Kentucky, the sum of \$1,000 in full settlement of all claims against the United States for personal injuries sustained when the truck he was driving, was struck by a Works Progress Administration truck, on the Madison Pike, in Kenton County, Kentucky, on February 13, 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 23, 1941.

[CHAPTER 144]

AN ACT

For the relief of Paula Liebau Anderson.

May 28, 1941
[H. R. 327]
[Private Law 60]

Paula Liebau An-
derson.
Payment to.

16 U. S. C. § 355.

Provided.

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 Paula Liebau Anderson, formerly a resident of the Territory of Alaska, and now residing at Littleriver, California, the sum of \$2,500, in full settlement of all claims against the Government of the United States for compensation for damages sustained by her on account of the destruction of buildings on her property occasioned by the negligence of Government employees, which sum shall include full and complete settlement of any and all claims of Paula Liebau Anderson allegedly arising out of the extension of the boundaries of the Mount McKinley National Park by the Act of March 19, 1932 (47 Stat. 68): *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 28, 1941.

[CHAPTER 145]

AN ACT

For the relief of Della B. Birnbaum.

May 28, 1941
[H. R. 336]

[Private Law 61]

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 Della B. Birnbaum, whose husband, the late Andrew P. Birnbaum, is alleged to have died as the result of illness incurred in the performance of his duty as an employee of the Works Progress Administration in Hamilton County, Ohio, on or about July 27, 1936, and to determine said claim upon its merits under the provisions of said Act: *Provided*, That said claim shall be filed with the United States Employees' Compensation Commission not later than ninety days after the approval of this Act.

Della B. Birnbaum.
Consideration of
claim.39 Stat. 746.
5 U. S. C. §§ 765-770.39 Stat. 742.
5 U. S. C. §§ 751-793.
Proviso.

No prior benefits.

SEC. 2. That no benefits hereunder shall accrue prior to the approval of this Act.

Approved, May 28, 1941.

[CHAPTER 146]

AN ACT

For the relief of Julius Springer.

May 28, 1941
[H. R. 682]

[Private Law 62]

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 \$2,250 to Julius Springer, of New York City, New York, in full settlement of all claims against the United States, for personal injuries sustained when he was struck by a Post Office Department truck, at the intersection of Thirteenth Street and Fourth Avenue, New York City, New York, on February 19, 1938: *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.

Julius Springer.
Payment to.*Proviso.*

Approved, May 28, 1941.

[CHAPTER 147]

AN ACT

For the relief of the Fairchild Aerial Surveys, Incorporated.

May 28, 1941
[H. R. 694]

[Private Law 63]

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 Fairchild Aerial Surveys, Incorporated, New York, New York, the sum of \$2,000. The payment of such sum shall be in full settlement of all claims against the United States by such corporation for compensation for mileage aerially surveyed in Kings, Kern, and Fresno Counties,

Fairchild Aerial
Surveys, Inc.
Payment to.

Proviso.

California, in 1937, under contract with the United States, in excess of that mileage erroneously specified by the United States in invitation for bids in connection with such contract: *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 28, 1941.

[CHAPTER 148]

AN ACT

For the relief of J. K. Love.

May 28, 1941
[H. R. 696]

[Private Law 64]

J. K. Love.
Payment to.

Proviso.

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. K. Love, Columbia, South Carolina, the sum of \$50, in full settlement of all claims against the United States for his loss as a result of the payment of a money order issued on a form stolen from the post office at Olmstedville, 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, May 28, 1941.

[CHAPTER 149]

AN ACT

For the relief of Littlefield-Wyman Nurseries.

May 28, 1941
[H. R. 819]

[Private Law 65]

Littlefield-Wyman
Nurseries.
Payment to.

Proviso.

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 Littlefield-Wyman Nurseries, of North Abington, Massachusetts, the sum of \$870.67 in full satisfaction of the company's claim against the Government of the United States for nursery stock furnished the Procurement Division of the Treasury Department under contract numbered ER-Tps-14-4931, dated May 5, 1936, and in accordance with reclaim invoice for payments, dated December 23, 1936: *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.

Approved, May 28, 1941.

[CHAPTER 150]

AN ACT

For the relief of Foot's Transfer and Storage Company, Limited.

May 28, 1941

[H. R. 1151]

[Private Law 66]

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 Foot's Transfer and Storage Company, Limited, the sum of \$750. The payment of such sum shall be in full satisfaction of all claims of such company against the United States for compensation for the handling of additional mails through the San Pedro (California) Post Office by reason of the longshoremen's and seamen's strike during 1939 and 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.

Foot's Transfer and
Storage Co., Ltd.
Payment to.

Proviso.

Approved, May 28, 1941.

[CHAPTER 151]

AN ACT

For the relief of W. A. Facht.

May 28, 1941

[H. R. 1678]

[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 be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to W. A. Facht, of Red Bluff, California, the sum of \$150, in full settlement of all claims against the United States, as the result of the loss of a bay riding horse, being ridden by W. J. Brokenshire, forest ranger, United States Forest Service, on October 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 of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

W. A. Facht.
Payment to.

Proviso.

Approved, May 28, 1941.

[CHAPTER 154]

AN ACT

For the relief of Sophrania Holmes.

May 29, 1941

[H. R. 3828]

[Private Law 68]

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 Sophrania Holmes, of Jasper County, Texas, the sum of \$500, in full settlement of all claims against the United States for personal injuries received as a result of a collision with a Civilian Conservation Corps truck and the private car in which Sophrania Holmes was a passenger on November 28, 1935, on Highway Numbered 63,

Sophrania Holmes.
Payment to.

Proviso.

in Jasper County, Texas: *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, 1941.

[CHAPTER 169]

AN ACT

For the relief of Charles E. Allison.

June 3, 1941
[H. R. 1684]

[Private Law 69]

Charles E. Allison.
Payment to.

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 Charles E. Allison, of Glade Spring, Virginia, the sum of \$3,000. The payment of such sum shall be in full settlement of all claims of the said Charles E. Allison against the United States on account of injuries sustained by him as the result of being struck on October 1, 1938, while driving his automobile on State Route Numbered 58, near Damascus, Virginia, by an object extending beyond the truck bed of a truck 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.

Proviso.

Approved, June 3, 1941.

[CHAPTER 170]

AN ACT

For the relief of Herman E. Schorr.

June 3, 1941
[H. R. 1688]

[Private Law 70]

Herman E. Schorr.
Payment to.

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 Herman E. Schorr the sum of \$499.50, in full settlement of all claim against the United States for reimbursement for personal effects destroyed as the result of a fire at the Mohawk State Forest Camp, Torrington, Connecticut, on December 24, 1938: *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.

Proviso.

Approved, June 3, 1941.

[CHAPTER 171]

AN ACT

For the relief of H. B. Wilson.

June 3, 1941
[H. R. 2426]
[Private Law 71]

H. B. Wilson.
Payment to.

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. B. Wilson, of Cordele, Georgia, the sum of \$1,506, in full satisfaction of all his claims against the United States for personal injuries suffered on January 25, 1940, when he tripped and fell over a heavy cord negligently left by Work Projects Administration workers on Work Projects Administration project numbered 5179: *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.

Proviso.

Approved, June 3, 1941.

[CHAPTER 172]

AN ACT

For the relief of Charles R. Woods.

June 3, 1941
[H. R. 2569]
[Private Law 72]

Charles R. Woods.
Payment to.

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 Charles R. Woods, formerly a first lieutenant in Company A, Twenty-first Regiment United States Engineers, the sum of \$288.78, in full and final settlement of all claims against the United States for loss of personal property in a fire which occurred at Camp Gerard, Sas, France, on March 10, 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.

Proviso.

Approved, June 3, 1941.

[CHAPTER 173]

AN ACT

For the relief of Marijo McMillan Williams.

June 3, 1941
[H. R. 4073]
[Private Law 73]

Marijo McMillan
Williams.
Release from li-
ability.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Marijo McMillan Williams, an employee of the Bureau of Engineering, Department of the Navy, be, and is hereby, released from any liability to the United States by reason of being carried on the pay roll in two positions, that of postmaster at Sycamore, Georgia, and as a clerk in the Macon, Georgia, post office during the period August 24, 1924, to March 31, 1925. The Acting Comptroller General of the

United States has certified that the sum of \$868.01 is due the United States from the said Marijo McMillan Williams under the statute relating to the receiving of more than one salary.

Refund.

SEC. 2. That the Secretary of the Treasury be, and he is hereby, directed to refund to Marijo McMillan Williams any amount she shall have refunded to the United States prior to the passage of this Act.

Appropriation authorized.
Ante, p. 680.

SEC. 3. There is hereby authorized to be appropriated, to be paid out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to carry out the purposes of this Act.

Approved, June 3, 1941.

[CHAPTER 178]

AN ACT

For the relief of Frank E. Nichols.

June 6, 1941

[H. R. 179]

[Private Law 74]

Frank E. Nichols.
Consideration of disability claim.

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 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 the claim of Frank E. Nichols for compensation for disability alleged to have been incurred by him about August 5, 1937, while in the employment of the National Youth Administration as supervisor at the Hampton Armory, Hampton, Virginia, and to determine said claim upon its merits under the remaining provisions of said Act: *Provided*, That claim hereunder shall be filed within six months from the approval of this Act.

Approved, June 6, 1941.

39 Stat. 742.
5 U. S. C. §§ 751-793.
Proviso.

[CHAPTER 179]

AN ACT

For the relief of Otto Meyer and Leigh Kelly.

June 6, 1941

[H. R. 260]

[Private Law 75]

Otto Meyer and Leigh Kelly.
Payments to.

Proviso.

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 Otto Meyer, of near Fort Smith, Arkansas, the sum of \$550, and to Leigh Kelly of Fort Smith, Arkansas, the sum of \$27.50 in full settlement of all claims against the United States for property damages sustained by reason of a fire started by an employee of the Work Projects Administration, on July 26, 1938, while working at Fort Smith, 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, June 6, 1941.

[CHAPTER 180]

AN ACT

For the relief of Elizabeth Hessman.

June 6, 1941
[H. R. 713]

[Private Law 76]

Elizabeth Hessman.
Payment to.

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 Elizabeth Hessman, of Dodge City, Kansas, the sum of \$915.45, in full settlement of all claims against the United States for personal injuries sustained by her when the car in which she was riding was struck, on April 27, 1936, by a Government car driven by an employee of the Soil Conservation 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.

Proviso.

Approved, June 6, 1941.

[CHAPTER 181]

AN ACT

To provide for the reimbursement of certain members or former members of the United States Coast Guard (formerly the Bureau of Lighthouses) for the value of personal effects lost in the hurricane of September 21, 1938, at several light stations on the coast of Massachusetts, Rhode Island, Connecticut, and New York.

June 6, 1941
[H. R. 816]

[Private Law 77]

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 following-named personnel of the United States Coast Guard (formerly the Bureau of Lighthouses), in full settlement of their claims against the United States for loss or destruction of, or damage to, personal property and effects at the light stations indicated as a result of the hurricane of September 21, 1938, as follows:

Reimbursement of
certain Coast Guard
personnel.

In Massachusetts: At the Cape Cod Canal lights, Rodney S. Dustin, lamplighter, the sum of \$100; at the Palmer Island Light Station, Arthur A. Small, keeper, the sum of \$841; at the Dumpling Rock Light Station, O. J. Ponsart, keeper, the sum of \$387.95; Henry J. Fontneau, assistant keeper, the sum of \$438.64; at the Butler Flats Light Station, Charles A. Baker, keeper, the sum of \$129.55, Joseph G. Hindley, assistant keeper, the sum of \$6.50; at the Novska Point Light Station, John M. Scharff, keeper, the sum of \$40, Waldo Leighton, assistant keeper, the sum of \$40.

Massachusetts.

In Rhode Island: At the Block Island, Southeast, Light Station, Earl E. Carr, keeper, the sum of \$35, Elmer F. O'Toole, first assistant keeper, the sum of \$50; at the Watch Hill Light Station, Lawrence H. Congdon, keeper, the sum of \$93.25, Richard A. Fricke, assistant keeper, the sum of \$165.45; at the Great Salt Pond Light Station, Earl A. Rose, keeper, the sum of \$254.76; at the Rose Island Light Station, Charles H. Eldridge, keeper, the sum of \$197.60, George S. Bell, Junior, assistant keeper, the sum of \$174.20; at the Conimicut Light Station, Nelson H. Powell, keeper, the sum of \$269.15; at the

Rhode Island.

Dutch Island Light Station, Ernest J. Stacey, keeper, the sum of \$369.24; at the Whale Rock Light Station, Daniel A. Sullivan, keeper, the sum of \$139.50, Gustav H. Larson, second assistant keeper, the sum of \$156.88, Mrs. Walter Eberle, widow of the late Walter Eberle, former second assistant keeper, the sum of \$198.90; at the Gull Rocks Light Station, James Gallen, keeper, the sum of \$178.12; at the Bullock Point Light Station, Andrew Zuius, Senior, keeper, the sum of \$442.60; at the Plum Beach Light Station, Reuben W. Phillips, keeper, the sum of \$7.25, John Gonze, assistant keeper, the sum of \$16.14; at the Sabin Point Light Station, Charles E. Whitford, keeper, the sum of \$776.15; at the Sakonnet Light Station, William H. Durfee, keeper, the sum of \$50; at the Prudence Island Light Station, George T. Gustavus, keeper, the sum of \$574.22; at the Bristol Depot Light Station, Harold O'Connell, mechanician, the sum of \$64.

Connecticut.

In Connecticut: At the Saybrook Breakwater Light Station, Sidney Z. Gross, keeper, the sum of \$52; at the Bridgeport Harbor Light Station, Daniel F. McCoart, keeper, the sum of \$9.27; at the Falkner Island Light Station, George Zuius, keeper, the sum of \$641.50, Harold J. Burbine, assistant keeper, the sum of \$49.17; at the Greens Ledge Light Station, George H. Clarke, keeper, the sum of \$3; at the Southwest Ledge Light Station, William Burkhardt, first assistant keeper, the sum of \$40.

New York.

In New York: At the Plum Island Light Station, A. C. Brennecke, keeper, the sum of \$8.88; at the Little Gull Island Light Station, Edgar M. Whitford, keeper, the sum of \$16.80, Bernard A. Stefanski, second assistant keeper, the sum of \$19.50; at the Latimer Reef Light Station, George E. Durfee, keeper, the sum of \$26.95, George Doig, first assistant keeper, the sum of \$11.60; at the Orient Point Light Station, Marvin J. Andrews, keeper, the sum of \$18, L. Fuller, first assistant keeper, the sum of \$11.50, John Joseph Kerr, second assistant keeper, the sum of \$14.50; at the Cold Spring Harbor Light Station, A. G. Possel, keeper, the sum of \$90; at the North Brother Island Light Station, William J. Murray, keeper, the sum of \$187.35; at the North Dumpling Light Station, Laureat Leclerc, keeper, the sum of \$102.60: *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.

Proviso.

Approved, June 6, 1941.

[CHAPTER 182]

AN ACT

For the relief of Beulah Bell Nolte and George C. Nolte.

June 6, 1941
[H. R. 1731]

[Private Law 78]

Beulah Bell Nolte
and George C. Nolte.
Payments to.

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 Beulah Bell Nolte, of Baker, California, the sum of \$2,082.11, and to George C. Nolte, of Baker, California, the sum of \$76.75. The payment of such sums shall be in full settlement of all claims against the United States for personal injuries and property damage received when the vehicle in which they were riding was struck near La Verne, California, on United States Highway Numbered 66, in Los Angeles

County, California, about 10:30 antemeridian, November 3, 1936, by a Civilian Conservation Corps truck bearing United States Civilian Conservation Corps truck number 3771: *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.

Proviso.

Approved, June 6, 1941.

[CHAPTER 183]

AN ACT

For the relief of Floyd Wilday, Vera Wilday, and James M. Wells.

June 6, 1941
[H. R. 1732]

[Private Law 79]

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 Floyd Wilday and Vera Wilday, of Mentone, California, the sum of \$1,050, and to James M. Wells, the sum of \$155, in full settlement of all claims against the United States for personal injuries received by them when the automobile in which they were riding was struck by a truck in the service of the Forest Service of the Department of Agriculture at 4 postmeridian on June 10, 1939, on Ortega Highway between Mentone and Oceanside, 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.

Floyd Wilday, Vera
Wilday, and James
M. Wells.
Payments to.

Proviso.

Approved, June 6, 1941.

[CHAPTER 184]

AN ACT

For the relief of Hugh C. Russell.

June 6, 1941
[H. R. 5084]

[Private Law 80]

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 is hereby, authorized and directed to receive and consider, when filed, the claim of Hugh C. Russell, an employee of the Public Buildings Administration, for disability alleged to have been incurred by him in May 1938 in line of duty, such disability being diagnosed as undulant fever, and to determine said claim upon its merits under the provisions of said Act: *Provided*, That said claim shall be filed with the United States Employees' Compensation Commission not later than sixty days after the approval of this Act.

Hugh C. Russell.
Consideration of dis-
ability claim.

39 Stat. 746.
5 U. S. C. §§ 765-770.

39 Stat. 742.
5 U. S. C. §§ 761-768.
Proviso.

Approved, June 6, 1941.

[CHAPTER 185]

AN ACT

For the relief of Louis J. Banderet.

June 6, 1941
[H. R. 3309]
[Private Law 81]

Louis J. Banderet.
Payment to.

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 Louis J. Banderet, of Bay Saint Louis, Mississippi, the sum of \$83.82. Such sum shall be in full settlement of his claim against the United States for compensation for service rendered as temporary carrier on Rural Route Numbered 1, Bay Saint Louis, Mississippi, from March 24 to April 6, 1938, inclusive, which payment has been denied due to the fact that at the time he was a star-route contractor.

Release from lia-
bility.

SEC. 2. The said Louis J. Banderet is hereby released from any liability to refund to the United States the sum of \$251.07 received by him as compensation for service rendered as temporary carrier on Rural Route Numbered 1, Bay Saint Louis, Mississippi, from June 16 to June 30, 1937; from August 1 to August 15, 1937; from December 1 to December 15, 1937; from December 16 to December 31, 1937; from January 1 to January 15, 1938; from January 16 to January 31, 1938; and from February 1 to February 15, 1938: *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.

Provided.

Approved, June 6, 1941.

[CHAPTER 186]

AN ACT

For the relief of Irene Trauernicht.

June 6, 1941
[H. R. 3629]
[Private Law 82]

Irene Trauernicht.
Payment to.

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 Irene Trauernicht, of Saint Louis, Missouri, the sum of \$5,000. The payment of such sum shall be in full settlement of all claims against the United States as the result of the death of Walter Trauernicht in a collision between a delivery car driven by said Walter Trauernicht and a United States Government truck driven by a member of the Civilian Conservation Corps camp at Babler Park, Missouri, on March 17, 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.

Provided.

Approved, June 6, 1941.

[CHAPTER 192]

AN ACT

For the relief of Caroline Janes.

June 10, 1941
[S. 1064]

[Private Law 83]

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 Caroline Janes, of Cleveland, Ohio, the sum of \$702, 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 Wickliffe, Ohio, on September 14, 1937: *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.

Caroline Janes.
Payment to.*Proviso.*

Approved, June 10, 1941.

[CHAPTER 194]

AN ACT

For the relief of Harry J. Williams.

June 12, 1941
[S. 529]

[Private Law 84]

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 Harry J. Williams, of West Townsend, Massachusetts, the sum of \$87.30, in full satisfaction of his claim against the United States for reimbursement for the value of certain tools owned by him which were lost when the office building of the Civilian Conservation Corps camp, at South Lee, Massachusetts, was destroyed by a fire on February 23, 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.

Harry J. Williams.
Payment to.*Proviso.*

Approved, June 12, 1941.

[CHAPTER 195]

AN ACT

For the relief of Arthur Edgar Scroggin.

June 12, 1941
[S. 681]

[Private Law 85]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That 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, are hereby waived in the case of Arthur Edgar Scroggin, of Robbinsdale, Minnesota; and the United States Employees' Compensation Commission is authorized and directed to consider and act upon any claim filed with the Commission, within six months after the date of the enactment of this Act, by or on behalf of the said Arthur Edgar Scroggin, for

Arthur Edgar
Scroggin.
Consideration of disability claim.39 Stat. 746.
5 U. S. C. §§ 765-770.

39 Stat. 742.
5 U. S. C. §§ 761-793.

compensation or other benefits under the provisions of such Act of September 7, 1916, as amended, for disability due to injuries alleged to have been sustained by him on May 2, 1931, in the performance of his duties as an employee at the Veterans' Administration Facility in Minneapolis, Minnesota.

Approved, June 12, 1941.

[CHAPTER 196]

AN ACT

For the relief of the widow of the late Artis J. Chitty.

June 12, 1941
[S. 991]
[Private Law 86]

Artis J. Chitty.
Payment to widow
of.

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 widow of Artis J. Chitty, late a United States marshal for the western district of the State of Washington, the sum of \$7,500 in full satisfaction of her claim against the United States on account of the death of her husband who was murdered on August 22, 1940, in the State of Washington while in the performance of his duty as a United States marshal: *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.

Proviso.

Approved, June 12, 1941.

[CHAPTER 197]

AN ACT

For the relief of Richard Gammon.

June 12, 1941
[S. 1022]
[Private Law 87]

Richard Gammon.
Payment to.

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 Gammon, of Cedartown, Georgia, the sum of \$108.65, in full satisfaction of his claim against the United States for reimbursement of expenses incident to official travel during period of employment as field agent, Railroad Retirement Board: *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.

Proviso.

Approved, June 12, 1941.

[CHAPTER 198]

AN ACT

For the relief of Claude W. LaSalle, and the Dauterive Hospital.

June 12, 1941
[S. 1040]
[Private Law 88]

Claude W. LaSalle
and Dauterive Hos-
pital.
Payments to.

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 \$1,830.50 to Claude W. LaSalle of Jeanerette, Louisiana, and

the sum of \$169.50 to the Dauterive Hospital, New Iberia, Louisiana, in full settlement of all claims against the United States for personal injuries sustained by Claude W. LaSalle, and for medical and hospital expenses incurred as a result of a collision when he was struck while on foot by United States Coast Guard truck Numbered 1616, said collision occurring on May 22, 1939, about three miles east of New Iberia, Louisiana, on United States Highway Numbered 90: *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.

Proviso.

Approved, June 12, 1941.

[CHAPTER 199]

AN ACT

For the relief of Major Harold Sorenson.

June 13, 1941

[S. 683]

[Private Law 89]

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 \$313.02 to Major Harold Sorenson, of Bismarck, North Dakota, formerly the United States property and disbursing officer for North Dakota, in full satisfaction of his claim against the United States for reimbursement of amounts paid by him in the settlement of certain charges made against his accounts by reason of disallowances in his accounts for the month of August 1932, such disallowances representing overpayments of mileage allowances to certain members of the North Dakota National Guard for travel from their home stations to Devils Lake, North Dakota, and return, for the purpose of participating in field training of the National Guard during the period June 11, 1932, to June 25, 1932: *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.

Maj. Harold Sorenson.
Payment to.

Proviso.

Approved, June 13, 1941.

[CHAPTER 200]

AN ACT

For the relief of Lieutenant J. B. Edgar, Junior.

June 13, 1941

[S. 696]

[Private Law 90]

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. B. Edgar, Junior, of Memphis, Tennessee, a second lieutenant in the United States Marine Corps, the sum of \$555.51 in full settlement of all claims against the United States for reimbursement to him of expenses incurred as a result of medical treatment and hospitalization for disability incurred in line of duty in the United States Navy: *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

Second Lt. J. B. Edgar, Jr.
Payment to.

Proviso.

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 13, 1941.

[CHAPTER 201]

AN ACT

For the relief of certain United States Commissioners.

June 13, 1941
[S. 657]

[Private Law 91]

Certain U. S. Com-
missioners.
Payments to.

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 against the Government of the United States, the sum of \$231 to David J. Meyerhardt, United States Commissioner at Atlanta, Georgia; the sum of \$57 to C. Wayne Clampitt, United States Commissioner at Tucson, Arizona; the sum of \$39 to Ray K. Bannister, United States Commissioner at El Reno, Oklahoma; the sum of \$219 to Malcolm McNaughton, United States Commissioner at Leavenworth, Kansas; and the sum of \$159 to Reginald H. Carter, Junior, United States Commissioner at New Orleans, Louisiana, for fees due them which were disallowed by the Comptroller General of the United States because they followed instructions erroneously issued by the Bureau of Prisons, Department of Justice: *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.

Proviso.

Approved, June 13, 1941.

[CHAPTER 202]

AN ACT

For the relief of Robert B. Ayers.

June 13, 1941
[S. 931]

[Private Law 92]

Robert B. Ayers.
Payment to.

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 B. Ayers, of Avalon, Livingston County, Missouri, the sum of \$1,534.46, in full satisfaction of all his claims against the United States for medical and hospital bills incurred in connection with personal injuries and property damage sustained by him when the two-horse team (drawing a wagon with a hay rack attached) which he was driving at the time was struck by a Government truck operated in connection with the Civilian Conservation Corps, the same being United States Civilian Conservation Corps truck numbered 11, license numbered T451-4171, attached to Camp BF-2, located at Swan Lake Refuge, Sumner, Livingston County, Missouri, and at that time under the jurisdiction of the Bureau of Biological Survey of the Department of Agriculture, on the highway designated as "J" one and three-

quarters miles southwest of Bedford, Missouri, on July 8, 1938: *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.

Proviso.

Approved, June 13, 1941.

[CHAPTER 205]

AN ACT

For the relief of William J. Furey.

June 14, 1941

[S. 911]

[Private Law 93]

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 William J. Furey, of Somerville, Massachusetts, the sum of \$1,500, in full and final settlement of all claims against the United States for injuries sustained by him as the result of the ramming, by the United States Navy tug, Powhatan, of the Rendel lighter on which he was working, near Pier 44, Hoosac Docks, Navy Yard, Boston, on August 22, 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.

William J. Furey.
Payment to.

Proviso.

Approved, June 14, 1941.

[CHAPTER 206]

AN ACT

For the relief of Mr. and Mrs. Maynard Goss.

June 14, 1941

[S. 1155]

[Private Law 94]

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. Maynard Goss the sum of \$2,285.60, in full settlement of all claims against the United States for personal injuries sustained as a result of an accident in which his car was struck by a car driven by an employee of the Farm Security Administration who was acting in the scope of his employment on July 3, 1939, near Mulhall, 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 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.

Mr. and Mrs. May-
nard Goss.
Payment to.

Proviso.

Approved, June 14, 1941.

[CHAPTER 207]

AN ACT

For the relief of Jess W. Harmon.

June 14, 1941

[S. 1156]

[Private Law 95]

Jess W. Harmon.
Payment to.*Proviso.*

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 Jess W. Harmon, the sum of \$4,500, in full settlement of all claims against the United States for permanent personal injuries sustained as a result of an accident in which his car was struck by a truck driven by an employee of the Civilian Conservation Corps who was acting in the scope of his employment on July 7, 1939, near Muskogee, 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 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 14, 1941.

[CHAPTER 208]

AN ACT

For the relief of Arvy A. Lothman.

June 17, 1941

[S. 212]

[Private Law 96]

Arvy A. Lothman.
Payment to.*Proviso.*

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 Arvy A. Lothman, assistant meteorologist, United States Weather Bureau, out of any money in the Treasury not otherwise appropriated, the sum of \$600, in full settlement of claim for loss and damage to household effects by fire and water while said household effects were being transported from San Francisco to Boston in March 1939, via the steamship Texan of the American-Hawaiian Steamship Company, in consequence of change of 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, June 17, 1941.

[CHAPTER 220]

AN ACT

For the relief of Jesse W. Pitts.

June 21, 1941

[H. R. 241]

[Private Law 97]

Jesse W. Pitts.
Payment to.*Proviso.*

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 Jesse W. Pitts, of Round Lake, New York, the sum of \$1,953.20, in full satisfaction of all claims against the United States for injuries received when struck by wreckage from a United States Army airplane when it collided with another United States Army airplane and crashed at Round Lake, New York, on August 9, 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 21, 1941.

[CHAPTER 221]

AN ACT

For the relief of Aloha Motors, Limited.

June 21, 1941
[H. R. 736]
[Private Law 98]

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 \$100 to Aloha Motors, Limited, of Honolulu, Territory of Hawaii, in full satisfaction of all claims against the United States for services on account of a contract for the rental of a passenger-carrying automobile to the United States Army, entered into July 1, 1936: *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.

Aloha Motors, Ltd.
Payment to.

Proviso.

Approved, June 21, 1941.

[CHAPTER 222]

AN ACT

For the relief of Arthur Gose.

June 21, 1941
[H. R. 859]
[Private Law 99]

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 Gose, Bean Station, Tennessee, the sum of \$500, in full settlement of all claims against the United States for damages sustained when the car of Arthur Gose was demolished when it was struck by a Civilian Conservation Corps truck driven by Michael Felotoirch, a member of the Civilian Conservation Corps, at Arthur, Tennessee, on April 27, 1935: *Provided,* That the above sum shall be in full satisfaction of all judgments obtained by Arthur Gose, against Michael Felotoirch, driver of the Civilian Conservation Corps 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.

Arthur Gose.
Payment to.

Proviso.

Approved, June 21, 1941.

[CHAPTER 223]

AN ACT

For the relief of James A. Mills.

June 21, 1941
[H. R. 903]

[Private Law 100]

James A. Mills.
Payment to.*Proviso.*

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 A. Mills, of Jefferson City, Tennessee, the sum of \$3,000 in full settlement of all claims against the United States as a result of personal injuries sustained by him when his car collided with a Civilian Conservation Corps truck on the highway to Jefferson City, Tennessee, on September 5, 1937: *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 21, 1941.

[CHAPTER 224]

AN ACT

For the relief of Bernard E. Warehime.

June 21, 1941
[H. R. 1532]

[Private Law 101]

Bernard E. Warehime.
Payment to.*Proviso.*

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 Bernard E. Warehime, the sum of \$833.50, in full settlement of all claims against the United States for personal injuries sustained as result of collision between the claimant's automobile and an ambulance which was attached to the Civilian Conservation Corps, numbered 239, Camp S-54, Butler, New Jersey, which collision occurred on October 2, 1935, at about five o'clock post meridian, at intersection of Mount Pleasant Avenue and Prospect Avenue, West Orange, New Jersey: *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 21, 1941.

[CHAPTER 225]

AN ACT

For the relief of Roy Gard.

June 21, 1941
[H. R. 2391]

[Private Law 102]

Roy Gard.
Consideration of
disability claim.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 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 and supplemented, the United States Employees' Compensa-

tion Commission be, and is hereby, authorized and directed to receive and consider, when filed, the claim of Roy Gard, an employee of the Works Progress Administration, for disability alleged to have been incurred by him on July 2, 1938, in line of duty, and to determine said claim upon its merits under the provisions of said Act: *Provided*, That no benefits shall accrue prior to the approval of this Act: *Provided further*, That said claim shall be filed with the United States Employees' Compensation Commission not later than sixty days after the approval of this Act.

Approved, June 21, 1941.

39 Stat. 742.
5 U. S. C. §§ 751-793.
Proviso.

[CHAPTER 226]

AN ACT

For the relief of John Klasek.

June 21, 1941
[H. R. 3245]
[Private Law 103]

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 Klasek the sum of \$42.50, in full satisfaction of all claims against the United States on account of damages sustained on June 26, 1937, when the automobile in which John Klasek was riding was struck by a Civilian Conservation Corps ambulance driven by an employee of the United States 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.

John Klasek.
Payment to.

Proviso.

Approved, June 21, 1941.

[CHAPTER 227]

AN ACT

For the relief of Nell Victoria Lea.

June 21, 1941
[H. R. 3810]
[Private Law 104]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding any provision of the immigration laws the temporary admission to the United States of Nell Victoria Lea is hereby declared a record of permanent admission as of the date she last temporarily entered continental United States, to wit, September 24, 1925.

Nell Victoria Lea.
Record of permanent admission to U. S.

Approved, June 21, 1941.

[CHAPTER 229]

AN ACT

For the relief of Phillip Christian Holt.

June 23, 1941
[H. R. 2742]
[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 be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Phillip Christian Holt, 205 George Mason Drive, Arlington, Virginia, the sum of \$450 for services rendered to the Treasury Department from June 12, 1933, until September 11, 1933, inclusive, at the

Phillip Christian Holt.
Payment to.

Proviso.

rate of \$1,800 per annum: *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 23, 1941.

[CHAPTER 236]

AN ACT

For the relief of Major R. Lee.

June 24, 1941
[H. R. 188]

[Private Law 106]

Major R. Lee.
Credit in accounts.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Comptroller General of the United States be, and he is hereby, authorized and directed to allow credit in the accounts of Major (formerly First Lieutenant) R. Lee, former disbursing officer, United States Engineer Office, Memphis, Tennessee, in the sum of \$790.44, representing the remaining amount disallowed in the accounts of the said Major R. Lee, disbursing symbol 230409, because of an overpayment of \$790.44 made to F. D. Harvey and Company, Incorporated, Memphis, Tennessee, on voucher numbered 12108, dated December 7, 1932, under contract W-1092-eng. 2866, dated October 3, 1932, the said overpayment being uncollectible and the firm no longer in existence: *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.

Proviso.

Approved, June 24, 1941.

[CHAPTER 237]

AN ACT

For the relief of Rinzo Takata.

June 24, 1941
[H. R. 732]

[Private Law 107]

Rinzo Takata.
Payment to.

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 Rinzo Takata, of Honolulu, Territory of Hawaii, the sum of \$2,500. Such sum shall be in full settlement of all claims for damages against the United States on account of the death of Yasu Takata, wife of said Rinzo Takata, when she was struck and killed by a United States Army truck in Honolulu, Territory of Hawaii, on February 2, 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.

Proviso.

Approved, June 24, 1941.

[CHAPTER 238]

AN ACT

For the relief of Vernon Atkison.

June 24, 1941
[H. R. 1649]
[Private Law 108]

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 Vernon Atkison, a minor, of Greenville, South Carolina, the sum of \$1,150, in full settlement of all claims against the United States for personal injuries received by the said Vernon Atkison and property damage to his bicycle when such bicycle was struck on Paris Mountain Road near Greenville, South Carolina, on the morning of December 30, 1937, by a truck 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 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.

Vernon Atkison.
Payment to guardian.

Proviso.

Approved, June 24, 1941.

[CHAPTER 239]

AN ACT

For the relief of Maggie Lou Morse, administratrix of the estate of Exie Morse.

June 24, 1941
[H. R. 1753]
[Private Law 109]

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 Maggie Lou Morse, administratrix of the estate of Exie Morse, the sum of \$5,000 in full settlement of all claims against the United States on account of the death of the said Exie Morse, who was killed on September 7, 1939, by a Civilian Conservation Corps 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.

Maggie Lou Morse
Payment to.

Proviso.

Approved, June 24, 1941.

[CHAPTER 240]

AN ACT

For the relief of Bert and Marie Freeman.

June 24, 1941
[H. R. 1933]
[Private Law 110]

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, jointly to Bert and Marie Freeman, as the dependent parents of Arthur J. Freeman, the sum of \$2,500, in full settlement of all claims against the Government of the United States arising out of the death of Arthur J. Freeman, caused by the negligent operation of an automobile truck driven by Dysle Adams, attached to the United States Soil

Bert and Marie
Freeman.
Payment to.

Proviso. Conservation, Civilian Conservation Corps, Camp Ross, Ross County, Ohio, while acting within the scope of his employment, on Ohio United States Highway Route Numbered 23, one and six-tenths miles north of the city of Chillicothe, Ohio, on October 17, 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 24, 1941.

[CHAPTER 241]

AN ACT

For the relief of Jack Y. Upham.

June 24, 1941
[H. R. 2739]

[Private Law 111]

Jack Y. Upham.
Payment to.

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 \$500 to Jack Y. Upham, of Henrico County, Virginia, an employee of the Public Roads Administration, in full settlement of all claims against the United States for household and personal effects destroyed in a Government truck on March 26, 1938, while en route from Sparta, North Carolina, to Floyd, 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.

Proviso.

Approved, June 24, 1941.

[CHAPTER 242]

AN ACT

For the relief of Cascade Investment Company.

June 24, 1941
[H. R. 2861]

[Private Law 112]

Cascade Invest-
ment Co.
Payment to.

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 Cascade Investment Company, of Portland, Oregon, the sum of \$78.75. The payment of such sum shall be in full settlement of all claims against the United States for losses sustained by such company as a result of the damages to a truck owned by said company, while said truck was being used on Works Progress Administration Project Numbered 505, at Camp Clatsop, Oregon, during the year 1936: *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.

Proviso.

Approved, June 24, 1941.

[CHAPTER 243]

AN ACT

For the relief of Tom Gentry.

June 24, 1941
[H. R. 3399]
[Private Law 113]

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 Tom Gentry, of Marion, Illinois, the sum of \$3,008. The payment of such sum shall be in full settlement of all claims against the United States by the said Tom Gentry on account of personal injuries sustained by him when the car in which he was riding collided with an automobile in the service of the Works Progress Administration on November 18, 1939, on West Main Street, Marion, Illinois: *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.

Tom Gentry.
Payment to.

Proviso.

Approved, June 24, 1941.

[CHAPTER 244]

AN ACT

To validate payments of retired pay made to Pay Clerk Ray Bellamy Veirs, United States Navy, retired, for the period September 21, 1939, to November 15, 1940, and for other purposes.

June 24, 1941
[H. R. 4459]
[Private Law 114]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all payments of retired pay made to Pay Clerk Ray Bellamy Veirs, United States Navy, retired, for the period from September 21, 1939, to November 15, 1940, are hereby validated and the Comptroller General of the United States be, and he is hereby, authorized and directed to credit the account of Commander R. S. Robertson, Supply Corps, United States Navy, with the sum of \$1,488.63, which sum represents the difference between payments of retired pay made to Pay Clerk Veirs during the aforesaid period and the monthly benefits allowed veterans having no dependents while being furnished hospital treatment, institutional, or domiciliary care pursuant to the provisions of section 4 of the Act of July 19, 1939 (53 Stat. 1070; 38 U. S. C., Supp. V, sec. 706b).

Comdr. R. S. Robertson.
Credit in account;
validation of pay-
ments to Ray Bell-
amy Veirs.

Approved, June 24, 1941.

[CHAPTER 245]

AN ACT

For the relief of the heirs of George P. Eddy.

June 25, 1941
[H. R. 1142]
[Private Law 115]

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, on certification by the Secretary of the Interior, be, and is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the heirs of George P. Eddy, deceased, a sum determined by the Secretary of the Interior to be the fair and reasonable value of all improvements, and the labor involved therein, not in excess of \$1,760, placed by George P. Eddy upon the southwest quarter section 23, township 7 north, range 29

George P. Eddy.
Payment to heirs.

west, San Bernardino meridian, one hundred and sixty acres located in the Los Padres National Forest, in the State of California, prior to December 28, 1905, the date of the cancelation of homestead entry 014375, San Francisco series, erroneously allowed December 10, 1897: *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 25, 1941.

[CHAPTER 246]

AN ACT

For the relief of J. W. and Robert W. Gillespie.

June 25, 1941
[H. R. 1976]

[Private Law 116]

J. W. Gillespie and
Robert W. Gillespie.
Payments to.

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. W. Gillespie, the sum of \$500, and to Robert W. Gillespie, the sum of \$500, in full settlement of all claims against the United States for personal injuries sustained on October 6, 1939, by the negligent erection of detour signs by employees of the Works Progress 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.

Proviso.

Approved, June 25, 1941.

[CHAPTER 247]

AN ACT

For the relief of the legal guardian of Howard Burkette.

June 25, 1941
[H. R. 2709]

[Private Law 117]

Howard Burkette.
Payment to 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 Howard Burkette, of Knoxville, Tennessee, the sum of \$4,037.75, in full satisfaction of his claim against the United States for damages for personal injuries sustained by him when he was struck by a truck used by the Civil Works Administration, driven by C. H. Naugher, in Knoxville, Tennessee, on February 5, 1934; such payment to be conditioned upon the release of said C. H. Naugher from all liability for the payment of damages for 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 agents, attorney or attorneys, on account of services rendered in connection with said

Condition.

Proviso.

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 25, 1941.

[CHAPTER 248]

AN ACT

For the relief of Mr. and Mrs. George H. Kerley.

June 25, 1941
[H. R. 2710]
[Private Law 118]

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 \$750 to George H. Kerley, and to Mrs. George H. Kerley, the sum of \$4,000, in full settlement of all claims against the United States for expenses incurred, and personal injuries sustained on July 29, 1938, in Kinzel Springs, Tennessee, as the result of a collision with a Civilian Conservation Corps 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 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.

George H. Kerley
and Mrs. George H.
Kerley.
Payments to.

Proviso.

Approved, June 25, 1941.

[CHAPTER 249]

AN ACT

For the relief of Charles H. Wright and William Francis Agard.

June 25, 1941
[H. R. 8233]
[Private Law 119]

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 Charles H. Wright, of Jackson, Mississippi, the sum of \$2,000, and to William Francis Agard, of Jackson, Mississippi, the sum of \$2,000, in full settlement of all claims against the United States for personal injuries received by them on August 15, 1940, when the car in which they were riding collided with a truck driven by Jack Murlett, 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.

Charles H. Wright
and William Francis
Agard.
Payments to.

Proviso.

Approved, June 25, 1941.

[CHAPTER 250]

AN ACT

For the relief of Gustav Schmidt.

June 25, 1941

[H. R. 3520]

[Private Law 120]

Gustav Schmidt.
Payment to.*Proviso.*

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, in full settlement of all claims against the United States, the sum of \$2,500 to Gustav Schmidt, of South San Francisco, California, on account of injuries sustained on July 24, 1926, when struck by a United States Army touring 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.

Approved, June 25, 1941.

[CHAPTER 253]

AN ACT

For the relief of W. R. Larkin and Dora Larkin, in connection with the construction, operation, and maintenance of the Fort Hall Indian irrigation project, Idaho.

June 25, 1941

[H. R. 4064]

[Private Law 121]

W. R. Larkin and
Dora Larkin.
Substitution of des-
ignated amount as
payment.
54 Stat. 1280.*Proviso.*

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Acts of June 20, 1938 (52 Stat. 1363), and June 11, 1940 (Private, Numbered 362, Seventy-sixth Congress), for the relief of certain individuals named therein in connection with the construction, operation, and maintenance of the Fort Hall Indian irrigation project, Idaho, are hereby supplemented and further amended by authorizing payment, pursuant to the provisions of said Acts, of the sum of \$4,000 to W. R. Larkin and Dora Larkin, in lieu of the payment of the sum of \$2,000 to W. R. Larkin, as therein authorized: *Provided,* That the Secretary of the Treasury shall accord recognition to any valid assignment executed by W. R. Larkin and Dora Larkin to the Fort Hall Water Users' Association of all or any part of the amount herein authorized for payment to them.

Approved, June 25, 1941.

[CHAPTER 256]

AN ACT

For the relief of Roche, Connell and Laub Construction Company.

June 26, 1941

[H. R. 673]

[Private Law 122]

Roche, Connell and
Laub Construction
Co.
Payment to.

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 Roche, Connell and Laub Construction Company, of Cincinnati, Ohio, such amount not in excess of \$12,201.67 as may be certified by the Comptroller General of the United States but exclusive of any allowance for profit, in full settlement of all claims against the United States for repairs made by Roche, Connell and Laub Construction Company to the new post office building at Portsmouth, Ohio, as a result of flood damages to such building beginning January 21, 1937, while such building was under construction, in accordance with contract numbered T1-PW-2273, dated June 18,

1935: *Provided*, That no part of the amount allowed by virtue of 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.

Proviso.

Approved, June 26, 1941.

[CHAPTER 257]

AN ACT

For the relief of Mrs. Lawrence Chlebeck.

June 26, 1941
 [H. R. 3234]

[Private Law 123]

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. Lawrence Chlebeck, of Saint Paul, Minnesota, the sum of \$500, in full satisfaction of her claim against the United States for personal injuries sustained when she fell on the slippery stairway of the United States Customhouse Building, Saint Paul, Minnesota, on March 2, 1922: *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.

Mrs. Lawrence Chlebeck.
 Payment to.

Proviso.

Approved, June 26, 1941.

[CHAPTER 286]

AN ACT

Authorizing and directing the Secretary of the Interior to cancel patent in fee issued to Lizzie Smith.

July 9, 1941
 [H. R. 4359]

[Private Law 124]

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 and directed to cancel the patent in fee numbered 1010067 issued to Lizzie Smith under date of December 15, 1927, covering her allotment of land on the Fort Peck Reservation, Montana, described as follows: West half of section 17, township 31 north; east half southwest quarter northeast quarter of section 34 and the northwest quarter northeast quarter of section 27, township 28 north, all in range 53 east, Montana meridian in Montana, containing three hundred and eighty three acres, and to issue to her a trust patent in lieu thereof covering the same land to be held in trust for her sole use and benefit or, in case of her decease, for the sole use and benefit of her lawful heirs and devisees for the same period under the same conditions as other trust patents are held on that reservation as extended by the last proclamation of the President relating to the said reservation: *Provided*, That any valid encumbrances now resting against any of the said land shall not in any manner be affected by the provisions of this Act, but any of such land so encumbered, if still owned by the allottee, heirs, or devisees, shall, when such encumbrances have been removed, become subject to the provisions of this Act as fully and to the same extent as if such land were now unencumbered.

Lizzie Smith.
 Substitution of patent.

Proviso.

Approved, July 9, 1941.

[CHAPTER 306]

AN ACT

To repeal the provision of law granting a pension to Elizabeth Lively.

July 17, 1941
[H. R. 1268]
[Private Law 125]

Elizabeth Lively.
Provision granting
pension repealed.

45 Stat. 1779.

Proviso.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of the Act entitled "An Act granting pensions and increase of pensions to certain soldiers and sailors of the Civil War and certain widows and dependent relatives of such soldiers and sailors", Private Law Numbered 112, Seventieth Congress, approved May 3, 1928, as reads "The name of Elizabeth Lively, widow of John Lively, late of Company K, Fifth Regiment Tennessee Volunteer Infantry, and pay her a pension at the rate of \$30 per month", is hereby repealed, effective the day following the date of last payment: *Provided*, That no recovery shall be made of any payment heretofore made to Elizabeth Lively and no disbursing or certifying officer shall be held liable for any amount paid to Mrs. Lively recovery of which is waived under this Act.

Approved, July 17, 1941.

[CHAPTER 312]

AN ACT

Granting a pension to Martha Pace.

July 21, 1941
[H. R. 439]
[Private Law 126]

Martha Pace.
Pension granted to.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs be, and he is hereby, authorized and directed to place on the pension roll, subject to the provisions and limitations of the pension laws, the name of Martha Pace, widow of Abner Pace, late of Troop A, Second United States Cavalry, and pay her a pension at the rate of \$30 per month.

Approved, July 21, 1941.

[CHAPTER 313]

AN ACT

For the relief of Severiana Maria Rodrigues de Caceres, her sister Irene Hernandez de Texada, and the latter's daughter, Irene Hernandez de Texada.

July 21, 1941
[H. R. 1577]
[Private Law 127]

Severiana Maria
Rodrigues de Caceres
and others.

Admission for per-
manent residence.

Quota deductions.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the administration of the immigration and naturalization laws the Attorney General be, and he is hereby, authorized and directed to record the lawful admission for permanent residence of Severiana Maria Rodrigues de Caceres, her sister Irene Hernandez de Texada, and the latter's daughter, Irene Hernandez de Texada, as of October 22, 1936, the date on which they were admitted temporarily to the United States if they are found to be otherwise admissible under the provisions of the immigration laws, other than those relating to quotas. Upon the enactment of this Act, the Secretary of State shall instruct the proper quota-control officer to deduct two numbers from the quota for Spain and one number from the quota for France of the first year that the Spanish and French quotas are available.

Approved, July 21, 1941.

[CHAPTER 315]

AN ACT

Authorizing the Secretary of the Navy to issue the Navy Expeditionary Medal to certain Army and civilian personnel.

July 22, 1941
[S. 347]
[Private Law 128]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is authorized to issue the Navy Expeditionary Medal to George Atcheson, Junior; John Hall Paxton; Emile Gassie; Captain Frank N. Roberts, United States Army; Carl Harry Carlson; Norman Alley; Weldon James; Norman T. F. Soong; James Marshall; Roy Squires; H. Ros; Luigi Barzini; Sandro Sandri; Eric Mayell; C. Malcolm McDonald; Birger Jorgensen; James Vance Pockhring; Mario Blasina; David Smith Goldie; Carl Harry Cerlsot; Frank Hayden Vines; John Bing Hamsherwood; and Peter G. A. Mendar in commemoration of the service and assistance rendered by them on the occasion of the bombing and loss of the United States ship Panay on December 12, 1937.

Navy Expeditionary Medal.
Award of, to designated persons.

Approved, July 22, 1941.

[CHAPTER 316]

AN ACT

For the relief of J. Mae Chambers and Retta E. Hultgren.

July 22, 1941
[S. 1142]
[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 J. Mae Chambers and Retta E. Hultgren, of Roy, Washington, the sum of \$3,500, in full satisfaction of their claim against the United States for compensation for the loss by fire of their house and certain other property, located on land leased by them to the United States for use as a camp site during the Fourth Army maneuvers, on August 17, 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.

J. Mae Chambers
and Retta E. Hultgren.
Payment to.

Proviso.

Approved, July 22, 1941.

[CHAPTER 317]

AN ACT

For the relief of Daniel Steele.

July 22, 1941
[S. 1166]
[Private Law 130]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That 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 and supplemented, are hereby waived and the United States Employees' Compensation Commission is hereby authorized and directed to receive and consider, if filed within six months after the approval of this Act, the claim of Daniel Steele, of Flint, Michigan, for disability allegedly

Daniel Steele.
Consideration of
disability claim.

39 Stat. 746.
5 U. S. C. §§ 765-770.

directly attributable to an alleged injury to his eye incurred by him on September 30, 1935, while in the performance of his duties in the course of his employment in the Works Progress Administration, and to determine said claim upon its merits under the provisions of said Act: *Provided*, That no benefits shall accrue prior to the approval of this Act.

Proviso.

Approved, July 22, 1941.

[CHAPTER 318]

AN ACT

For the relief of Doctor Gustav Weil, Irma Weil, and Marion Weil.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the administration of the immigration and naturalization laws the Attorney General be, and he is hereby, authorized and directed to record the lawful admission for permanent residence of Doctor Gustav Weil, his wife Irma Weil, and their minor daughter Marion Weil, all of New York City, as of September 24, 1938, the date on which they were admitted temporarily to the United States, if they are found to be otherwise admissible under the provisions of the immigration laws, other than those relating to quotas, and if Doctor Weil is also found admissible under the provisions of the immigration laws other than the second clause of section 3 of the Act of February 5, 1917 (39 Stat. 875, U. S. C., title 8, sec. 136 (a)). Upon the enactment of this Act, the Secretary of State shall instruct the proper quota-control officer to deduct three numbers from the quota for Germany of the first year that the German quota is available.

July 23, 1941
[H. R. 814]
[Private Law 131]

Dr. Gustav Weil,
Irma Weil, and Mar-
ion Weil.

Admission for per-
manent residence.

Quota deduction.

Approved, July 23, 1941.

[CHAPTER 319]

AN ACT

For the relief of Edson E. Downs.

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 Edson E. Downs, of Portland, Oregon, the sum of \$172, in full satisfaction of his claim against the United States for compensation for personal injuries and property damage sustained by him as a result of the collision between his automobile and a Civilian Conservation Corps automobile at the intersection of Fremont Street and North Missouri Avenue, Portland, Oregon, on May 16, 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.

July 23, 1941
[S. 851]
[Private Law 132]

Edson E. Downs.
Payment to.

Proviso.

Approved, July 23, 1941.

[CHAPTER 321]

AN ACT

For the relief of Joseph Petrin, Joseph A. Petrin, Rudolph Petrin, Angus LeBlanc, William J. Demelle, Samuel Fishman, and Hector LaPointe.

July 24, 1941
[S. 127]
[Private Law 133]

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 \$2,639 to Joseph Petrin, Joseph A. Petrin, Rudolph Petrin, and Angus LeBlanc; \$1,001 to William J. Demelle; and \$1,456 to Samuel Fishman and Hector LaPointe, in full settlement of all their claims against the United States on account of damages and losses sustained by them at the hands of representatives of the United States Government through and by delaying each of them in performing their respective contracts, as subcontractors, with the prime contractor, V. & M. Construction Corporation, under its contract, T1sa-3223, for the building of the United States Post Office, Sanford, Maine, the United States Court of Claims, in its Numbers 43480, 43481, and 43482, having heretofore made special findings of fact that the persons above named so suffered such damages and losses: *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.

Joseph Petrin and
others.
Payments to.

Proviso.

Approved, July 24, 1941.

[CHAPTER 322]

AN ACT

For the relief of Samuel M. Lipton.

July 24, 1941
[S. 176]
[Private Law 134]

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 M. Lipton the sum of \$138 for reimbursement in the payment of his salary for the period August 22, 1939, to September 15, 1939, and for annual leave accumulated as of September 15, 1939, while employed by the National Park Service in Zion National Park: *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 M. Lipton.
Payment to.

Proviso.

Approved, July 24, 1941.

[CHAPTER 323]

AN ACT

For the relief of J. M. Swinney.

July 24, 1941
[S. 1348]

[Private Law 135]

J. M. Swinney.
Payment to.

Proviso.

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. M. Swinney, of Poplarville, Mississippi, the sum of \$2,719, in full satisfaction of all claims against the United States on account of injuries to the said J. M. Swinney resulting from the explosion of several dynamite caps handed to him loosely by Works Progress Administration employees in his welding and blacksmith shop on May 23, 1938: *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 24, 1941.

[CHAPTER 324]

AN ACT

Conferring jurisdiction upon the Court of Claims to hear, determine, and render judgment on the claim of R. Brinskelle and Charlie Melcher.

July 24, 1941
[S. 1352]

[Private Law 136]

R. Brinskelle and
Charlie Melcher.
Jurisdiction conferred
on Court of
Claims to hear, etc.,
claim of.Commencement of
suit.
Proceedings.

28 U. S. C. § 250.

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 Court of Claims to hear, determine, and render judgment on the claim of R. Brinskelle and Charlie Melcher for damages for loss of a fishing cabin located on Warrior River, Jefferson County, Alabama, on or about March 6, 1937, because of fire allegedly caused by negligence of Government employees in connection with clearing operations along the banks of the Warrior River and its tributaries.

SEC. 2. Suit upon such claim may be instituted at any time within one year after enactment of this Act and 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 section 145 of the Judicial Code, as amended.

Approved, July 24, 1941.

[CHAPTER 336]

AN ACT

For the relief of Mary McCutcheon.

July 30, 1941
[H. R. 1702]

[Private Law 137]

Mary McCutcheon.
Credit in postal ac-
counts.Provisos.
Assignment of
claims.

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 the accounts of Mary McCutcheon, postmaster at Schullter, Oklahoma, in the sum of \$870.69, due the United States on account of loss of postal funds and Treasury savings funds resulting from the failure of the First National Bank of Schullter, Oklahoma, and the Miners National Bank of Henryetta, Oklahoma: *Provided,* That the said postmaster shall assign to the United States any

and all claims she may have to dividends arising from the liquidation of said banks: *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.

Limitation on attorney's, etc., fees.

Approved, July 30, 1941.

[CHAPTER 337]

AN ACT

For the relief of Charles J. Schay.

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 \$1,200 to Charles J. Schay, of Little Rock, Arkansas, in full settlement and satisfaction of all claims against the United States for expenses and permanent personal injuries sustained as a result of being struck by a Civilian Conservation Corps truck at Eleventh and Main Streets, Little Rock, on September 29, 1934: *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 30, 1941.

July 30, 1941
[H. R. 1746]
[Private Law 138]

Charles J. Schay.
Payment to.

Proviso.

[CHAPTER 338]

AN ACT

For the relief of William Cromer.

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 William Cromer, of Newberry, South Carolina, the sum of \$1,000, the same being in full satisfaction and settlement of all claims against the United States Government on account of property damages and personal injuries sustained as a result of the negligent and reckless operation of a motortruck by an employee of the Works Progress Administration, acting within the scope of his employment, on or about September 17, 1938: *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 30, 1941.

July 30, 1941
[H. R. 2382]
[Private Law 139]

William Cromer.
Payment to.

Proviso.

[CHAPTER 339]

AN ACT

For the relief of H. E. Buzby.

July 30, 1941

[H. R. 2838]

[Private Law 140]

H. E. Buzby.
Payment to.*Proviso.*

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. E. Buzby, of Fairbanks, Alaska, the sum of \$1,000, in full settlement of all claims against the United States as a result of personal injuries sustained by him when he was struck by a United States Army truck on a public highway near Fairbanks, Alaska, on May 2, 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 30, 1941.

[CHAPTER 340]

AN ACT

For the relief of Mrs. O. B. Olson.

July 30, 1941

[H. R. 3247]

[Private Law 141]

Mrs. O. B. Olson.
Payment to.*Proviso.*

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. O. B. Olson, of Chicago, Illinois, the sum of \$175, in full satisfaction of all claims against the United States on account of damages sustained on October 1, 1937, as a result of a fall on the driveway of the customs inspection station at Noyes, Minnesota: *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 30, 1941.

[CHAPTER 341]

AN ACT

For the relief of the Equitable Insurance Alliance, the Fidelity and Guaranty Fire Corporation, and the Hartford Fire Insurance Company.

July 30, 1941

[H. R. 3523]

[Private Law 142]

Equitable Insurance
Alliance and others.
Payments to.

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 Equitable Insurance Alliance, Providence, Rhode Island, the sum of \$1,192.50; to the Fidelity and Guaranty Fire Corporation, Baltimore, Maryland, the sum of \$79.17; and to the Hartford Fire Insurance Company, Hartford, Connecticut, the sum of \$15.83. The payment of such amounts shall be in full settlement of all claims against the United States arising out of payments made by such

companies on account of liability incurred under contracts of insurance when a United States Naval airplane crashed, on December 5, 1938, into the residence garage owned by Commander H. S. Kendall, United States Navy, 850 J Avenue, Coronado, California, the insured under such contracts: *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.

Proviso.

Approved, July 30, 1941.

[CHAPTER 342]

AN ACT

For the relief of Mr. and Mrs. W. A. Batchelor.

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. W. A. Batchelor, of Overton, Texas, the sum of \$3,000, in full settlement of all claims against the United States for personal injuries, and property damage sustained in a collision on December 24, 1938, near Minden, Louisiana, when the automobile in which they were passengers was struck by a truck owned by the Department of Agriculture: *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.

July 30, 1941
[H. R. 3801]

[Private Law 143]

Mr. and Mrs. W. A.
Batchelor.
Payment to.

Proviso.

Approved, July 30, 1941.

[CHAPTER 343]

AN ACT

For the relief of Mr. and Mrs. J. W. Johns.

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. J. W. Johns, of Artesia, New Mexico, the sum of \$1,500. The payment of such sum shall be in full settlement of all claims against the United States for damages sustained by the said Mr. and Mrs. J. W. Johns on account of personal injuries and property damage inflicted on November 18, 1938, when the automobile in which they were riding was struck, twenty miles east of Weatherford, Oklahoma, by a car driven by Lanson D. Mitchell, projects supervisor for the Works Progress Administration (now Work Projects Administration) while said Lanson D. Mitchell was engaged in performance of his official duties: *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

July 30, 1941
[H. R. 3943]

[Private Law 144]

Mr. and Mrs. J. W.
Johns.
Payment to.

Proviso.

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 30, 1941.

[CHAPTER 344]

AN ACT

For the relief of Antonio or Anthony Maurin.

July 30, 1941
[H. R. 4921]
[Private Law 145]

Antonio or Anthony Maurin.
Admission for permanent residence.

Quota deduction.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the administration of the immigration and naturalization laws the Attorney General be, and he is hereby, authorized and directed to record the lawful admission for permanent residence of Antonio or Anthony Maurin as of May 17, 1926, the date on which he entered the United States, if he is found to be otherwise admissible under the provisions of the immigration laws, other than those relating to quotas. Upon the enactment of this Act, the Secretary of State shall instruct the proper quota-control officer to deduct one number from the quota for the country properly chargeable therewith.

Approved, July 30, 1941.

[CHAPTER 345]

AN ACT

For the relief of Eben Vaughn Cleaves.

July 30, 1941
[S. 849]
[Private Law 146]

Eben Vaughn Cleaves.
Payment to.

Proviso.

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 Eben Vaughn Cleaves, of Bar Harbor, Maine, the sum of \$650, in full settlement of all claims against the United States for reimbursement of the sums paid by him to Inez L. Wood and Olin Wood in satisfaction of their claims against him arising out of a collision in Bar Harbor, Maine, on September 1, 1935, between an automobile in which the said Inez L. Wood was riding as a passenger and a United States Customs Service vehicle operated by the said Eben Vaughn Cleaves in the performance of his duty as a deputy collector of customs: *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 30, 1941.

[CHAPTER 349]

AN ACT

For the relief of Laura McStay.

August 1, 1941
[H. R. 1855]
[Private Law 147]

Laura McStay.
Payment to.

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 Laura McStay, of Monterey, California, the sum of \$1,172.99, in

full settlement of all claims against the United States for damages on account of injuries sustained by her when a stone from a blast set off by Work Projects Administration employees working on the Monterey Presidio Grounds, Monterey, California, came down on the top of her passing car on April 26, 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.

Proviso.

Approved, August 1, 1941.

[CHAPTER 350]

AN ACT

For the relief of Louis A. Schwan.

August 1, 1941
[H. R. 3802]
[Private 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 Treasury be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Louis A. Schwan, of Evansville, Indiana, the sum of \$642. The payment of such sum shall be in full settlement of all claims against the United States on account of damage by fire to his orchard caused by the negligence of Work Projects Administration employees, on December 7, 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.

Louis A. Schwan.
Payment to.*Proviso.*

Approved, August 1, 1941.

[CHAPTER 351]

AN ACT

For the relief of Robert Edward Lee.

August 9, 1941
[H. R. 1359]
[Private Law 149]

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 \$3,766.75 to Robert Edward Lee, of Rockmart, Georgia, in full settlement of all claims against the United States for personal injuries, and expenses sustained, in a collision with a Government automobile assigned to the National Park Service and operated in connection with the Civilian Conservation Corps near Chipley, Georgia, on August 8, 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.

Robert Edward
Lee.
Payment to.*Proviso.*

Approved, August 9, 1941.

[CHAPTER 379]

AN ACT

For the relief of Norman Carlin Brown, a minor.

August 18, 1941
[H. R. 1352]

[Private Law 150]

Norman Carlin
Brown.
Payment to legal
guardian of.

Proviso.

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 Norman Carlin Brown, a minor, of Alexandria, Virginia, the sum of \$5,000, in full settlement of all claims against the United States for injuries resulting in death, sustained by Chester Brown, the father of the infant named herein, on September 20, 1940, the decedent having been struck by a United States Army truck which at the time was being operated in a negligent manner by an enlisted man in the United States Army: *Provided*, That no part of the money 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, August 18, 1941.

[CHAPTER 380]

AN ACT

For the relief of Herman R. Allen.

August 18, 1941
[H. R. 1354]

[Private Law 151]

Herman R. Allen.
Payment to.

Proviso.

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 Herman R. Allen, company commander, Civilian Conservation Corps Company 2314, Beltsville, Maryland, the sum of \$190, in full settlement of all claims against the United States. The payment of such sum is made to reimburse the said Herman R. Allen for a personal advance by him on November 1, 1939, of \$190 to replace a shortage in the company pay roll funds caused by the theft, on October 31, 1939, by former Civilian Conservation Corps enrollee R. E. Lee of a like amount from such pay roll funds: *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, August 18, 1941.

[CHAPTER 381]

AN ACT

For the relief of Emily Barlow.

August 18, 1941
[H. R. 1576]

[Private Law 152]

Emily Barlow.
Payment to.

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 Emily Barlow, of El Paso, Texas, the sum of \$1,230 in full settlement

of all claims against the United States for personal injuries sustained through the negligence of an employee of the War Department while driving an Army truck on February 16, 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, August 18, 1941.

Proviso.

[CHAPTER 382]

AN ACT

For the relief of Lewis Jones.

August 18, 1941
[H. R. 2753]

[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 be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Lewis Jones, of Ben Hur, Arkansas, the sum of \$1,510, in full satisfaction of all claims against the United States for personal injuries sustained by him as a result of an automobile accident in the city of Little Rock, Arkansas, on August 13, 1931, while he was a Federal prisoner in the custody of, and riding in the car driven by, a prohibition agent of the Department of Justice: *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.

Lewis Jones.
Payment to.

Proviso.

Approved, August 18, 1941.

[CHAPTER 383]

AN ACT

For the relief of Tony Cirone.

August 18, 1941
[H. R. 4045]

[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 and directed to pay, out of any money in the Treasury not otherwise appropriated, to Tony Cirone, of Trinidad, Colorado, the sum of \$100, in full settlement of all claims against the United States on account of damages to a truck belonging to the said Tony Cirone while the same was being used on a project of the Works Progress Administration on August 31, 1938: *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.

Tony Cirone.
Payment to.

Proviso.

Approved, August 18, 1941.

[CHAPTER 401]

AN ACT

For the relief of Franklin Stencil and Domonic Stencil.

August 21, 1941
[H. R. 191]
[Private Law 155]

Franklin Stencil
and Domonic Stencil.
Payments to.

Proviso.

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 Franklin Stencil, Cayuga, North Dakota, the sum of \$400 for personal injuries and property damages, to Domonic Stencil, Cayuga, North Dakota, the sum of \$5,000 on account of the death of his wife, Rose Stencil. The payment of such sums shall be in full settlement of all claims against the United States for damages sustained when the car in which they were riding was struck by a truck in the service of the Work Projects Administration on March 4, 1940, near Britton, 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, August 21, 1941.

[CHAPTER 402]

AN ACT

For the relief of Gilbert E. Jackson and Helen Jackson, individually, and to the legal guardian of Edwin Jackson, a minor.

August 21, 1941
[H. R. 647]
[Private Law 156]

Gilbert E. Jackson
and Helen Jackson.
Payments to.

Edwin Jackson.
Payment to legal
guardian of.

Proviso.

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 Gilbert E. Jackson the sum of \$175, to Helen Jackson, the sum of \$2,500, and to the legal guardian of Edwin Jackson, a minor, the sum of \$1,500. The payment of such sums shall be in full settlement of all claims against the United States for personal injuries and property damage sustained by them on December 24, 1937, at Portland, Oregon, when the car in which they were traveling was struck by a Civilian Conservation Corps 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, August 21, 1941.

[CHAPTER 403]

AN ACT

For the relief of William F. Kliewe.

August 21, 1941
[H. R. 1692]
[Private Law 157]

William F. Kliewe.
Payment to.

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

William F. Kliewe, as legal guardian of his son, Charles Kliewe, a minor, of Pearl River, New York, the sum of \$1,000, in full settlement of all claims against the United States on account of the personal injury sustained by the said Charles Kliewe, who was injured on March 14, 1938, by a tree felled by the Dutch elm disease eradication crew of the Department of Agriculture: *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.

Private.

Approved, August 21, 1941.

[CHAPTER 404]

AN ACT

For the relief of Wade H. Erwin and Vonnie Erwin.

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 Wade H. Erwin, of Strawberry, Arkansas, the sum of \$162.50; and to Vonnie Erwin, of Strawberry, Arkansas, the sum of \$1,250, in full satisfaction of all claims against the United States for property damage and personal injuries sustained by them in the collision of an automobile, owned and operated by them, and an automobile truck operated by an employee of the Works Progress Administration, near the town of Charlotte, Independence County, Arkansas, on November 26, 1937: *Provided*, That no part of the amounts appropriated in this Act in excess of 10 per centum shall be paid to or received by any agent or agents, attorney or attorneys, on account of services rendered in connection with said claims. It shall be unlawful for any agent or agents, attorney or attorneys, to exact or collect, withhold or receive any sum of the amounts appropriated in this Act in excess of 10 per centum thereof, on account of services rendered in connection with said claims, 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.

August 21, 1941
[H. R. 2010]
[Private Law 186]

Wade H. Erwin and
Vonnie Erwin.
Payments to.

Private.

Approved. August 21, 1941.

[CHAPTER 405]

AN ACT

For the relief of John S. Small.

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 S. Small of Waynesboro, Pennsylvania, the sum of \$1,459.50, in full settlement of all claims against the United States for personal injuries to his minor daughter, Patricia Ann, sustained when struck by a rock from a blast on a Work Projects Administration project, on September 26, 1939: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per

August 21, 1941
[H. R. 2182]
[Private Law 189]

John S. Small.
Payment to.

Private.

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, August 21, 1941.

[CHAPTER 406]

AN ACT

For the relief of Raymond W. Reed and Rose Reed.

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 Raymond W. Reed, of Trenton, Texas, the sum of \$4,089, and to the wife of Raymond W. Reed, Rose Reed, the sum of \$5,000, in full settlement of all claims against the United States for personal injuries, property damages, medical and other expenses arising out of an accident, on January 6, 1939, which occurred on United States Highway Numbered 69, approximately two and one-half miles north of Canadian, Oklahoma, involving an automobile driven by an inspector of the Bituminous Coal Commission, on official business: *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, August 21, 1941.

[CHAPTER 407]

AN ACT

For the relief of Margaret S. Holten.

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 Margaret S. Holten, of Salt Lake City, Utah, the sum of \$2,500, in full satisfaction of all claims against the United States arising from the death of Mary Schramm Alexander, the mother of the said Margaret S. Holten, who died on May 18, 1939, as a result of being struck by a truck driven by an enrollee 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 agents, attorney or attorneys, on account of services rendered in connection with this 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, August 21, 1941.

August 21, 1941
[H. R. 2212]

[Private Law 160]

Raymond W. Reed
and Rose Reed.
Payments to.

Proviso.

August 21, 1941
[H. R. 2434]

[Private Law 161]

Margaret S. Holten.
Payment to.

Proviso.

[CHAPTER 408]

AN ACT

For the relief of John Henry Hester.

August 21, 1941
 [H. R. 4528]
 [Private Law 162]

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 Henry Hester, the sum of \$2,500, in full settlement of his claim against the United States of America for permanent injuries to him while a Federal prisoner at Petersburg, Virginia, resulting from being thrown from a 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.

John Henry Hester.
 Payment to.

Proviso.

Approved, August 21, 1941.

[CHAPTER 420]

AN ACT

For the relief of the legal guardian of Louise Holcombe, a minor, and George Holcombe.

September 24, 1941
 [H. R. 4100]
 [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, the sums of \$200 to the legal guardian of Louise Holcombe, a minor, and \$36.25 to George Holcombe, of Cedartown, Georgia, in full settlement of all claims against the United States for personal injuries, and hospital and physicians' bills, incurred in a collision with an automobile of the Work Projects Administration occurring on March 22, 1940, in Cedartown, Georgia: *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.

Louise Holcombe.
 Payment to guardian.

George Holcombe.
 Payment to.

Proviso.

Approved, September 24, 1941.

[CHAPTER 429]

AN ACT

For the relief of Mr. and Mrs. Clyde Thatcher and their two minor children, Marjorie Thatcher and Bobby Thatcher.

October 13, 1941
 [H. R. 3827]
 [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 be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$500 to Mrs. Clyde Thatcher, Beaumont, Texas; the sum of \$500 to the legal guardian of Marjorie Thatcher, Beaumont, Texas; the sum of \$2,700 to the legal guardian of Bobby Thatcher, Beaumont, Texas. Said sums shall be in full settlement of all claims against the United States for injuries and expenses sustained by the said Mrs. Clyde

Mrs. Clyde Thatcher.
 Payment to.

Marjorie Thatcher
 and Bobby Thatcher.
 Payments to guardian.

Proviso.

Thatcher, and her two minor children, Marjorie and Bobby Thatcher, and for medical expenses incurred by Mr. Clyde Thatcher, when the automobile in which they were riding was struck by a Government truck operated in connection with the Civilian Conservation Corps, at the intersection of Beech Street and Grand Avenue, Beaumont, Texas, on August 1, 1936: *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 13, 1941.

[CHAPTER 433]

AN ACT

October 13, 1941
[S. 493]

[Private Law 165]

Conferring jurisdiction upon the United States District Court for the Southern District of Florida to hear, determine, and render judgment upon the claims of Frank P. Walden in his individual capacity and as husband and legal representative of the estate of Anice Walden, deceased, and Viola Harp in her individual capacity and as legal guardian of her daughter, Marjorie Gayle Harp, a minor.

Frank P. Walden
and Viola Harp.
Jurisdiction of Court
to hear claims.

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 Southern District of Florida to hear, determine, and render judgment upon the claim of Frank P. Walden, of Jacksonville, Florida, in his individual capacity and as husband and legal representative of the estate of Anice Walden, deceased, and the claims of Viola Harp in her individual capacity and as legal guardian of her daughter, Marjorie Gayle Harp, a minor, of Silverton, Georgia, against the United States of America for alleged damages as the result of a collision between the automobile of Frank P. Walden and a Civilian Conservation Corps truck on United States Highway Numbered 1 near Callahan, Florida, on or about August 7, 1938, in which Anice Walden, wife of Frank P. Walden, was fatally injured; and Frank P. Walden; Juanita Louise Walden, his daughter; Viola Harp and Marjorie Gayle Harp were injured while riding in such automobile at the time of the collision.

Liability of United
States.

Limitation on judg-
ment.

Institution of suit.

SEC. 2. In determination of such claims, the United States shall be held liable for the acts of its officers and employees to the same extent as if it were a private person, except that any judgment rendered on each claim shall not be in excess of \$5,000.

SEC. 3. Suits upon such claims may be instituted at any time within one year after the date of enactment of this Act, notwithstanding the lapse of time or any statute of limitations. Proceedings for the determination of such claims 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.

28 U. S. C. § 41 (20).

Approved, October 13, 1941.

[CHAPTER 434]

AN ACT

For the relief of Mrs. A. B. Tanner.

October 13, 1941

[S. 1228]

[Private Law 166]

Mrs. A. B. Tanner.
Payment to.

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. A. B. Tanner, of Hattiesburg, Mississippi, the sum of \$5,000. The payment of such sum shall be in full settlement of all claims against the United States for damages sustained by the said Mrs. A. B. Tanner on account of the death of her husband, A. B. Tanner, who was struck by a bullet fired by a sentry, Private Olen R. Ekas, at Camp Shelby, Mississippi, on October 8, 1940, when the driver of the automobile in which the said A. B. Tanner was riding, L. B. Tanner, his son, failed to execute properly an order given by the sentry: *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.

Proviso.

Approved, October 13, 1941.

[CHAPTER 435]

AN ACT

For the relief of Victor M. Lenzer, former special disbursing agent, Department of Labor.

October 13, 1941

[S. 1655]

[Private Law 167]

Victor M. Lenzer.
Credit in accounts.

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 M. Lenzer, former special agent, Department of Labor, the sum of \$139.79, public funds for which he is accountable, and which were paid by him in good faith to employees of the United States traveling, but not stationed, in foreign countries, for exchange losses, according to his interpretation of the rules then in effect governing such payments.

Approved, October 13, 1941.

[CHAPTER 439]

AN ACT

For the relief of Pherne Miller.

October 14, 1941

[S. 605]

[Private Law 168]

Pherne Miller.
Payment to.

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 Pherne Miller, of Washington, District of Columbia, the sum of \$200 in full satisfaction of her claim against the United States for compensation for services performed by her in making drawings for the United States George Washington Bicentennial Commission during the year 1931: *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 unlaw-

Proviso.

ful, 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 14, 1941.

[CHAPTER 440]

AN ACT

For the relief of Homer J. Swope.

October 14, 1941

[S. 1392]

[Private Law 169]

Homer J. Swope.
Credit in postal ac-
counts.

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 the accounts of Homer J. Swope at Quincy, Illinois, with the sum of \$985.79, representing the amount of postal funds and money order funds lost in the burglary of the post office at Quincy, Illinois, on December 3, 1939.

Approved, October 14, 1941.

[CHAPTER 441]

AN ACT

For the relief of Elinor Leugers.

October 14, 1941

[S. 1398]

[Private Law 170]

Elinor Leugers.
Payment to.

Proviso.

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 Elinor Leugers, dependent mother of the late LeRoy Leugers, machinist's mate, second class, United States Coast Guard, who died aboard the Pandora on October 14, 1939, an amount equal to six months' pay at the rate said LeRoy Leugers was entitled to receive at the date of his death: *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 14, 1941.

[CHAPTER 442]

AN ACT

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.

October 14, 1941

[S. 1709]

[Private Law 171]

I. M. Cook and
others.
Jurisdiction of Court
to hear claims.

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 Western District of North Carolina to hear, determine, and render judgments upon the claims against the United States of I. M. Cook, of Charlotte, North Carolina; J. J. Allen, of Charlotte, North Carolina; Radiator Specialty Company, of Charlotte, North Carolina; and the R. and W. Motor Lines, Incorporated, of Charlotte, North Carolina, for damages allegedly sustained by each by reason of a fire which destroyed a building, known as the Cook Body Company Building, in Charlotte, North Carolina, in December 1938, such fire having started

from an oil stove in a part of such building which was occupied by the Works Progress Administration.

SEC. 2. In the determination of such claims, the United States shall be held liable for such damages, and for any acts committed by any of its officers and employees, to the same extent as if the United States were a private person.

SEC. 3. Suits upon such claims may be instituted at any time within one year after the date of enactment of this Act, notwithstanding the lapse of time or any statute of limitations. Proceedings for the determination of such claims, and appeals from, and payment of, any judgments 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.

Liability of United States.

Institution of suit.

28 U. S. C. § 41 (20).

Approved, October 14, 1941.

[CHAPTER 447]

AN ACT

For the relief of W. W. Carlton.

October 16, 1941
[S. 755]
[Private Law 172]

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. W. Carlton, of Columbia, Tennessee, the sum of \$1,000, in full satisfaction of his claim against the United States for compensation for personal injuries sustained by him as the result of the car which he was driving having been struck by a Civilian Conservation Corps truck operated by an enrollee of the Civilian Conservation Corps near Waynesboro, Tennessee, on February 2, 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.

W. W. Carlton.
Payment to.

Proviso.

Approved, October 16, 1941.

[CHAPTER 448]

AN ACT

For the relief of Eva Mueller.

October 16, 1941
[S. 807]
[Private Law 173]

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 Eva Mueller, of Lincoln, Nebraska, the sum of \$750, in full satisfaction of all claims against the United States for reimbursement of medical, hospital, and other expenses incurred by her or her husband, and for compensation for personal injuries sustained by the said Eva Mueller and her minor daughter Maryln Mueller, as a result of the collision near Gallup, New Mexico, on January 8, 1939, of the car in which they were riding with an Office of Indian Affairs truck operated by Pierce Denetclaw, an employee of such office: *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

Eva Mueller.
Payment to.

Proviso.

Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved, October 16, 1941.

[CHAPTER 449]

AN ACT

For the relief of The Neal Storage Company.

October 16, 1941

[S. 1608]

[Private Law 174]

The Neal Storage
Company.
Payment to.

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 \$24 to The Neal Storage Company, of Cleveland, Ohio, in full satisfaction of its claim against the United States for damages incurred as a result of the cancelation on June 27, 1940, by the Bituminous Coal Division, Department of the Interior, 501 Bulkley Building, Cleveland, Ohio, of its order for three trucks to be furnished by The Neal Storage Company for the purpose of moving and transporting certain office furniture and equipment of said Bituminous Coal Division, Department of the Interior: *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.

Proviso.

Approved, October 16, 1941.

[CHAPTER 450]

AN ACT

To authorize the payment of certain claims of employees of the Bureau of Reclamation arising out of loss of tools destroyed by fire at Parker Dam, Arizona.

October 16, 1941

[S. 1649]

[Private Law 175]

Bureau of Reclama-
tion.
Payments to desig-
nated employees.

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 pay, out of any moneys appropriated for construction of the Parker Dam power project, Arizona, as compensation to the following employees of the Bureau of Reclamation for loss of their tools in a fire which destroyed the warehouse and shop building maintained by the Bureau of Reclamation at Parker Dam, Arizona, on June 28, 1940: To James E. Barrett, the sum of \$150; to John Johnston, the sum of \$172.58; to Richard C. Hudson, the sum of \$5.90; to Thomas H. Dieu, the sum of \$55.12; to Hugh S. Watters, the sum of \$257.18; to Nick Latkovich, the sum of \$78.53; to Andrew E. Lofstedt, the sum of \$83.98; to John W. Stone, the sum of \$127.50; to Allen L. Jones, the sum of \$158.82; to Tonie L. Ellerkamp, the sum of \$251.39; to Arnie A. Nyholm, the sum of \$12.68; to John W. Alewine, the sum of \$10.95; to Homer B. Coleman, the sum of \$56.75; and to Graham Kiehl, the sum of \$137.81: *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.

Proviso.

Approved, October 16, 1941.

[CHAPTER 451]

AN ACT

For the relief of Harry F. Baker.

October 16, 1941

[S. 1813]

[Private Law 176]

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 credit the accounts of Harry F. Baker, of Rockland, Delaware, in the sum of \$599.93, said amount representing payments made to Harry F. Baker for services rendered as postmaster while also holding an appointment with the Federal Housing Administration in contravention of the dual compensation statutes.

Harry F. Baker.
Credit in accounts.

Approved, October 16, 1941.

[CHAPTER 455]

AN ACT

For the relief of Otis Thompson.

October 23, 1941

[S. 1426]

[Private Law 177]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 17 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., 1934 edition, title 5, secs. 767 and 770), are hereby waived in favor of Otis Thompson, Belington, West Virginia, and his claim for compensation for disability resulting from injuries alleged to have been received during May 1938, while employed by the Works Progress Administration at Philippi, West Virginia, is authorized to be heard under the remaining provisions of such Act, as amended, as if he had filed notice of injury and claim for disability compensation within the time prescribed by such sections 17 and 20: *Provided,* That said claim shall be filed with the United States Employees' Compensation Commission not later than sixty days after the approval of this Act: *And provided further,* That no benefits shall accrue prior to the approval of this Act.

Otis Thompson.
Consideration of disability claim.

39 Stat. 746, 747.
5 U. S. C. §§ 767, 770.

39 Stat. 742.
5 U. S. C. §§ 751-703.

Proviso.

Approved, October 23, 1941.

[CHAPTER 456]

AN ACT

For the relief of Reginald H. Carter, Junior.

October 23, 1941

[S. 1696]

[Private Law 178]

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 settle and allow under the applicable appropriation for fees of commissioners, United States courts the claims of Reginald H. Carter, Junior, United States Commissioner, at New Orleans, Louisiana, for fees otherwise properly due for services rendered by him during the periods December 17, 1940, to January 31, 1941, and February 1 to 19, 1941, such claims having been disallowed by the General Accounting Office on settlements of claims numbered 064391 (1) and 064391 (33), dated April 28, 1941, and June 9, 1941, respectively, for the reason that such services were rendered by the said Reginald H. Carter, Junior, between the date his appointment as United States Commissioner expired and the date he was reappointed.

Reginald H. Carter, Jr.
Allowance of designated fees.

Approved, October 23, 1941.

[CHAPTER 463]

AN ACT

For the relief of Susannah Sanchez.

October 29, 1941

[S. 1708]

[Private Law 179]

Susannah Sanchez.
Payment to.

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 Susannah Sanchez, Rio Hato, Republic of Panama, the sum of \$1,500 in full satisfaction of her claim against the United States on account of the death of her minor son, Louis Sanchez, on December 17, 1940, as the result of the explosion of a 37 mm. dud shell in the yard of their home in the eastern part of the Gunnery Range, Department Training Center, Rio Hato, Republic of Panama: *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.

Proviso.

Approved, October 29, 1941.

[CHAPTER 503]

AN ACT

For the relief of Lena B. Crouch.

November 21, 1941

[H. R. 247]

[Private Law 180]

Lena B. Crouch.
Payment to.

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 Lena B. Crouch, of Mulberry, Arkansas, the sum of \$5,650 in full settlement of all claims against the United States for the death of her husband, B. F. Crouch, sometimes known as Franklin R. Crouch, who died from the result of injuries sustained in a collision of a truck owned and operated by the Work Projects Administration and a truck driven by the said B. F. Crouch, which collision occurred on August 31, 1939, near the town of Mulberry, in Crawford County, 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.

Proviso.

Approved, November 21, 1941.

[CHAPTER 504]

AN ACT

For the relief of Arma Lee Hogan.

November 21, 1941

[H. R. 413]

[Private Law 181]

Arma Lee Hogan.
Consideration of
disability claim.

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 Arma Lee Hogan for disability alleged to have been incurred by her during December of 1937, when engaged in authorized activities while an employee of the Glenn Dale Sanatorium, Glenn Dale, Maryland, and to determine said claim upon its merits under the provisions of said Act: *Provided*, That said claim shall be filed with the United States Employees' Compensation Commission not later than sixty days after the approval of this Act: *And provided further*, That no benefits shall accrue prior to the approval of this Act.

39 Stat. 746.
5 U. S. C. §§ 765-770.

Provisos.

Approved, November 21, 1941.

[CHAPTER 505]

AN ACT

For the relief of Frank Kassner.

November 21, 1941
[H. R. 666]
[Private Law 182]

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 Kassner, of Cleveland, Ohio, the sum of \$89.18 in full settlement of all claims against the United States for damages to his automobile when it was struck by an Army truck on November 19, 1939, in Cleveland, Ohio: *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 this provision of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Frank Kassner.
Payment to.

Proviso.

Approved, November 21, 1941.

[CHAPTER 506]

AN ACT

For the relief of Ryoichi Sumida.

November 21, 1941
[H. R. 733]
[Private Law 183]

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 Ryoichi Sumida the sum of \$1,000. Such sum shall be in full settlement of all claims against the United States for personal injuries sustained when struck by a United States Army truck in Honolulu, Territory of Hawaii, on February 2, 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.

Ryoichi Sumida.
Payment to.

Proviso.

Approved, November 21, 1941.

[CHAPTER 507]

AN ACT

For the relief of Adolf Leon and his wife Felicia.

November 21, 1941
[H. R. 1542]
[Private Law 184]

Adolph Leon and
wife Felicia.
Admission for per-
manent residence.

Quota deduction.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the administration of the immigration and naturalization laws the Attorney General be, and he is hereby, authorized and directed to record the lawful admission for permanent residence of Adolf Leon and his wife Felicia, as of September 4, 1939, the date on which they were admitted temporarily to the United States. Upon the enactment of this Act, the Secretary of State shall instruct the proper quota-control officer to deduct two numbers from the Rumanian quota of the first year that the said Rumanian quota is available.

Approved, November 21, 1941.

[CHAPTER 508]

AN ACT

For the relief of Lloyd Bryant.

November 21, 1941
[H. R. 2208]
[Private Law 185]

Lloyd Bryant.
Consideration of
disability claim.

39 Stat. 746.
5 U. S. C. §§ 765-770.

Provisos.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the limitations of time in 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, are hereby waived in favor of Lloyd Bryant, of Rochester, New York, and the United States Employees' Compensation Commission is authorized to receive and consider his claim, under the remaining provisions of said Act, for injury to his head alleged to have been incurred by him during February 1934, while an employee of the United States post office at Rochester, New York: *Provided,* That claim hereunder shall be filed within six months after the approval of this Act: *Provided further,* That no benefits shall accrue prior to the approval of this Act.

Approved, November 21, 1941.

[CHAPTER 509]

AN ACT

For the relief of Arthur G. Moyer.

November 21, 1941
[H. R. 2378]
[Private Law 186]

Arthur G. Moyer.
Consideration of
disability claim.

39 Stat. 746, 747.
5 U. S. C. §§ 767, 770.

39 Stat. 742.
5 U. S. C. §§ 751-798.

Proviso.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 17 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., 1934 edition, title 5, secs. 767 and 770) are hereby waived in favor of Arthur G. Moyer, of Orwigsburg, Pennsylvania, who is alleged to have sustained an injury on or about February 21, 1939, while employed by the Works Progress Administration, and his case is authorized to be considered and acted upon under the remaining provisions of such Act, as amended and supplemented, if he files a claim for compensation with the United States Employees' Compensation Commission not later than sixty days after the date of enactment of this Act: *Provided,* That no benefits shall accrue prior to the approval of this Act.

Approved, November 21, 1941.

[CHAPTER 510]

AN ACT

For the relief of Mary, Ethel, and Richard Farrell.

November 21, 1941
[H. R. 2379]
[Private Law 187]Mary, Ethel, and
Richard Farrell.
Payments to.

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 Farrell the sum of \$1,000, to Ethel Farrell the sum of \$300, and to Richard Farrell the sum of \$200, of East Providence, Rhode Island, in full settlement of all claims against the United States for damages and injuries sustained when a Government vehicle, driven by Alexander Moffat, a Federal prohibition agent, skidded on wet pavement, mounted the sidewalk, and struck Mary and Ethel Farrell, on November 27, 1931: *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.

Proviso.

Condition.

SEC. 2. Payment shall not be made under this Act until the above-named claimants have released all of their claims against the said Alexander Moffat, in a manner satisfactory to the Secretary of the Treasury.

Approved, November 21, 1941.

[CHAPTER 511]

AN ACT

For the relief of Arnold H. Sommer.

November 21, 1941
[H. R. 2459]
[Private Law 188]Arnold H. Sommer.
Payment to.

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 Arnold H. Sommer, the sum of \$2,500 in full settlement of all claims against the United States for personal injuries sustained on July 9, 1938, on the North Inlet Trail, about three miles out of Grand Lake Village in Rocky Mountain National Park, Colorado: *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.

Proviso.

Approved, November 21, 1941.

[CHAPTER 512]

AN ACT

For the relief of William Schoeb.

November 21, 1941
[H. R. 2462]

[Private Law 189]

William Schoeb.
Payment to.*Proviso.*

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 William Schoeb, San Francisco, California, the sum of \$90 in full settlement of all claims against the United States for services rendered in San Juan, Puerto, Rico, from October 1 to October 15, 1938, as commercial photographer for the Puerto Rican Reconstruction 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, November 21, 1941.

[CHAPTER 513]

AN ACT

For the relief of Mrs. Lucille Peschke.

November 21, 1941
[H. R. 2717]

[Private Law 190]

Mrs. Lucille Peschke.
Payment to.*Proviso.*

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. Lucille Peschke the sum of \$65, in full satisfaction of all claims against the United States on account of injuries sustained on August 12, 1939, on a Work Projects Administration project by her son Raymond Peschke, when he fell over loose bricks lying on the pavement: *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 21, 1941.

[CHAPTER 514]

AN ACT

For the relief of John C. Martin.

November 21, 1941
[H. R. 2862]

[Private Law 191]

John C. Martin.
Payment to.*Proviso.*

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 C. Martin, of Tishomingo, Oklahoma, the sum of \$150 in full settlement of all claims against the United States for services rendered the National Youth Administration in the early part of the year 1936: *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 unlaw-

ful 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, November 21, 1941.

[CHAPTER 515]

AN ACT

For the relief of Lueberta Wilson.

November 21, 1941
[H. R. 3003]
[Private Law 192]

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 Lueberta Wilson, of Roxie, Mississippi, the sum of \$300, in full settlement of all claims against the United States on account of personal injuries received by her on September 25, 1939, when the car in which she was riding collided with a Government truck owned by the Civilian Conservation Corps and driven by an employee of camp F-26, Meadville, Mississippi, said collision being entirely the fault of the driver of the Government 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.

Lueberta Wilson.
Payment to.

Proviso.

Approved, November 21, 1941.

[CHAPTER 516]

AN ACT

For the relief of H. L. Reppart, and others.

November 21, 1941
[H. R. 3174]
[Private Law 193]

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. L. Reppart the sum of \$14.87, to Lloyd M. Blanchard the sum of \$5.60, to E. J. Corman the sum of \$31.87, to O. E. Henkle the sum of \$13.50, to Alva E. Home the sum of \$15.18, to Robert F. Mason the sum of \$12.07, to Paul E. Jackson the sum of \$9.32, to W. F. Tannahill the sum of \$2.30, to Walter E. Crabb the sum of \$3.25, to Guy A. Murray the sum of \$16.05, to Wilson E. Stroup the sum of \$63.05, in full satisfaction of claims against the United States covering the value of personal belongings lost by fire in the Work Projects Administration's Topeka, Kansas, office on January 8, 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.

H. L. Reppart and
others.
Payments to.

Proviso.

Approved, November 21, 1941.

[CHAPTER 517]

AN ACT

For the relief of Tibor Hoffmann and Magda Hoffmann.

November 21, 1941
[H. R. 3315]
[Private Law 194]

Tibor Hoffmann
and Magda Hoffmann.
Admission for per-
manent residence.

Quota deduction.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the administration of the immigration and naturalization laws Tibor Hoffmann and his wife Magda Hoffmann shall be held and considered to have been legally admitted to the United States for permanent residence on the date of their entry into the United States. Upon the enactment of this Act the Secretary of State is authorized and directed to instruct the proper quota-control officer to deduct two numbers from the nonpreference category of the Hungarian quota.

Approved, November 21, 1941.

[CHAPTER 518]

AN ACT

For the relief of Frank E. Day.

November 21, 1941
[H. R. 3499]
[Private Law 195]

Frank E. Day.
Consideration of dis-
ability claim.

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 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, if filed within six months after the enactment of this Act, the claim of Frank E. Day, of Fairmount, Indiana, for disability alleged to have been caused by injuries sustained by him on March 14, 1938, while in the performance of his duties as city letter carrier at the Fairmount, Indiana, post office.

Approved, November 21, 1941.

[CHAPTER 519]

AN ACT

For the relief of J. R. Giles.

November 21, 1941
[H. R. 3500]
[Private Law 196]

J. R. Giles.
Payment to.

Proviso.

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 \$93.80 to J. R. Giles, of Knoxville, Tennessee, in full settlement of all claims against the United States for repairs and expenses in repairing post-office vault in the United States post office at Vonore, Tennessee, in July 1938: *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 21, 1941.

[CHAPTER 520]

AN ACT

For the relief of Kehl Markley, Junior.

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 Kehl Markley, Junior, of Pennsburg, Pennsylvania, the sum of \$511.45. Such sum represents the value of personal property owned by Kehl Markley, Junior, and destroyed by fire at Camp S-141, Grantville, Pennsylvania, on February 28, 1937, while said Kehl Markley, Junior, was an employee 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, November 21, 1941.

November 21, 1941
[H. R. 3643]
[Private Law 197]

Kehl Markley, Jr.
Payment to.

Proviso.

[CHAPTER 521]

AN ACT

For the relief of Towne School District Numbered 6, Fractional Monroe Township, Newaygo County, Michigan.

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 Towne School District Numbered 6, Fractional Monroe Township, Newaygo County, Michigan, the sum of \$325, in full settlement of all claims against the United States for reimbursement for the partial demolition on June 28, 1939, of a school building by a Civilian Conservation Corps crew, working under the supervision of the Forest Service. Title to the one-acre tract of land upon which the school building is located and to the building itself is now vested in such school district, but, prior to the date of the partial demolition of the building, the title had been inadvertently transferred from such school district to 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, November 21, 1941.

November 21, 1941
[H. R. 3872]
[Private Law 198]

Towne School District No. 6, Newaygo County, Mich.
Payment to.

Proviso.

[CHAPTER 522]

AN ACT

For the relief of Louise L. Kapfer.

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 Louise

November 21, 1941
[H. R. 4061]
[Private Law 199]

Louise L. Kapfer.
Payment to.

Proviso.

L. Kapfer, of De Kalb Junction, New York, the sum of \$2,312, in full satisfaction of her claim against the United States for damage to her private property arising out of the occupancy and use of her land by the Army in connection with the First Army maneuvers held in the vicinity of Pine Camp, New York, during the period of August 5 to 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, November 21, 1941.

[CHAPTER 523]

AN ACT

For the relief of Alta Ledgerwood.

November 21, 1941
[H. R. 4062]
[Private Law 200]

Alta Ledgerwood.
Payment to.

Proviso.

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 Alta Ledgerwood, the sum of \$648, in full settlement of all claims against the Government of the United States for the loss of her personal effects in the fire which destroyed the schoolhouse at Fort Yukon, Alaska, on September 29, 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, November 21, 1941.

[CHAPTER 524]

AN ACT

For the relief of James A. Sweeney.

November 21, 1941
[H. R. 4116]
[Private Law 201]

James A. Sweeney.
Payment to.

Proviso.

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 A. Sweeney the sum of \$5,000, in full satisfaction of all claims he may have against the Government on account of the death of his wife Emelie I. Sweeney, who was fatally injured, said injuries and death being caused by the negligent operation of a Civilian Conservation Corps truck, by a Civilian Conservation Corps enrollee or employee, while acting within the scope of his employment, on July 19, 1938, on United States Highway Numbered 220, about eight miles south of Madison, North Carolina: *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 21, 1941.

[CHAPTER 525]

AN ACT

For the relief of the Macon County Oil Company.

November 21, 1941
[H. R. 4415]
[Private Law 202]

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. H. Lamar, of Tuskegee, Alabama, as trustee for the Macon County Oil Company, the sum of \$4,738.50, in full settlement of all claims against the United States for the amount found by the Court of Claims to be due from the United States under Congressional Reference Case Numbered 17373, decided October 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.

Macon County Oil
Company.
Payment to J. H.
Lamar as trustee for.

Proviso.

Approved, November 21, 1941.

[CHAPTER 526]

AN ACT

For the relief of Albert DeMatteis.

November 21, 1941
[H. R. 4437]
[Private Law 203]

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 DeMatteis, Columbus, Ohio, the sum of \$5,000 at the rate of \$50 per month for one hundred months. The payment of such sum shall be in full settlement of all claims of the said Albert DeMatteis against the United States for personal injuries sustained on June 28, 1940, when he was struck by a piece of timber while employed in the carpenter shop in the United States penitentiary, Atlanta, Georgia. The said Albert DeMatteis is totally blind as the result of such accident: *Provided*, That upon the death of Albert DeMatteis the unpaid sum, if any, shall be paid to his estate: *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.

Albert DeMatteis.
Payment to.

Proviso.

Approved, November 21, 1941.

[CHAPTER 527]

AN ACT

For the relief of Hattie Dillon.

November 21, 1941
[H. R. 4503]
[Private Law 204]

Hattie Dillon.
Payment to.

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 \$46.84 to compensate Hattie Dillon, postmaster, Tuscarora, North Carolina, as legal representative of Thomas A. Dillon, late postmaster, Tuscarora, North Carolina, for actual financial loss sustained by him, without negligence on his part, through refund already made to the Post Office Department, by the said Hattie Dillon, for funds for which Thomas A. Dillon was responsible as postmaster at Tuscarora, North Carolina, which were on deposit in the First National Bank of New Bern, North Carolina, when the said bank failed to open for business on October 26, 1929: *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.

Proviso.

Approved, November 21, 1941.

[CHAPTER 528]

AN ACT

For the relief of Mrs. Della Thompson.

November 21, 1941
[H. R. 4561]
[Private Law 205]

Mrs. Della Thompson.
Payment to.

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. Della Thompson, Laona, Wisconsin, the sum of \$4,950 in full settlement of all claims against the United States. Such sum represents the amount of the uncollected judgment recovered by the said Mrs. Della Thompson in the circuit court of Forest County, Wisconsin, against one Theodore Zaszcznoynski, for damages sustained on account of the death of her husband, James Thompson, who died from injuries received on June 4, 1938, when he was struck on United States Highway Numbered 8 near Laona, Wisconsin, by a truck in the service of the Civilian Conservation Corps operated by the said Theodore Zaszcznoynski. Such payment shall be conditioned upon the filing by the said Mrs. Della Thompson of a discharge and satisfaction of such judgment.

Condition.

Approved, November 21, 1941.

[CHAPTER 529]

AN ACT

For the relief of Regis Moxley and Frances Moxley.

November 21, 1941
[H. R. 4570]
[Private Law 206]

Regis Moxley and
Frances Moxley.
Payment to.

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 Regis Moxley and Frances Moxley, his wife, the sum of \$2,500 for the death of their child, Regis Moxley, Junior, on November 25, 1938, at Fort Lee, Bergen County, New Jersey, as a result of the carelessness, recklessness, and negligence of the workers of the Works Progress Admin-

istration: *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 21, 1941.

[CHAPTER 530]

AN ACT

For the relief of Alexander Kehaya.

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, upon payment of all duties, charges, and expenses, to surrender and deliver to Alexander Kehaya, of New York, the purchaser, two hundred and sixty-one bales of tobacco imported into the United States by the Aeolian Shipping Company on or about October 20, 1937, and entered at the port of New York under warehouse entry numbered 91992, which tobacco was abandoned by the said shipping company to the United States without authority of the said purchaser.

Approved, November 21, 1941.

November 21, 1941
[H. R. 4777]
[Private Law 207]

Alexander Kehaya.
Delivery of designated tobacco to.

[CHAPTER 531]

AN ACT

For the relief of Delbert E. Libbey.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 17 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 Delbert E. Libbey, who allegedly was injured and became permanently disabled while in the performance of duty on November 23, 1924, while serving as assistant librarian of the House of Representatives, 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, November 21, 1941.

November 21, 1941
[H. R. 4778]
[Private Law 208]

Delbert E. Libbey.
Consideration of disability claim.

39 Stat. 746.
5 U. S. C. §§ 767-770.

39 Stat. 742.
5 U. S. C. §§ 751-758.

Proviso.

[CHAPTER 532]

AN ACT

For the relief of certain personnel of the Army on account of loss of personal property as a result of a fire on April 11, 1940, at Fort Benning, Georgia.

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 as may be certified by the Secretary of War as necessary to reimburse military personnel on account of loss, damage, or destruction of personal property of such personnel as a result of a fire on April

November 21, 1941
[H. R. 4803]
[Private Law 209]

Fort Benning, Ga.
Reimbursement of military personnel on account of personal property losses.

Provisos.

11, 1940, at Fort Benning, Georgia: *Provided*, That no claim shall be settled or paid hereunder which has been or may be settled and paid under the provisions of existing law or unless the Secretary of War shall certify that said property so damaged, lost, or destroyed, was reasonable, useful, necessary, and proper for such personnel to have in their possession while engaged in public service at the time of such loss, damage, or destruction: *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, November 21, 1941.

[CHAPTER 533]

AN ACT

For the relief of J. A. Sandell and Frances Sandell.

November 21, 1941
[H. R. 4879]
[Private Law 210]

J. A. Sandell and
Frances Sandell.
Payment to.

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. A. Sandell and Frances Sandell the sum of \$2,500, in full settlement of all claims against the United States for damages and personal injuries sustained when the car driven by J. A. Sandell was struck by a truck driven by an employee of the Civilian Conservation Corps, near Ranger Station at Quinault Lake, Washington, on September 30, 1937: *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.

Proviso.

Approved, November 21, 1941.

[CHAPTER 534]

AN ACT

For the relief of Elsie Hugaboom.

November 21, 1941
[H. R. 4964]
[Private Law 211]

Elsie Hugaboom.
Payment to.

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 Elsie Hugaboom, of Malone, New York, the sum of \$1,101, in full satisfaction of her claim against the United States for personal injuries sustained when she fell as a result of the broken pavement in front of the Malone, New York, post office on April 22, 1931: *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.

Proviso.

Approved, November 21, 1941.

[CHAPTER 535]

AN ACT

For the relief of Captain Alex Papanas.

November 21, 1941
[H. R. 5021]
[Private Law 212]

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 Captain Alex Papanas the sum of \$2,100, in full satisfaction of all claims against the United States on account of damage to his airplane sustained as a result of an accident involving an Army airplane at the Chicago Municipal Airport, Chicago, Illinois, on July 1, 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.

Captain Alex Papanas.
Payment to.*Proviso.*

Approved, November 21, 1941.

[CHAPTER 536]

AN ACT

For the relief of Lillian Korkemas and Rose Grazioli.

November 21, 1941
[H. R. 5498]
[Private Law 213]

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 not otherwise appropriated, to Lillian Korkemas, of Troy, New York, the sum of \$500, and to Rose Grazioli, of Troy, New York, the sum of \$200, in full settlement of all claims against the United States for damages, and for pain and suffering resulting from personal injuries sustained on April 7, 1940, in the city of Troy, New York, when the automobile in which they were riding was struck by a truck in the service of the Post Office Department: *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.

Lillian Korkemas
and Rose Grazioli.
Payments to.*Proviso.*

Approved, November 21, 1941.

[CHAPTER 537]

AN ACT

For the relief of the Kulp Lumber Company.

November 21, 1941
[H. R. 5594]
[Private Law 214]

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 \$1,000.65, to the Kulp Lumber Company, of Shamokin, Pennsylvania, in full settlement of all claims against the United States for remission of liquidated damages withheld under contract W-978-eng-ECW-1, dated September 27, 1935, for white oak ties furnished the United States Engineer Corps: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof

Kulp Lumber Company.
Payment to.*Proviso.*

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 21, 1941.

[CHAPTER 538]

AN ACT

For the relief of Walter M. Ziegler.

November 24, 1941
[H. R. 1854]
[Private Law 215]

Walter M. Ziegler.
Payment to.

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 M. Ziegler, of Monterey, California, the sum of \$3,000 in full settlement of all claims against the United States for injuries sustained by him on May 22, 1937, when the car in which he was riding was struck, on the road between Gilroy, California, and Santa Cruz, California, by a vehicle in the service of the Department of Agriculture: *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.

Proviso.

Approved, November 24, 1941.

[CHAPTER 539]

AN ACT

For the relief of the heirs of Donald Crump and Mrs. John N. Crump and for the relief of Emma Jane Crump and Mildred Lounedah Crump.

November 24, 1941
[H. R. 2463]
[Private Law 216]

Donald Crump and
Mrs. John N. Crump.
Payments to es-
tates.

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 following persons the following sums:

(a) To the administrator of the estate of Donald Crump of Blairsville, Georgia, the sum of \$5,000 for distribution as part of the personal estate of the said Donald Crump;

(b) To the administrator of the estate of Mrs. John N. Crump, of Blairsville, Georgia, the sum of \$5,000 for distribution as part of the personal estate of the said Mrs. John N. Crump;

(c) To Emma Jane Crump, Blairsville, Georgia, the sum of \$1,000; and

(d) To Mildred Lounedah Crump, Blairsville, Georgia, the sum of \$250.

The payment of such sums shall be in full settlement of all claims against the United States for damages arising out of an accident involving an automobile driven by the said Donald Crump, in which the other named persons were passengers, and a truck in the service of the Civilian Conservation Corps, on October 7, 1938, on Georgia State Highway Numbered 2, near Blairsville, Georgia: *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

Emma Jane Crump
and Mildred Lounedah
Crump.
Payments to.

Proviso.

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 24, 1941.

[CHAPTER 540]

AN ACT

For the relief of the estate of Max Adams Shepard.

November 24, 1941
[H. R. 2546]
[Private Law 217]

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 Edwin M. J. Kretzman, administrator of the estate of Max Adams Shepard, the sum of \$5,000, in full satisfaction of his claim against the United States for compensation for damages resulting from fatal injuries sustained by Max Adams Shepard on the 28th day of June 1939, when struck by a truck of the Civilian Conservation Corps on Highway Numbered 30 near Rawlins, Carbon County, Wyoming: *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.

Max Adams Shepard.
Payment to administrator of estate.

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Approved, November 24, 1941.

[CHAPTER 541]

AN ACT

For the relief of Augusta Brassil.

November 24, 1941
[H. R. 3104]
[Private Law 218]

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 \$500 to Augusta Brassil, Washington, District of Columbia, in full settlement of all claims against the United States on account of personal injuries and property damage sustained by her when a car in which she was riding was struck by a Civilian Conservation Corps truck which had been allocated to the Soil Conservation Service of the Department of Agriculture, on June 24, 1937, on Central Avenue, one mile west of Davidsonville, Maryland, said accident being due to the negligence of the driver of said 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 service 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.

Augusta Brassil.
Payment to.

Proviso.

Approved, November 24, 1941.

[CHAPTER 542]

AN ACT

For the relief of the Lawson Coffee Company, Incorporated.

November 24, 1941
[H. R. 4245]
[Private Law 219]Lawson Coffee Co.,
Inc.
Payment to.

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 Lawson Coffee Company, Incorporated, Sumter, South Carolina, the sum of \$220.63. The payment of such sum shall be in full settlement of all claims of such company against the United States under contract numbered ER-t33 ps 4221 with the Procurement Division, Treasury Department, for certain coffee to be furnished the Santee-Cooper Work Projects Administration project. Due to a misunderstanding of the grade of coffee called for by the invitation for a bid, such company submitted a bid which resulted in an actual loss of \$220.63 in carrying out such contract: *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.

Proviso.

Approved, November 24, 1941.

[CHAPTER 545]

AN ACT

For the relief of Anthony O'Hara and Stephen F. Maroney.

November 26, 1941
[H. R. 1511]
[Private Law 220]Anthony O'Hara
and Stephen F. Maroney.
Payments to.

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 Anthony O'Hara, of Syracuse, New York, the sum of \$1,327.25 and Stephen F. Maroney, of Syracuse, New York, the sum of \$158, in full satisfaction of claim against the United States for personal injuries received on December 31, 1935, when a quantity of ice, which had negligently been allowed to accumulate, fell from the roof of the old post-office building in Syracuse, New York, then occupied by the Works Progress Administration, striking claimants.

Limitation on at-
torney's, etc., fees.

SEC. 2. 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.

Penalty.

Approved, November 26, 1941.

[CHAPTER 546]

AN ACT

For the relief of Anna and Fred Aebi.

November 26, 1941
[H. R. 1700]
[Private Law 221]Anna and Fred
Aebi.
Payment to.

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 Anna Aebi and Fred Aebi, of Monmouth, Oregon, the sum of \$4,226.45 in full satisfaction of their claim against the United States for property damage and personal injuries suffered on May 17, 1938, about twelve miles southwest of Dallas, Oregon, when the automobile in which they were riding was struck by a motortruck owned by the United States and driven by an employee 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.

Proviso.

Approved, November 26, 1941.

[CHAPTER 547]

AN ACT

For the relief of Harold E. Marquis.

November 26, 1941
[H. R. 3086]
[Private Law 222]

Harold E. Marquis.
Payment to.

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. Marquis, of Charleston, West Virginia, doing business under the title of Charleston Machine and Welding Company, the sum of \$1,400, in full satisfaction of all claims against the United States for damages sustained by him by the failure of George B. Stetson Company, of Boston, Massachusetts, to pay said Marquis for labor and expense entailed as a subcontractor under said Stetson Company, who held a contract with the Bureau of Yards and Docks of the United States Navy for the dismantling and removal of four boilers and appurtenances then located at the Naval Ordnance Plant, South Charleston, West 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.

Proviso.

Approved, November 26, 1941.

[CHAPTER 548]

AN ACT

For the relief of Rhoda J. Blackstone as executrix of the estate of John K. Blackstone, deceased.

November 26, 1941
[H. R. 3270]
[Private Law 223]

John K. Blackstone.
Payment to 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, the sum of \$2,899.80 to Rhoda J. Blackstone, executrix of the estate of John K. Blackstone, deceased, in full settlement of all claims against the United States for personal injuries suffered by him when he was struck by an Army motorcycle in San Antonio, Texas, on January

Proviso.

16, 1930: *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 26, 1941.

[CHAPTER 549]

AN ACT

For the relief of Ray C. McMillen.

November 26, 1941
[H. R. 4587]
[Private Law 224]

Ray C. McMillen.
Payment to.

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 Ray C. McMillen, of Glenwood, Iowa, the sum of \$3,500, in full satisfaction of all his claims against the United States for damages resulting from his conviction and incarceration in a Federal penitentiary for over seven months for the offense of fraudulently negotiating a check stolen from a letter box, of which offense he later was proven to be innocent, the President granting him an unconditional pardon: *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.

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Approved, November 26, 1941.

[CHAPTER 550]

AN ACT

For the relief of the estate of James C. Harris.

November 28, 1941
[H. R. 2963]
[Private Law 225]

James C. Harris.
Payment to 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, the sum of \$5,000 to the estate of James C. Harris, in full settlement of all claims against the United States of America for the death of James C. Harris, at the hands of Federal prohibition enforcement officers on July 4, 1929, during a raid on the Harris home, situated in Pottawatomie County, 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 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.

Proviso.

Approved, November 28, 1941.

[CHAPTER 551]

AN ACT

Confirming the claim of Patrick Morgan and Daniel Clark to certain lands in the State of Louisiana, county of Attakapas, now parish of Saint Martin, said claim being listed as number 97 in Report of Commissioners dated May 1, 1815.

November 28, 1941
[H. R. 2587]
[Private Law 226]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the claim of Patrick Morgan and Daniel Clark, listed as claim numbered 97 in the Report of the Commissioners for the Western Land District of the State of Louisiana, dated May 1, 1815, reported in volume III, pages 120 and 139, American State Papers, Public Lands, Gales and Seaton edition, 1834, be, and it is hereby, confirmed in favor of said claimants and their heirs, assigns, and legal representatives, said claim being identified on the official plats of survey approved July 18, 1855, as including all of section 44, township 7 south, range 5 east, containing one thousand one hundred and one and forty-two one-hundredths acres, and all of section 38, township 8 south, range 5 east, containing five thousand four hundred and nine and fifty-six one-hundredths acres: *Provided*, That this Act shall be construed to operate merely as a confirmation of said claim and as a relinquishment of title on the part of the United States, and shall not prejudice any right, title, or interest of any person or body corporate who, except for the lack of confirmation of the claim, would be the true and lawful owners of said lands or any portion thereof under the laws of the State of Louisiana by virtue of either legal title or possession.

Patrick Morgan and Daniel Clark.
Claim to certain lands confirmed.

Proviso.

Approved, November 28, 1941.

[CHAPTER 554]

AN ACT

For the relief of J. T. Colter.

December 2, 1941
[H. R. 466]
[Private Law 227]

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 \$1,000 to J. T. Colter, of Glasgow, Kentucky, in full settlement of all claims against the Government of the United States for personal and permanent injuries suffered by him on May 20, 1938, when a truck in which he was riding in Barren County, Kentucky, on State Highway Numbered 63, about two miles southeast of Glasgow, Kentucky, was, through and by the negligence of one of the employees and enlisted men of the United States Army, struck and demolished by a United States Army baggage truck of the Thirteenth Regiment United States Cavalry, Fort Knox, Kentucky, driven and operated by said employee and enlisted man: *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. T. Colter.
Payment to.

Proviso.

Approved, December 2, 1941.

[CHAPTER 555]

AN ACT

For the relief of Louise Hsien Djen Lee Lum.

December 3, 1941

[H. R. 1537]

[Private Law 228]

Louise Hsien Djen Lee Lum.
Admission for permanent residence.

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 the approval of this Act, Louise Hsien Djen Lee Lum, who was admitted into the Territory of Hawaii on June 29, 1934, for a temporary stay and is the Chinese wife of a citizen of the United States and the mother of two children born in the United States, shall be deemed to have been lawfully admitted as an immigrant for permanent residence.

Approved, December 3, 1941.

[CHAPTER 556]

AN ACT

For the relief of Fred Weybret, Junior, and others.

December 3, 1941

[H. R. 1852]

[Private Law 229]

Fred Weybret, Jr., and others.
Payments to.

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 Weybret, Junior, Soledad, California, the sum of \$1,300; to Fred Weybret, Senior, of Soledad, California, the sum of \$226.50; to Walter McHenry, of Oakland, California, the sum of \$3,500; to Jessie McHenry, of Oakland, California, the sum of \$1,000; to Earle P. Schouten, of San Rafael, California, the sum of \$2,000; to Allan D. Cameron, of San Rafael, California, the sum of \$1,200. The payment of such sums shall be in full settlement of all claims against the United States for personal injuries and property damages sustained February 3, 1939, as the result of a collision between the car driven by Earle P. Schouten and a car operated on official business for the Civilian Conservation Corps, near Vacaville, 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.

Proviso.

Approved, December 3, 1941.

[CHAPTER 557]

AN ACT

For the relief of the Automatic Temperature Control Company, Incorporated.

December 3, 1941

[H. R. 3121]

[Private Law 230]

Automatic Temperature Control Company, Inc.
Payment to.

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 \$3,700 to the Automatic Temperature Control Company, Incorporated, of Philadelphia, Pennsylvania. Such sum represents the additional cost to the company above the contract price on account of work in complying with Coast Guard contract TCG 27927, dated October 9, 1937. Payment under this Act shall be in full settlement of all claims against the United States on account of such additional cost: *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

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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, 1941.

[CHAPTER 558]

AN ACT

For the relief of William E. Thomas.

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 William E. Thomas, of Washington, District of Columbia, the sum of \$500, in full satisfaction of all claims against the United States for personal injuries sustained when his right foot was crushed between a subway car and the loading platform beneath the Capitol Building, September 13, 1937: *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 4, 1941.

December 4, 1941

[H. R. 768]

[Private Law 231]

William E. Thomas.
Payment to.

Proviso.

[CHAPTER 559]

AN ACT

For the relief of Fred Spencer.

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 Spencer the sum of \$3,700. The payment of such sum shall be in full settlement of all claims against the United States for personal injuries sustained on August 3, 1938, when the car in which he was riding was struck by a truck in the service of the Bureau of Reclamation, Department of the Interior: *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 4, 1941.

December 4, 1941

[H. R. 3774]

[Private Law 232]

Fred Spencer.
Payment to.

Proviso.

[CHAPTER 560]

AN ACT

For the relief of Margaret M. Cutts.

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 Margaret M. Cutts, widow of the late Colonel Richard M. Cutts,

December 5, 1941

[H. R. 4270]

[Private Law 233]

Margaret M. Cutts.
Payment to.

United States Marine Corps, the sum of \$7,074.54, in full satisfaction of all claims against the United States for the loss of personal property of the late Colonel Richard M. Cutts, United States Marine Corps, on April 26, 1930, in a fire which destroyed his place of residence while on duty at Port au Prince, Haiti: *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 5, 1941.

Proviso.

[CHAPTER 575]

AN ACT

For the relief of Sioux Skyways, Incorporated.

December 15, 1941

[S. 1363]

[Private Law 234]

Sioux Skyways, Inc.
Payment to.

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 \$1,750 to Sioux Skyways, Incorporated, of Sioux Falls, South Dakota, in full satisfaction of its claim against the United States for damages sustained to its Luscombe Landplane NC 28609, growing out of a collision with United States Navy J2F-3 airplane numbered 1571 at the Sioux Falls Municipal Airport, Sioux Falls, South Dakota, on March 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.

Proviso.

Approved, December 15, 1941.

[CHAPTER 576]

AN ACT

For the relief of Ivan Richard Witcher and Nellie Witcher.

December 15, 1941

[S. 1430]

[Private Law 235]

Ivan Richard
Witcher and Nellie
Witcher.
Payment to.

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 Ivan Richard Witcher and Nellie Witcher, the father and mother respectively, of William Dale Witcher, a minor, who was killed in an automobile accident which occurred on the Pacific Highway, United States Numbered 99, about three miles south of Sutherlin, Oregon, on July 31, 1940, when the truck in which he was riding was struck by a truck owned by the United States and operated by the United States Army: *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.

Proviso.

Approved, December 15, 1941.

[CHAPTER 577]

AN ACT

For the relief of George Wells and Mamie H. Wells.

December 15, 1941
[S. 1581]
[Private Law 236]

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 Wells, of Plains, Montana, the sum of \$750, and to Mamie H. Wells, of Plains, Montana, the sum of \$250, in full satisfaction of their respective claims against the United States for compensation for personal injuries sustained by them when the automobile in which they were riding was struck by a Civilian Conservation Corps truck in the Cape Creek tunnel, Oregon, on November 10, 1940: *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.

George Wells and
Mamie H. Wells.
Payments to.*Private.*

Approved, December 15, 1941.

[CHAPTER 578]

AN ACT

For the relief of John Paul Murray.

December 15, 1941
[S. 1870]
[Private Law 237]

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 \$61.10, as may be required by the Secretary of the Navy to reimburse, under such regulations as he may prescribe, John Paul Murray, seaman, first class, United States Navy, for the value of personal property lost or damaged in the fire in building numbered 49, Barracks "A", United States Naval Training Station, Newport, Rhode Island, on May 14, 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 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.

John Paul Murray.
Payment to.*Private.*

Approved, December 15, 1941.

[CHAPTER 590]

AN ACT

For the relief of the estate of Julia Neville.

December 17, 1941
[S. 1190]
[Private Law 238]

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 Julia Neville the sum of \$1,050.43 in full settlement of all claims against the United States for personal injuries, as a result of a collision of an automobile which Julia Neville was operating with a United States Army truck operated in connection with the Civilian Conservation Corps on United States Highway numbered 91, about

Julia Neville.
Payment to.

Provido.

one mile north of Kanosh, Utah, on June 23, 1939, said collision being due entirely to the negligence of the driver of said 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, December 17, 1941.

[CHAPTER 592]

AN ACT

For the relief of Lieutenant Colonel Gordon Smith.

December 18, 1941
[S. 501]

[Private Law 239]

Lt. Col. Gordon
Smith.
Credit in accounts.

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 the accounts of Lieutenant Colonel Gordon Smith, Quartermaster Corps, United States property and disbursing officer, State of North Carolina, Raleigh, North Carolina, the sum of \$445.89, public funds for which he is accountable, and which were stolen from the office safe in the adjutant general's department on the night of November 28-29, 1939.

Approved, December 18, 1941.

[CHAPTER 599]

AN ACT

For the relief of James C. Dyson.

December 19, 1941
[S. 334]

[Private Law 240]

James C. Dyson.
Payment to.

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 C. Dyson, of Parker, Colorado, the sum of \$3,000, in full satisfaction of his claim against the United States for compensation for personal injuries sustained by him as the result of a collision which occurred when the motorcycle on which he was riding as a passenger was struck by a United States Forest Service truck near Castle Rock, Colorado, on August 19, 1937: *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 19, 1941.

Provido.

[CHAPTER 600]

AN ACT

For the relief of William Corder.

December 19, 1941
[S. 1429]

[Private Law 241]

William Corder.
Payment to.

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 William Corder of Sutherlin, Oregon, the sum of \$1,536, in full

settlement of all his claims against the United States for personal injuries and medical expenses suffered by him as a result of an automobile accident which occurred on the Pacific Highway Numbered 99, about three miles south of Sutherlin, Oregon, on July 31, 1940, when the truck in which he was riding was struck by a truck owned by the United States and operated by the United States Army: *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 19, 1941.

Proviso.

[CHAPTER 601]

AN ACT

For the relief of Joseph V. Broderick.

December 19, 1941
[S. 1650]
[Private Law 242]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Comptroller General is authorized and directed to allow credit in the account of Joseph V. Broderick, collector of internal revenue for the district of Rhode Island, in the sum of \$1,000, representing the value of certain stock-transfer internal-revenue stamps which have been lost by his office.

Joseph V. Broderick.
Credit in account.

Approved, December 19, 1941.

[CHAPTER 606]

AN ACT

For the relief of the Kennelly Furniture Company.

December 20, 1941
[S. 1244]
[Private Law 243]

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 \$135.66 to the Kennelly Furniture Company of Mandan, North Dakota, in full satisfaction of its claim against the United States for the unpaid balance of the funeral expenses borne by such company with respect to the burial of Redtomahawk, formerly an Indian Scout, United States Army, who died in 1931: *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.

Kennelly Furniture Company.
Payment to.

Proviso.

Approved, December 20, 1941.

[CHAPTER 607]

AN ACT

For the relief of Walter M. Anderson.

December 20, 1941
[S. 1428]
[Private Law 244]

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 M. Anderson.
Payment to.

Walter M. Anderson of Reedsport, Oregon, the sum of \$5,000, in full settlement of all claims against the United States Government on account of permanent injuries sustained by the said Walter M. Anderson when an automobile occupied by him was struck by a Civilian Conservation Corps truck on the 4th day of August 1936, at a point on the Umpqua River bridge on the Coast Highway near Reedsport, Oregon: *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 20, 1941.

[CHAPTER 608]

AN ACT

For the relief of Mary S. Gay.

December 20, 1941
[S. 1479]

[Private Law 245]

Mary S. Gay, nee
Mary M. Sauser.
Recovery of certain
overpayments
waived.
39 Stat. 749.
5 U. S. C. § 788.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of section 38 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, are hereby waived in connection with overpayments aggregating \$1,200.01, made to Mary S. Gay, nee Mary M. Sauser, as disability compensation under the said Act by reason of an erroneous report made by the United States Veterans' Administration, without her knowledge, in respect to the pay received by her at the time of injury.

Approved, December 20, 1941.

[CHAPTER 609]

AN ACT

For the relief of Carl Chalker.

December 20, 1941
[S. 1550]

[Private Law 246]

Carl Chalker.
Payment to.

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 Carl Chalker, of Dothan, Alabama, the sum of \$2,500, in full settlement of all claims against the United States for damages sustained by him when he, without fault on his part, was struck and permanently injured on May 12, 1940, in Dothan, Alabama, by a truck owned and operated by the United States Post Office Department then and there being carelessly and recklessly driven by an employee of the Post Office Department in the said city of Dothan, Alabama: *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 20, 1941.

Provided.

[CHAPTER 610]

AN ACT

For the relief of Mrs. H. C. Bivins, Henrietta Bivins, and Irvin Tatum.

December 20, 1941
[H. R. 1648]
[Private Law 247]

Mrs. H. C. Bivins
and others.
Payments to.

Proviso.

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. H. C. Bivins, of Rural Free Delivery Numbered 1, Ellaville, Georgia, the sum of \$1,100, to Henrietta Bivins, of Rural Free Delivery Numbered 1, Ellaville, Georgia, the sum of \$105 and to Irvin Tatum, of Rural Free Delivery Numbered 1, Ellaville, Georgia, the sum of \$350, for personal injuries and property damages in full settlement of all claims against the United States, sustained when the automobile in which they were riding was struck by a truck being used in connection with the Soil Conservation Service in hauling supplies from Quartermaster District B, Civilian Conservation Corps, to commanding officer, Company 4450, Civilian Conservation Corps, Wewahitchka, Florida, on the Americus-Ellaville public highway, same being Georgia State Highway Numbered 3, about three miles northeast of Americus, Georgia, on March 2, 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, December 20, 1941.

[CHAPTER 614]

AN ACT

Granting a pension to Mary Jane Blackman.

December 22, 1941
[S. 138]
[Private Law 248]

Mary Jane Black-
man.
Pension granted.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs be, and he is hereby, authorized and directed to place on the pension roll, subject to the provisions and limitations of the pension laws, the name of Mary Jane Blackman, widow of William O. Blackman, late of Company B, Ninth Regiment Maine Volunteer Infantry, and pay her a pension at the rate of \$30 per month.

Approved, December 22, 1941.

[CHAPTER 615]

AN ACT

For the relief of James Roswell Smith.

December 22, 1941
[S. 1338]
[Private Law 249]

James Roswell
Smith.
Payment to.

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 \$5,000 to James Roswell Smith, of Sioux Falls, South Dakota, in full satisfaction of his claim against the United States for reimbursement of medical and hospital expenses incurred by him and for compensation for personal injuries sustained by him as the result of an airplane crash which occurred while the said James Roswell Smith was receiv-

Proviso.

ing flight instruction under the civilian pilot training program at Hastings, Nebraska, on October 7, 1940: *Provided*, That no part of the amount appropriated in this Act 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 22, 1941.

[CHAPTER 616]

AN ACT

For the relief of Fred Pierce, Senior, and Mary Pierce.

December 22, 1941
[H. R. 5584]

[Private Law 250]

Fred Pierce, Sr., and
Mary Pierce.
Payment to.

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 Pierce, Senior, and Mary Pierce, of Clermont County, Ohio, the sum of \$3,750 in full settlement of all claims against the United States on account of the death of their son Fred Pierce, Junior, who was killed when the automobile in which he was riding was struck by a Work Projects Administration truck on United States Highway Numbered 50, near Monterey, in Clermont County, Ohio, on May 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.

Proviso.

Approved, December 22, 1941.

[CHAPTER 623]

AN ACT

For the relief of C. D. Henderson.

December 23, 1941
[S. 904]

[Private Law 251]

C. D. Henderson.
Payment to.

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 C. D. Henderson, of Monroe, Louisiana, the sum of \$1,000, in full settlement of all claims against the United States for compensation for personal injuries sustained by him arising out of a collision between the automobile which he was driving and an automobile belonging to the National Youth Administration at Monroe, Louisiana, 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.

Proviso.

Approved, December 23, 1941.

[CHAPTER 624]

AN ACT

For the relief of Julius Yuhasz and Arvid Olson.

December 23, 1941
[S. 1056]
[Private Law 252]

Julius Yuhasz and
Arvid Olson,
Payment to.

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 \$8,686 to Julius Yuhasz and Arvid Olson, of Gary, Indiana, in full satisfaction of their claim against the United States for additional compensation for certain materials furnished and services rendered under a contract entered into with the United States for the construction of a dwelling, a boathouse, and a launchway for the United States Coast Guard at Port Orford, Oregon; such materials and services having been authorized by the civil engineer of the United States in charge of such construction: *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.

Proviso.

Approved, December 23, 1941.

CONCURRENT RESOLUTIONS

CONCURRENT RESOLUTIONS

FIRST SESSION, SEVENTY-SEVENTH CONGRESS

ASCERTAINMENT AND COUNTING OF ELECTORAL VOTES

January 3, 1941
[S. Con. Res. 1]

Resolved by the Senate (the House of Representatives concurring), That the two Houses of Congress shall meet in the Hall of the House of Representatives on Monday, the 6th day of January, 1941, at 1 o'clock postmeridian, pursuant to the requirements of the Constitution and laws relating to the election of President and Vice President of the United States, and the President of the Senate shall be their presiding officer; that two tellers shall be previously appointed by the President of the Senate on the part of the Senate and two by the Speaker on the part of the House of Representatives, to whom shall be handed, as they are opened by the President of the Senate, all the certificates and papers purporting to be certificates of the electoral votes, which certificates and papers shall be opened, presented, and acted upon in the alphabetical order of the States, beginning with the letter A; and said tellers, having then read the same in the presence and hearing of the two Houses, shall make a list of the votes as they shall appear from the said certificates; and the votes having been ascertained and counted in the manner and according to the rules by law provided, the result of the same shall be delivered to the President of the Senate, who shall thereupon announce the state of the vote, which announcement shall be deemed a sufficient declaration of the persons, if any, elected President and Vice President of the United States, and, together with a list of the votes, be entered on the Journals of the two Houses.

Agreed to January 3, 1941.

JOINT MEETING

January 6, 1941
[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 Monday, the 6th day of January 1941, at 2 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.

Passed January 6, 1941.

Communications
from the President.

"A BILL FURTHER TO PROMOTE THE DEFENSE OF THE UNITED STATES,
AND FOR OTHER PURPOSES"

February 6, 1941
[H. Con. Res. 15]

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 Foreign Affairs of the House of Representatives, be, and is hereby, authorized and

Printing of additional copies of House committee hearings.
34 Stat. 1012.
44 U. S. C. § 154.

Ante, p. 31; *post*,
p. 997.

empowered to have printed for its use five thousand additional copies of the hearings held before said committee on the bill (H. R. 1776) entitled "A bill further to promote the defense of the United States, and for other purposes".

Passed February 6, 1941.

February 10, 1941
[S. Con. Res. 4]

"REPORT OF THE COMMITTEE ON ADMINISTRATIVE PROCEDURE"

Printing of additional copies of Senate document.

Resolved by the Senate (the House of Representatives concurring), That there be printed nine thousand additional copies of the Senate Document Numbered 8, current session, entitled "Report of the Committee on Administrative Procedure", appointed by the Attorney General, at the request of the President, to investigate the need for procedural reform in various administrative tribunals and to suggest improvement therein, of which two thousand copies shall be for the use of the Senate, four thousand five hundred copies for the use of the House, one thousand copies for the Senate Committee on the Judiciary, and one thousand five hundred copies for the Committee on the Judiciary of the House of Representatives.

Agreed to February 10, 1941.

February 18, 1941
[H. Con. Res. 16]

INTERSTATE MIGRATION OF DESTITUTE CITIZENS

Printing of additional copies of House Select Committee hearings.
34 Stat. 1012.
44 U. S. C. § 154.
Post, p. 997.

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 Select Committee of the House of Representatives appointed to Investigate the Interstate Migration of Destitute Citizens be, and is hereby, authorized and empowered to have printed for its use five thousand additional copies of each part of the hearings held before said select committee, pursuant to the resolution (H. Res. 63) entitled "A resolution to inquire into the interstate migration of destitute citizens, to study, survey, and investigate the social and economic needs and the movement of indigent persons across State lines".

Passed February 18, 1941.

March 24, 1941
[H. Con. Res. 21]

DEPARTMENT OF AGRICULTURE APPROPRIATION BILL, 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 Appropriations of the House of Representatives be, and is hereby, authorized and empowered to have printed for its use one thousand additional copies of the hearings held before said committee on the bill (H. R. 3735) entitled "A bill making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1942, and for other purposes".

Passed March 24, 1941.

Ante, p. 408.

“A BILL FURTHER TO PROMOTE THE DEFENSE OF THE UNITED STATES, AND FOR OTHER PURPOSES”

April 1, 1941
[S. Con. Res. 6]

Resolved by the Senate (the House of Representatives concurring), That, in accordance with paragraph 3 of section 2 of the Printing Act approved March 1, 1907, the Committee on Foreign Relations of the Senate be, and is hereby, authorized and empowered to have printed for its use five thousand additional copies of the hearings held before said committee on the bill (S. 275) entitled “A bill further to promote the defense of the United States, and for other purposes”.

Printing of additional copies of Senate committee hearings.
34 Stat. 1012.
44 U. S. C. § 154.

Ante, pp. 31, 996.

Agreed to April 1, 1941.

ADJOURNMENT, HOUSE OF REPRESENTATIVES

April 2, 1941
[H. Con. Res. 26]

Resolved by the House of Representatives (the Senate concurring), That when the House adjourns on Thursday, April 3, 1941, it stand adjourned until 12 o'clock meridian, Monday, April 14, 1941.

Passed April 2, 1941.

“INVESTIGATION OF CONCENTRATION OF ECONOMIC POWER”

April 15, 1941
[S. Con. Res. 8]

Resolved by the Senate (the House of Representatives concurring), That there be printed ten thousand additional copies of Senate Document Numbered 35, current session, entitled “Investigation of Concentration of Economic Power”, of which five thousand copies shall be for the use of the Senate document room and five thousand copies for the use of the House document room.

Printing of additional copies of Senate document.

Agreed to April 15, 1941.

INDEPENDENT OFFICES APPROPRIATION BILL, 1942

April 29, 1941
[H. Con. Res. 24]

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 Appropriations of the House of Representatives be, and is hereby, authorized and empowered to have printed for its use not to exceed one thousand additional copies of the hearings held before a subcommittee of said committee on the bill (H. R. 2788) entitled “Independent Offices Appropriation Bill for 1942”.

Printing of additional copies of House committee hearings.
34 Stat. 1012.
44 U. S. C. § 154.

Ante, p. 92.

Passed April 29, 1941.

INTERSTATE MIGRATION OF DESTITUTE CITIZENS

April 29, 1941
[H. Con. Res. 28]

Resolved by the House of Representatives (the Senate concurring), That there be printed nine thousand additional copies of House Report Numbered 369, current session, entitled “Report of the Select Committee to Investigate the Interstate Migration of Destitute Citizens”, which shall be for the use of said committee.

Printing of additional copies of House Select Committee report.
Ante, p. 996.

Passed April 29, 1941.

May 7, 1941

[H. Con. Res. 29]

FELICITATIONS OF THE CONGRESS OF COSTA RICA

Whereas there have long existed historic ties of friendship between the United States of America and Costa Rica; and
Whereas these ties, based on respect and admiration of two free and independent nations, happily grow firmer day by day; and
Whereas on March 14, 1941, the Congress of Costa Rica graciously sent a message of congratulation to both Houses of the Congress of the United States: Therefore be it

Acknowledgment.

Resolved by the House of Representatives (the Senate concurring), That the Congress of the United States express its deep appreciation to the Congress of Costa Rica, and to the people of the Republic of Costa Rica which it represents, for this message of felicitation, which had as its inspiration the defense of this hemisphere and the preservation of its democratic institutions; and be it further

Copy of resolution to Congress of Costa Rica.

Resolved, That a copy of this resolution shall be transmitted to the Congress of Costa Rica.

Passed May 7, 1941.

May 9, 1941

[S. Con. Res. 9]

STATUE OF HUEY P. LONG

Acceptance; tendering of thanks to State of Louisiana.
Post, p. 999.

Resolved by the Senate (the House of Representatives concurring), That the statue of Huey P. Long, presented by the State of Louisiana to be placed in Statuary Hall, is accepted in the name of the United States, and that the thanks of Congress be tendered the State for the contribution of the statue of one of its most eminent and illustrious citizens; be it further

Resolved, That a copy of these resolutions, suitably engrossed and duly authenticated, be transmitted to the Governor of the State of Louisiana.

Agreed to May 9, 1941.

May 15, 1941

[H. Con. Res. 34]

“OUR AMERICAN GOVERNMENT: WHAT IS IT? HOW DOES IT FUNCTION?”

Printing of pamphlet as a House document.

Resolved by the House of Representatives (the Senate concurring), That there be printed as a House document one hundred and seventy-seven thousand copies of a revised edition of the pamphlet entitled “Our American Government: What is it? How does it function?” of which forty-five thousand copies shall be for the use of the Senate and one hundred and thirty-two thousand copies for the use of the House of Representatives.

Passed May 15, 1941.

June 26, 1941

[H. Con. Res. 43]

“REVENUE REVISION OF 1941”

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 two thousand additional copies of the hearings, held before said committee, on the bill entitled “Revenue Revision of 1941”.

Ante, p. 687.

Passed June 26, 1941.

CLASSIFICATION ACT OF 1923, AMENDMENTS

Resolved by the House of Representatives (the Senate concurring), That the Clerk of the House of Representatives is authorized and directed in the enrollment of the bill H. R. 1073, entitled "An Act to amend the Classification Act of 1923, as amended", to insert following the numeral "2" in line 16, page 5, of the engrossed bill the following: "of the Act".

Passed July 21, 1941.

July 21, 1941
[H. Con. Res. 47]

Change in enrollment of bill (H. R. 1073).

Ante, p. 613.

VIRGINIA (MERRIMAC)-MONITOR COMMISSION

Resolved by the House of Representatives (the Senate concurring), That sections 5 and 6 of H. Con. Res. 32, which passed the House of Representatives on the 31st day of July 1939, and the Senate on the 2d day of August 1939, establishing the Virginia (Merrimac)-Monitor Commission, is hereby amended to read as follows:

"SEC. 5. That the commission shall on or before the 15th day of April 1943 make a report to Congress for such enabling legislation, if any, as the Congress may desire.

"SEC. 6. That the commission hereby created shall expire within two years after the adoption of this concurrent resolution."

Passed July 24, 1941.

July 24, 1941
[H. Con. Res. 38]

53 Stat. 1557.

Time extended for making report.

Expiration of Commission.

REVENUE ACT OF 1941

Resolved by the House of Representatives (the Senate concurring), That there shall be printed eleven thousand five hundred additional copies of the bill (H. R. 5417) Revenue Act of 1941, together with the report (H. Report No. 1040), thereon, of which five thousand copies shall be for the use of the House Document Room, two thousand copies for the use of the Senate Document Room, three thousand five hundred copies for the use of the Committee on Ways and Means of the House of Representatives, and one thousand copies for the use of the Committee on Finance of the Senate.

Passed July 31, 1941.

July 31, 1941
[H. Con. Res. 49]

Printing of additional copies of bill and House report.
Ante, p. 687; *post*, p. 1000.

STATUE OF HUEY P. LONG

Resolved by the Senate (the House of Representatives concurring), That there be printed, with illustrations, and bound in such form and style as may be directed by the Joint Committee on Printing five thousand nine hundred copies of the proceedings held in connection with the unveiling of the statue of former Senator Huey P. Long in Statuary Hall, Capitol Building, Washington, District of Columbia, on April 25, 1941, together with such other matter as may be relevant thereto, of which one thousand two hundred and fifty copies shall be for the use of the Senate, three thousand seven hundred and fifty copies for the use of the House of Representatives, and nine hundred copies shall be for the use and distribution of the Senators and Representatives in Congress from the State of Louisiana.

The Joint Committee on Printing is hereby authorized to have the copy prepared for the Public Printer and shall procure suitable illustrations to be published with these proceedings.

Agreed to August 8, 1941.

August 8, 1941
[S. Con. Res. 11]

Printing of proceedings at unveiling.

Ante, p. 998.

August 13, 1941
[S. Con. Res. 15]

CORONADO INTERNATIONAL MEMORIAL, ARIZONA

Change in enrollment of bill (S. 752).
Ante, p. 630.

Resolved by the Senate (the House of Representatives concurring), That the Secretary of the Senate be, and he is hereby, authorized and directed, in the enrollment of the bill (S. 752) to provide for the establishment of the Coronado International Memorial, in the State of Arizona, to make the following change, viz: On page 2, line 7, of the Senate engrossed bill, after the figure "20" and the comma, strike out the words "west half" and insert in lieu thereof the following: "lots 3 and 4".

Agreed to August 13, 1941.

"REVENUE ACT OF 1941"

September 17, 1941
[S. Con. Res. 16]Printing of additional copies of Senate committee hearings.
34 Stat. 1012.
44 U. S. C. § 154.*Ante*, pp. 687, 999;
infra.

Resolved by the Senate (the House of Representatives concurring), That, in accordance with paragraph 3 of section 2 of the Printing Act approved March 1, 1907, the Committee on Finance of the Senate 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 on the bill (H. R. 5417) entitled "Revenue Act of 1941".

Agreed to September 17, 1941.

"REVENUE ACT OF 1941"

September 22, 1941
[S. Con. Res. 17]Printing of additional copies.
Ante, pp. 687, 999;
supra.

Resolved by the Senate (the House of Representatives concurring), That there be printed thirty-five thousand additional copies of Public Law Numbered 250, current session, entitled "Revenue Act of 1941", of which five thousand copies shall be for the use of the Senate document room, twenty-five thousand copies shall be for the use of the House document room, four thousand for the Committee on Ways and Means of the House, and one thousand for the Committee on Finance of the Senate.

Agreed to September 22, 1941.

October 15, 1941
[S. Con. Res. 18]

COURTESIES OF MEXICAN CONGRESS

Whereas the Congressional members of the United States delegations to the Fourth Pan American Highway Congress and the Second Inter-American Travel Congress, recently held in Mexico City, Mexico, were welcomed by the Senate and the Chamber of Deputies of the Republic of Mexico at special sessions of such bodies held for such purpose; and

Whereas the Congress of the United States is appreciative of the friendly sentiments expressed by the Members of the Mexican Congress in welcoming the Congressional members of such delegations and of the courtesy extended to such Congressional members in permitting them to respond to the speeches of welcome: Therefore be it

Acknowledgment.

Resolved by the Senate (the House of Representatives concurring), That the thanks of the Congress of the United States are hereby extended to the Senate and the Chamber of Deputies of the Republic

of Mexico for the courtesies extended by them to the Congressional members of the United States delegations to the Fourth Pan American Highway Congress and the Second Inter-American Travel Congress, recently held in Mexico City.

Resolved further, That the Secretary of the Senate and the Clerk of the House of Representatives are directed to communicate copies of this resolution through appropriate channels to the Senate and the Chamber of Deputies of the Republic of Mexico.

Agreed to October 15, 1941.

Copies of resolution
to Mexican Congress.

JOINT MEETING

December 8, 1941
[H. Con. Res. 61]

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 Monday, the 8th day of December 1941, 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 December 8, 1941.

MEDICAL CARE OF ARMY, NAVY, ETC., PERSONNEL

December 9, 1941
[S. Con. Res. 19]

Resolved by the Senate (the House of Representatives concurring), That the Secretary of the Senate be, and he is hereby, authorized and directed, in the enrollment of the bill (S. 165) to provide for continuing in the service of the Army, Navy, Marine Corps, and Coast Guard of the United States beyond the term of their enlistment, those suffering from service-connected disease or injury, and in need of medical care or hospitalization until recovery through such medical care and hospitalization, to make the following correction, namely: On page 2, line 12, of the engrossed bill, strike out the word "therein" and in lieu thereof insert the word "herein".

Correction in en-
rollment of bill (S. 165).
Ante, p. 797.

Agreed to December 9, 1941.

COAST GUARD STATION BUILDING, TWO RIVERS, WISCONSIN

December 9, 1941
[S. Con. Res. 20]

Resolved by the Senate (the House of Representatives concurring), That the Secretary of the Senate, in the enrollment of the bill (S. 1916) to authorize the conveyance of the old Coast Guard station building at Two Rivers, Wisconsin, to the Eleven Gold Star Post Numbered 1284, Veterans of Foreign Wars, Two Rivers, Wisconsin, is authorized and directed to make the following changes:

Changes in enroll-
ment of bill (S. 1916).
Ante, p. 798.

(1) In line 5 of the engrossed bill, strike out the numerals "1284" and insert in lieu thereof the numerals "1248"; and

(2) In the title of the engrossed bill, strike out the numerals "1284" and insert in lieu thereof the numerals "1248".

Agreed to December 9, 1941.

December 12, 1941
[H. Con. Res. 56]

SELECT COMMITTEE TO INVESTIGATE NATIONAL DEFENSE MIGRATION

Printing of additional copies of reports submitted to the House.

Resolved by the House of Representatives (the Senate concurring), That there be printed ten thousand additional copies of each of the reports submitted to the House during the current Congress by the Select Committee to Investigate National Defense Migration, of which nine thousand copies shall be for the use of said committee and one thousand copies for the use of the House document room.

Passed December 12, 1941.

December 18, 1941
[S. Con. Res. 21]

BLACK-OUTS, DISTRICT OF COLUMBIA

Signing of enrolled bill (H. R. 6208) rescinded.
Ante, p. 858.

Change in reenrollment.

Resolved by the Senate (the House of Representatives concurring), That the action of the Speaker of the House of Representatives and of the President pro tempore of the Senate in signing the enrolled bill (H. R. 6208) entitled "An Act to authorized black-outs in the District of Columbia, and for other purposes", be, and the same is hereby, rescinded; and the Clerk of the House of Representatives be, and he is hereby, authorized and directed to reenroll the said bill with the following change, namely: In the engrossed Senate amendments, at the end of amendment numbered 6, strike out the word "section" and the period, and insert the following: "section, and there is hereby appropriated for this purpose \$1,000,000 out of any money in the Treasury of the United States to the credit of the United States not otherwise appropriated."

Agreed to December 18, 1941.

December 19, 1941
[H. Con. Res. 57]

CHECKING OF EXCESSIVE PRICE RISES, ETC.

Printing of additional copies of hearings on bill (H. R. 5479).

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 Banking and Currency of the House of Representatives is authorized and empowered to have printed for its use two thousand additional copies of the hearings held before such committee during the current session, on the bill (H. R. 5479) to further the national defense and security by checking speculative and excessive price rises, price dislocations, and inflationary tendencies, and for other purposes.

Passed December 19, 1941.

December 30, 1941
[S. Con. Res. 22]

ADJOURNMENT SINE DIE

Resolved by the Senate (the House of Representatives concurring), That the two houses of Congress shall adjourn on Friday, the second day of January 1942, and that when they adjourn on said day they stand adjourned sine die.

Agreed to December 30, 1941.

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

Agreement between the United States of America, Canada, Cuba, Dominican Republic, Haiti, and Mexico respecting regional broadcasting. Signed at Habana December 13, 1937; ratification advised by the Senate of the United States June 15, 1938; ratified by the President of the United States June 30, 1938; ratification of the United States of America deposited with the Government of Cuba July 21, 1938; proclaimed by the President of the United States January 23, 1941.

December 13, 1937
[T. S. 962]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS, a North American Regional Broadcasting Agreement between the United States of America, Canada, Cuba, the Dominican Republic, Haiti, and Mexico, was signed by their respective plenipotentiaries at Habana on December 13, 1937, a true copy of which agreement as certified by the Undersecretary of State of Cuba, in the English, Spanish and French languages is in words and figures as follows:

NORTH AMERICAN REGIONAL BROADCASTING AGREEMENT Post, p. 1398.

concluded among the following Governments:

Canada
Cuba
Dominican Republic
Haiti
Mexico
United States of America

The undersigned, plenipotentiaries of the Governments listed above, having met in conference at Habana, Cuba, have, in common agreement and subject to ratification, concluded the following Agreement.

PURPOSE AND SCOPE OF THIS AGREEMENT

1. *Purpose of Agreement.* The purpose of this Agreement is to regulate and establish principles covering the use of the standard broadcast band in the North American Region so that each country may make the most effective use thereof with the minimum technical interference between broadcast stations.

2. *North American Region.* The North American Region (hereinafter referred to as "Region") for the purpose of this Agreement shall

be deemed to include and to consist of the following countries: Canada, Cuba, Dominican Republic, Haiti, Mexico, Newfoundland, and United States of America.

3. *Standard broadcast band.* The standard broadcast band shall be deemed to be the band of frequencies extending from 550 to 1600 kc, both inclusive, both 550 kc and 1600 kc being the carrier frequencies of broadcasting channels as hereinafter defined. The Governments agree, subject to the provisions of Article 7 of the General Radio Regulations annexed to the International Telecommunications Convention, Madrid, 1932, that this band of frequencies shall be allocated exclusively to broadcasting in the Region.

49 Stat. 2453; 54
Stat. 1429.

4. *Sovereign right to use channels.* The sovereign right of all countries, parties to this Agreement, to the use of every channel in the standard broadcast band is recognized. The Governments recognize, however, that until technical developments reach a state permitting the elimination of radio interference of international character, a regional arrangement between them is necessary in order to promote standardization and to minimize interference.

5. *Regional character of Agreement.* The Governments recognize that this Agreement, and each provision thereof, is a regional arrangement within the meaning of, and authorized by the International Telecommunications Convention and the General Radio Regulations annexed thereto.

49 Stat. 2391, 2445; 54
Stat. 1417.

II

TECHNICAL

A. DEFINITIONS

1. *Broadcast station.* A station the emissions of which are primarily intended to be received by the general public.

2. *Broadcast channels—550 to 1600 kc.* A broadcast channel is a band of frequencies ten (10) kc in width, with the carrier frequency at the center. Channels shall be designated by their assigned carrier frequencies. Carrier frequencies assigned to broadcast stations shall begin at 550 kc and be in successive steps of 10 kc. No intermediate frequency shall be assigned as the carrier frequency of any broadcast station.

3. *Service areas.*

(a) *Primary service area.* The primary service area of a broadcast station is the area in which the ground wave is not subject to objectionable interference or objectionable fading.

(b) *Secondary service area.* The secondary service area of a broadcast station is the area served by the sky wave and not subject to objectionable interference. The signal is subject to intermittent variations in intensity.

4. *Dominant stations.* A "dominant" station is a Class I station, as hereinafter defined, operating on a clear channel.

5. *Secondary station.* A "secondary" station is any station except a Class I station operating on a clear channel.

6. *Objectionable interference.* Objectionable interference is the degree of interference produced when, at a specified boundary or field intensity contour with respect to the desired station, the field intensity of an undesired station (or the root-mean-square value of field intensities of two or more stations on the same frequency) exceeds for ten (10) percent or more of the time the values hereinafter set forth in this Agreement.

7. *Power.* The power of a radio transmitter is the power supplied to the antenna. The power in the antenna of a modulated-wave transmitter shall be expressed in two numbers, one indicating the power of the carrier frequency supplied to the antenna, and the other the actual maximum percentage of modulation.

8. *Spurious radiation.* A spurious radiation from a transmitter is any radiation outside the frequency band of emission normal for the type of transmission employed, including any harmonic modulation products, key clicks, parasitic oscillations and other transient effects.

9. *English, French and Spanish equivalents.* It is agreed that, as used in this Agreement, the French and Spanish words below set forth are respectively the equivalent of, and mean the same as, the English terms opposite which they appear:

<i>English</i>	<i>French</i>	<i>Spanish</i>
Clear channel	Frequence libre	Canal despejado
Objectionable interference	Brouillage nuisible	Interferencia objetable

B. CLASSES OF CHANNELS AND ALLOCATION THEREOF

1. *Three classes:* The 106 channels in the standard broadcast band are divided into three principal classes: clear, regional and local.

2. *Clear channel:* A clear channel is one on which the dominant station or stations render service over wide areas and which are cleared of objectionable interference, within their primary service areas and over all or a substantial portion of their secondary service areas.

3. *Regional channel:* A regional channel is one on which several stations may operate with powers not in excess of 5 kw. The primary service area of a station operating on any such channel may be limited, as a consequence of interference, to a given field intensity contour.

4. *Local channel:* A local channel is one on which several stations may operate with powers not in excess of 250 watts. The primary service area of a station operating on any such channel may be limited, as a consequence of interference, to a given field intensity contour.

5. *Number of channels of each class:* The number of channels of each class shall be as follows:

Clear channels	59
Regional channels	41
Local channels	6

6. *Allocation of specific channels to each class:* The channels are allocated to the several classes as follows:

Clear channels. The following channels are designated as clear channels: 640, 650, 660, 670, 680, 690, 700, 710, 720, 730, 740, 750, 760, 770, 780, 800, 810, 820, 830, 840, 850, 860, 870, 880, 890, 900, 940, 990, 1000, 1010, 1020, 1030, 1040, 1050, 1060, 1070, 1080, 1090, 1100, 1110, 1120, 1130, 1140, 1160, 1170, 1180, 1190, 1200, 1210, 1220, 1500, 1510, 1520, 1530, 1540, 1550, 1560, 1570 and 1580.

Regional channels. The following channels are designated as regional channels: 550, 560, 570, 580, 590, 600, 610, 620, 630, 790, 910, 920, 930, 950, 960, 970, 980, 1150, 1250, 1260, 1270, 1280, 1290, 1300, 1310, 1320, 1330, 1350, 1360, 1370, 1380, 1390, 1410, 1420, 1430, 1440, 1460, 1470, 1480, 1590, 1600.

Local channels. The following channels are designated as local channels: 1230, 1240, 1340, 1400, 1450, and 1490 kc.

7. *Use of regional and local channels by countries.* All countries may use all regional and all local channels, subject to the power limitations and standards for prevention of objectionable interference set forth in this Agreement.

8. *Priority of use of clear channels by countries.*

(a) The clear channels are assigned for priority of use by Class I and II stations in the several countries in accordance with the table set forth in Appendix I.

(b) Each such channel shall be used in a manner conforming to the best engineering practice with due regard to the service to be rendered by the dominant stations operating thereon, as set forth elsewhere in this Agreement. If, for one year within the term of this Agreement, a country fails to make any use of a clear channel assigned to it, the channel shall be considered open for use by the other countries, parties to this Agreement, pursuant to such arrangement as may be agreed upon by their respective administrations and without any necessity for revision of this Agreement.

(c) No country to which a clear channel has been thus assigned shall permit, or agree to permit, any other country to use such channel in a manner not in conformity with this Agreement without first giving sixty days^a advance notice of its intention so to do to all other countries, parties to this Agreement. If during this period of sixty days^a any other country shall present objections to such proposed use of the channel, the country to which the clear channel has been assigned shall not permit, or agree to permit, such proposed use until the difference presented by the objection has been amicably resolved.

(d) If within the period of this Agreement the country to which a clear channel has been assigned shall have made use of the channel but not in the manner above prescribed or not to the extent required by the provisions of this Agreement, such country shall be considered as

^a calendar days

having relinquished that portion of the rights which it has not used and at the expiration of this Agreement the other countries party thereto shall have the right, if they see fit, to withdraw the unused privileges from such country and to reassign them to any or all of the other interested countries.

C. CLASSES OF STATIONS AND USE OF THE SEVERAL CLASSES OF CHANNELS.

1. *Classes of stations.* Broadcast stations are divided into four principal classes, to be designated Class I, Class II, Class III, and Class IV, respectively.

2. *Definitions of classes.* The four classes of broadcast stations are defined as follows:

Class I: A dominant station operating on a clear channel and designed to render primary and secondary service over an extended area and at relatively long distances. Class I stations are subdivided into two classes:

Class I-A: A Class I station which operates with power of 50 kw or more and which has its primary service area, within the limits of the country in which the station is located, free from objectionable interference from other stations on the same and adjacent channels, and its secondary service area, within the same limits, free from objectionable interference from stations on the same channel, in accordance with the engineering standards hereinafter set forth.

Class I-B: A Class I station which operates with power of not less than 10 kw or more than 50 kw and which has its primary service area free from objectionable interference from other stations on the same and adjacent channels and its secondary service area free from objectionable interference from stations on the same channel, in accordance with the engineering standards hereinafter set forth.

(a) When two Class I-B stations on the same channel are separated by a distance of 2800 miles or more, neither station shall be required to install a directional antenna.

(b) When two Class I-B stations on the same channel are separated by a distance of more than 1800 miles and less than 2800 miles, it will, in the absence of proof to the contrary, be assumed that each station is free of objectionable interference caused by the other and neither shall be required to install directional antennas or take other precautions to avoid such interference. In case the existence of objectionable interference is proved, the governments concerned will consult with each other regarding the desirability and practicality of installation of directional antennas or the taking of other precautions to eliminate the interference and will determine by special arrangement the measures, if any, to be taken.

(c) When two Class I-B stations on the same channel are separated by a distance less than 1800 miles, it will, in the absence of proof to the contrary, be assumed that the installation of directional antennas or the taking of other precautions to avoid interference is

necessary, and the governments concerned will consult with each other and will take such measures as may be agreed upon between them to the end that the objectionable interference may be reduced or eliminated.

Class II: A "secondary" station which operates on a clear channel and is designed to render service over a primary service area which, depending on geographical location and power used, may be relatively large, but which is limited by and subject to such interference as may be received from Class I stations. A station of this class shall operate with power of not less than 0.25 kw or more than 50 kw. Whenever necessary a Class II station shall use a directional antenna or other means to avoid interference, in accordance with the engineering standards hereinafter set forth, with Class I stations and with other Class II stations.

Class III: A station which operates on a regional channel and is designed to render service primarily to a metropolitan district and the rural area contained therein and contiguous thereto. Class III stations are subdivided into two classes:

Class III-A: A Class III station which operates with power not less than one kilowatt or more than five kilowatts and the service area of which is subject to interference in accordance with the engineering standards hereinafter set forth.

Class III-B: A Class III station which operates with a power not less than 0.5 kw or more than 1 kw night and 5 kw daytime and the service area of which is subject to interference in accord with the engineering standards hereinafter set forth.

Class IV: A station using a local channel and designed to render service primarily to a city or town and the suburban and rural areas contiguous thereto. The power of a station of this class shall not be less than 0.1 kw or more than 0.25 kw and its service area is subject to interference in accord with the engineering standards hereinafter set forth.

3. *Change of class.* If a station or stations in Class III-B located in any country can, through the use of directional antennas or otherwise, so reduce the interference caused or received by such station or stations to the field contour to which interference to stations in Class III-A is allowed, such station or stations shall automatically be classified and included in Class III-A and shall thereafter be so recognized and treated by the Administrations of all countries within the Region.

4. *Use of clear channels.*

(a) In principle and subject only to the exception hereinafter set forth, Class I stations shall be assigned only to clear channels.

(b) Class II stations may be assigned to clear channels only on condition that objectionable interference will not be caused to any Class I stations. Where any country has priority of use of a clear channel for any Class I-A station, no other country shall assign any Class II station to that channel for nighttime operation (from sunset to sunrise at the location of the Class II station) unless such Class II station is located not less than 650 miles from the nearest border of the country

in which the Class I-A station is located; provided, however, that where an assignment for a Class II station is specifically stated in Appendix I, such assignment shall be deemed as authorized under the limitations therein set forth.

Post, p. 1020.

5. *Use of regional channels.*

(a) In general only Class III-A and Class III-B stations shall be assigned to regional channels.

(b) On condition that interference be not caused to any Class III-A or Class III-B station, and subject to such interference as may be received from Class III-A or Class III-B stations, Class IV stations may be assigned to regional channels.

(c) Because of their geographical location with respect to the North American continent, special consideration will be given to the use by Cuba, the Dominican Republic, Haiti and Newfoundland of stations of Classes I and II assigned to certain regional channels under certain conditions, with respect to power and precautions to avoid objectionable interference as set forth in Appendix VII.

Post, p. 1034.

6. *Use of local channels.* Only Class IV stations shall be assigned to local channels.

D. SERVICE AND INTERFERENCE

1. *Satisfactory signal.* It is recognized that, in the absence of interference from other stations and in regions where the natural electrical noise level is not abnormally high, a signal of 100 microvolts per meter constitutes a usable signal in rural and sparsely settled areas but that, because of the higher electrical noise levels in more thickly populated communities, greater field intensities (ranging as high as 25 millivolts or more in cities) are necessary to render satisfactory service. It is further recognized that it is not possible to accord protection to stations from objectionable interference over the entire areas over which their signals are or may be above the electrical noise level, particularly at night, and that it is necessary to specify boundaries or contours at or within which stations are protected from objectionable interference from other stations.

2. *Areas protected from objectionable interference.* The boundaries or contours at and within which the several classes of stations shall be protected from objectionable interference are as set forth in Appendix II. No station, however, need be protected from objectionable interference at any point outside the boundaries of the country in which such station is located.

Post, p. 1024.

With respect to the root-mean-square values of interfering field intensities referred to herein, it shall be understood to apply in determining the interference between existing stations and no station thereafter assigned the channel shall increase the root-mean-square value of the interfering field intensity above the maxima specified in the attached tables.

3. *Objectionable interference on the same channel.* Objectionable interference shall be deemed to exist to a station when, at the boundary or field intensity contour specified in Appendix II with respect to the

Post, p. 1024.

class to which the station belongs, the field intensity of an interfering station (or the root-mean-square value of the field intensities of two or more interfering stations) operating on the same channel, exceeds for ten (10) percent or more of the time the value of the permissible interfering signal set forth opposite such class in Appendix II.

Post, p. 1024.

4. *Interference to dominant clear channel stations.* A station shall be considered as not capable of causing objectionable interference to a Class I clear channel station on the same frequency when it is separated from the dominant clear channel station by a difference of 70 degrees or more of longitude.

5. *Objectionable interference on adjacent channels.* It is recognized, in principle, that objectionable interference may be caused to a desired station when, at or within the specified contours of a desired station, the field intensity of the ground wave of an undesired station operating on an adjacent channel (or the root-mean-square value of the field intensities of two or more such undesired stations operating on the same adjacent channel) exceeds a value determined by the following ratio:

<i>Separation between channels</i>	<i>Minimum permissible ratio of desired to undesired signals</i>
10 kc	1 to 0.5
20 kc	1 to 10
30 kc	1 to 50

For convenient reference, the maximum permissible values of interfering signals on such adjacent channels at specified contours are set forth in Appendix III, Table I.

Post, p. 1025.

6. *Application of standards to existing stations.*

(a) For the purpose of estimating objectionable interference, all stations (other than those of Class II) shall be assumed to use the maximum power permitted to their respective classes. In this connection, the power of Class I-A stations shall be considered to be 50 kw or the actual power, if higher.

(b) After this agreement has been placed in operation a station thereafter assigned a channel already assigned to other stations shall not be considered as preventing existing stations from increasing their power to the maximum allowed their class, even though such power increase may limit the newly assigned station to a field intensity contour of higher value than that permitted its class.

7. *Frequency stability* The operating frequency of each broadcast station shall be maintained to within 50 cycles of the assigned frequency until January 1, 1939, and thereafter the frequency of each new station or each station where a new transmitter is installed shall be maintained within 20 cycles of the assigned frequency, and after January 1, 1942, the frequency of all stations shall be maintained within 20 cycles of the assigned frequency.

8. *Spurious radiation.* The governments shall endeavor to reduce and, if possible, eliminate spurious radiations from broadcast stations. Such radiations shall be reduced in all cases until they are not of sufficient intensity to cause interference outside the frequency band

required for the type of emission employed. With respect to type A-3 emissions (radio-telephony) the transmitter should not be modulated in excess of its modulation capability to the extent that interfering spurious radiations occur, and, with respect to amplitude modulation, the operating percentage of modulation should not be less than seventy-five (75) percent on peaks of frequent recurrence. Means should be employed to insure that the transmitter is not modulated in excess of its modulation capability.

E. DETERMINATION OF PRESENCE OF OBJECTIONABLE INTERFERENCE

1. *Antenna performance.* For the purpose of calculating the presence and the degree of objectionable interference, stations of the several classes shall be assumed to produce effective field, corrected for absorption, for one kilowatt of input power to the antenna, as follows:

<i>Class of Station</i>	<i>At One Mile</i>	<i>At One Kilometer</i>
I	225 mv/m	362 mv/m
II and III	175 mv/m	282 mv/m
IV	150 mv/m	241 mv/m

In case a directional antenna is employed, the interfering signal of a broadcasting station will vary in different directions. To determine the interference in any direction, in the absence of actual interference measurements, the horizontal and vertical field intensity patterns of the directional antenna must be calculated and by comparing the appropriate vectors in the horizontal or vertical pattern with that of a nondirectional with the same effective field, the interfering signal toward any other station can be expressed in terms of kilowatts. This rating in kilowatts shall be applied in the use of mileage separation tables or in computing distances from the propagation curves or tables.

2. *Power.* The power of a station shall, for the purposes of notifications required by this Agreement, be determined in one of the following manners:

(a) By taking the product of the square of the antenna current and the antenna resistance (antenna input power).

(b) By determination of the station's effective field intensity, corrected for absorption, by making sufficient field intensity measurements on at least eight radials as nearly equally spaced as practicable and by relating the field intensity thus determined to the effective field intensity of a station having the antenna efficiency stipulated above for its class.

3. *Methods of determining the presence of objectionable interference—General.* The existence or absence of objectionable interference from stations on the same or adjacent channels shall be determined by one of the following methods:

(a) By actual measurements obtained in the method hereinafter prescribed;

or, with the mutual consent of the countries concerned:

Post, pp. 1026, 1027.

(b) By reference to the propagation curves in Appendices IV and V, or

Post, p. 1028.

(c) By reference to the distance tables set forth in Appendix VI.

4. *Actual proof of existence or absence of objectionable interference.* The existence or absence of objectionable interference may be proved by field intensity measurements or recordings made with suitable apparatus, duly calibrated, by Government engineers or other engineers as may be mutually acceptable to the Governments concerned. Such field intensity measurements shall be made in the manner and for the periods of time mutually agreed upon by the Governments concerned.

The contracting Governments agree to facilitate the making of the measurements by requiring the stations involved to remain silent or operate in the manner deemed necessary, and at such times as not to interrupt regular schedules.

5. *Proof based on propagation curves and distance tables.*

Post, p. 1027.

(a) *Sky wave curves.* In computing the distance to the 50 per cent sky wave field intensity contour of a Class I station of a given power, and also in computing the 10 percent sky wave field intensity of an alleged interfering station, of any class and given power, at a specified distance, use may be made of the appropriate graphs set forth in Appendix V, entitled "Average Sky Wave Field Intensity Corresponding to the Second Hour after Sunset in the Recording Station, 100 Millivolt per Meter at One Mile (161 at one kilometer)".

Post, p. 1026.

(b) *Ground wave curves.* The distance to any specified ground wave field intensity contour may be determined from appropriate ground wave curves plotted for the frequency under consideration and the conductivity and dielectric constant of the earth between the station and desired contour. The frequency and the conductivity of the earth must be considered in every case and where the distance is great due allowance must be made for loss due to curvature of the earth. A family of curves is necessary for this purpose. A graph for a conductivity of 10^{-12} is set forth in Appendix IV, entitled "Ground Wave Field Intensity vs. Distance for One Kilowatt Radiated From Short Antenna". Three frequencies in the standard broadcast band are given. For other frequencies and soil conditions (conductivity and dielectric constant) other curves are required. A conductivity of 10^{-13} is considered average and is used throughout in determining the ground wave value for computing the mileage separation tables.

(c) *Distance tables.* Table I shows the required day separation in miles between broadcast stations on the same channel. Table II gives the required distance in miles from the boundary of a country in which a Class I-A station is located for the daytime operation of a Class II station on the same channel in another country. Table III gives the required separation in miles between broadcast stations on adjacent channels during both daytime and nighttime. Table IV gives the required night separation in miles between broadcast stations operating on the same channel. The assumed conditions of operation are given in Appendix VI.

Post, p. 1026.

The tables are based upon the use of nondirectional antennas but, in case a directional antenna is employed at a particular station, it will be necessary to consider the radiation distribution of the directional antenna involved and to modify the mileage separation accordingly. The night separation tables for stations on the same frequency are computed from the skywave curve given in Appendix V. These curves are based on extensive measurements of the skywave produced by broadcasting stations and shall be considered as accurate in all cases unless proof to the contrary is available as set out in Section E 4. The mileage separation tables for the same channel during daytime and for adjacent channels day and night are computed from the groundwave curve in Appendix IV. Tables apply only in case the frequency is 1000 kc and the assumed soil conductivity and dielectric constant prevail. Since these values vary in every case the tables for daytime and adjacent channel separation cannot be used except as a general guide. In any case under consideration an estimate of the mileage separation required may be made from the operating frequency and known or assumed soil conditions. To determine the interference accurately, measurements must be made in accordance with Section E 4 on the frequency under consideration or on another frequency and from the curves the values may be determined for the desired frequency.

Post, p. 1027.

Post, p. 1026.

F. MISCELLANEOUS

1. *Engineering standards.* The engineering standards set forth in this Agreement are subject to revision when justified by technical advances in the art, with the mutual consent of the governments parties to this Agreement.

III

NOTIFICATION AND EFFECT THEREOF

1. *Initial notification.*

Each Government shall, as soon as possible after ratification of this Agreement, and in any event not later than 180 days prior to the effective date thereof, transmit to the other Governments

(a) A complete list of all broadcast stations actually in operation in its country in the standard broadcast band both as of the date of the signing of this Agreement and as of the date of transmitting said list, showing with respect to each station its call signal, location, frequency, power, and antenna characteristics, together with all changes authorized to be made with respect to said stations on or before the effective date of this Agreement, and the classification claimed for each such station.

(b) A complete list of all changes authorized to be made with respect to said stations after the effective date of this Agreement, the dates on or before which such changes are to be consummated, and the classification claimed for each such station under this Agreement when the proposed change has been consummated.

(c) A complete list of all new broadcast stations authorized but not yet in operation, showing with respect to each such station its call signal, location, frequency, power and antenna characteristics, the date on or before which each such station shall commence operation, and the classification claimed for it under this Agreement.

(d) The Governments agree that prior to the effective date of this Agreement, they will, so far as possible, resolve all conflicts that may arise between them as a result of the foregoing initial listings, and that, notwithstanding some such conflicts may remain unresolved, they will cooperate to the end that there be no delay in putting the provisions of this Agreement into full force and effect on that date.

(e) In resolving conflicts in the use of clear channels, and in the listing of Class I and Class II stations, the provisions of this Agreement and particularly of Appendix I shall be controlling. In resolving conflicts in the use of regional and local channels, and in the listing of Class III and Class IV stations, priority of use shall be recognized in each country with respect to stations which at the time of signing of this Agreement are in actual operation, which in substance conform to the definitions of said classes as set forth in this Agreement, and with respect to which no substantial change is made or proposed; a change of frequency in order to conform to the designation of channels in this Agreement shall not be deemed a substantial change.

Post, p. 1020.

2. *Subsequent notifications.* After the effective date of this Agreement and throughout the period during which it shall remain in effect, each Government shall promptly notify the other Governments by registered letter of all further changes in existing broadcast stations and of all further new broadcast stations, together with similar information with regard to each such change or new station, and the proposed date on which each such change is to go into effect and on which each such new station is to actually commence operation.

3. *Effect of notification.* Each Government may, within 30 days of receiving notification of any proposed change in the assignment of an existing station or of the authorization of a new station in another country, notify the Government of the latter country of any objection it may have thereto under the terms of this Agreement.

4. *Conflict between notifications.* To be valid, notifications of changes in the assignments of existing stations, or of authorizations of new stations must be such that the assignments proposed therein are in accordance with this Agreement and are such as not to involve objectionable interference to existing stations in other countries, assigned and operating in accordance with this Agreement. As between two or more notifications of changes or authorizations of new stations proceeding from different countries, after the effective date of this Agreement, priority in the date of mailing of notification shall govern.

5. *Cessation of effect.* (a) A notification of a proposed change in the assignment of an existing station or of an authorization of a new station shall cease to have any force and effect if, within one year of the date thereof such change shall not have been actually consum-

mated or such new station shall not have actually commenced continuous operation. (b) In special cases in which circumstances beyond the control of the Administration concerned have prevented the completion of the change or the construction of the new station, the term of the original notification may be extended for a period of six months.

6. *Bern Bureau.* The foregoing notifications shall be made independently of and in addition to those which, under current practice, are sent to the Bureau of the International Telecommunications Union.

IV

ARBITRATION

In case of disagreement between two or more contracting Governments concerning the execution of this Agreement the dispute, if it is not settled through diplomatic channels, shall be submitted to arbitration at the request of one of the Governments in disagreement. Unless the parties in disagreement agree to adopt a procedure already established by treaties concluded between them for the settlement of international disputes, the procedure shall be that provided for in Article 15 of the International Telecommunications Convention of Madrid, 1932.

49 Stat. 2408.

V

RATIFICATION, EXECUTION, AND DENUNCIATION

1. *Ratification.* To be valid this Agreement must be ratified by Canada, Cuba, Mexico and the United States of America.

If and when three of said four countries shall have ratified and the fourth shall, through unavoidable circumstances, have been unable to ratify but shall have signified to those countries that have ratified, its readiness, pending ratification and as an administrative measure, to put the provisions of this Agreement (including the contents of Appendix I) into effect in whole or in part, then such country, together with those countries which shall have ratified, may, by administrative agreement between them, fix a definite date on which they shall give effect to such provisions, which date shall preferably be one year from the date of such administrative agreement.

Post, p. 1020.

The ratifications must be deposited, as soon as possible, through diplomatic channels, in the archives of the Government of Cuba. This same Government shall, through diplomatic channels, notify the other signatory Governments of the ratifications as soon as they are received.

2. *Effect of ratification.* This Agreement shall be valid only as between such countries as shall have ratified it.

3. *Execution.* The contracting Governments undertake to apply the provisions of this Agreement, and to take the steps necessary to enforce said provisions upon the private operating agencies recognized or authorized by them to establish and operate broadcast stations within their respective countries.

4. *Denunciation.* Each contracting Government shall have the right to denounce this Agreement by a notification addressed, through diplomatic channels, to the Government of Cuba, and announced by that Government, through diplomatic channels, to all the other contracting Governments. This denunciation shall take effect at the expiration of the period of one year from the date on which the notification was received by the Government of Cuba. This effect shall apply only to the author of the denunciation. This Agreement shall remain in force for the other contracting Governments but only as between such Governments.

VI

EFFECTIVE DATE AND TERM OF THE AGREEMENT

Ante, pp. 1015, 1017;
post, p. 1023.

1. Except for the provisions of Section 1 of Part III, Section 1 of Part V, and paragraph 3 of Table VI of Appendix I annexed hereto (which provisions shall go into effect immediately upon this Agreement becoming valid), this Agreement shall become effective one year after the date it shall have been ratified by the fourth of those Governments whose ratification is requisite to the validity of this Agreement. The Governments will cooperate to the end that, wherever possible, the provisions of this Agreement shall be carried out in advance of said effective date.

2. This Agreement shall remain in effect for a period of five years after said effective date.

VII

ADHERENCE

This Agreement shall be open to adherence in the name of Newfoundland.

In witness whereof the respective plenipotentiaries have signed the Agreement in triplicate, one copy in English, one in Spanish, and one copy in French, each of which shall remain deposited in the archives of the Government of Cuba and a copy of each of which shall be forwarded to each Government.

Done at Habana, Cuba, on December 13th, 1937.

CANADA:

LAURENT BEAUDRY.

C. P. EDWARDS.

CUBA:

WIFREDO ALBANÉS Y PEÑA.

ANDRÉS ASENSIO Y CARRASCO.

NICOLÁS GONZÁLEZ DE MENDOZA Y DE LA TORRE.

ALFONSO HERNÁNDEZ CATÁ Y GALT.

DOMINICAN REPUBLIC:

ROBERTO DESPRADEL.

MÁXIMO LOVATÓN P.

HAITI:

JUSTIN BARAU.

MEXICO:

IGNACIO GALINDO.

SALVADOR TAYABAS.

FERNANDO SÁNCHEZ AYALA.

RUBÉN FUENTES.

UNITED STATES OF AMERICA:

T. A. M. CRAVEN.

ATTACHMENTS:

- Appendix I—Priority of use of clear channels for Class I and II stations
- “ II—Protected service and interference
- “ III—Adjacent channel interference
- “ IV—Ground wave graphs
- “ V—Sky wave graphs
- “ VI—Mileage separation tables
- “ VII—Engineering requirements for use of regional channels by
Class II stations

APPENDIX I

Ante, p. 1006.

Under the provisions of Section II of this Agreement each country may use all the 106 channels when technical conditions with respect to interference to established stations are such as to render such use practicable. However, priority of use on specified clear channels is recognized for the following number of Class I and II stations in each country.

TABLE I

Canada	14
Cuba	9*
Dominican Republic	1
Haiti	1
Mexico	15
Newfoundland	2*
United States	63

*See Table V for special arrangements provided for Cuba and Newfoundland.

These stations and the conditions of their operation are as specified in Tables II, III, IV, V, VI, VII, and VIII following herewith.

TABLE II

CLASS I-A STATIONS

(Canada, Cuba, and Mexico)

Fre- quency	Location of Stations
690	Quebec, Canada
730	Mexico, D. F.
740	Ontario, Canada
800	Sonora, Mexico
860	Ontario, Canada
900	Mexico, D. F.
990	Manitoba, Canada
1010	Alberta, Canada
1050	Nuevo Leon, Mexico
1220	Yucatan, Mexico
1540	Santa Clara, Cuba
1570	Nuevo Leon, Mexico
1580	Quebec, Canada

TABLE III
CLASS I-B STATION

Fre- quency	Location of Stations	Power Limitation (kw)	Requirements as to direc- tional antennas
810	New York, U.S.A.	—	None
810	California, U.S.A.	—	To be determined
940	Quebec, Canada	5 kw minimum	Determine from operation
		permissible	
940	Mexico, D.F.	—	“ “ “
1000	Jalisco, Mexico	20	To be determined
1000	Washington, U.S.A.	—	“ “ “
1000	Illinois, U.S.A.	—	“ “ “
1010	Habana, Cuba	—	Determine from operation
1060	Mexico, D.F.	—	To be determined
1060	Pennsylvania, U.S.A.	—	“ “ “
1070	Maritime Provinces, Canada	—	None
1070	California, U.S.A.	—	None
1080	Connecticut, U.S.A.	—	To be determined
1080	Texas, U.S.A.	—	“ “ “
1090	Baja Calif., Mexico	—	“ “ “
1090	Maryland, U.S.A.	—	“ “ “
1090	Arkansas, U.S.A.	—	“ “ “
1110	North Carolina, U.S.A.	—	“ “ “
1110	Nebraska, U.S.A.	—	“ “ “
1130	British Columbia, Canada	5 kw minimum	None
		permissible	
1130	New York — New Jersey, U.S.A.	—	“
1140	Chihuahua, Mexico	—	To be determined
1140	Virginia, U.S.A.	—	“ “ “
1170	Oregon, U.S.A.	—	“ “ “
1170	Oklahoma, U.S.A.	—	“ “ “
1170	West Virginia, U.S.A.	—	“ “ “
1190	Sinaloa, Mexico	—	“ “ “
1190	Indiana, U.S.A.	—	“ “ “
1550	Ontario, Canada	—	Determine from operation
1550	Vera Cruz, Mexico	20	“ “ “
1560	Habana, Cuba	—	-----

TABLE IV

CLASS II STATIONS

Fre- quency	Location of Stations	Power Limitation (kw)	Requirements as to direc- tional antennas
640	Newfoundland	—	None
690	Kansas - Oklahoma, U. S. A.	—	To be determined ^a
740	Calif., U. S. A.	—	" " " ^b
800	Ontario, Canada	5	" " "
810	Tamaulipas (Tampico) Mexico	50	" " "
900	Quebec, Canada	5	" " "
990	Tennessee, U. S. A.	—	" " " ^c
1000	Oriente, Cuba	10	" " "
1050	New York, U. S. A.	—	" " "
1060	Alberta, Canada	10	" " "
1070	Alabama, U. S. A.	—	" " "
1080	Manitoba, Canada	15	" " "
1080	Haiti	10	" " "
1110	Mexico, D. F.	20	" " "
1130	Louisiana, U. S. A.	—	" " "
1170	Dominican Republic	10	" " "
1190	Habana, Cuba	15	" " "

^a Permissible to increase field intensity above 25 uv/m (10% skywave) west of Minnesota on Canadian border.

^b Same as ^a except west of North Dakota.

^c " " " east of Minnesota. Also 650 miles from border requirement waived.

TABLE V

CLASS II STATION^a ON REGIONAL CHANNELS

(Cuba and Newfoundland)

Frequency	Location of Stations	Maximum Power in kw.
560	Newfoundland	10
570	Santa Clara, Cuba	15
590	Habana, Cuba	15
630	Habana, Cuba	15
1270	Habana, Cuba	10

^a These stations shall use directional antennas to prevent objectionable interference to the Class III stations on the channel in accordance with Appendix VII.

TABLE VI

SPECIAL CONDITIONS AFFECTING THE UNITED STATES

The 24 Class I and II stations in the United States which use clear channels with other countries party to this agreement are given in Tables III and IV.

The remaining 39 Class I and II stations of the United States will be assigned the following clear channels:

640	650	660	670	680	700	710	720	750	760	770	780
820	830	840	850	870	880	890	1020	1030	1040	1100	
1120	1160	1180	1200	1210	1500	1510	1520	1530			

It is recognized that the United States must make extensive adjustments in the assignments of its existing stations in order to make possible the carrying out of this Agreement, that these adjustments will require approximately a year, and that it is not possible for the United States at this time to specify on which of the said 32 channels it will have priority of use for Class I-A stations, Class I-B stations and Class II stations respectively, nor the locations of such stations, power and other information with respect thereto. The United States may assign Class I-A stations to at least 25 of said channels. The United States agrees that ninety days before the effective date of this Agreement it will communicate this information to each of the other countries parties to this Agreement, and such information, when communicated, shall be considered part of this Agreement as if fully set forth herein.

Nothing stated in this Agreement shall be construed to preclude the United States of America from asserting, and enjoying recognition of, priority of use with reference to certain other Class II stations (not included in the 63 stations mentioned in Table I) which are now in actual operation in the band 640-1190 kcs and which are known under the Regulations of the Federal Communications Commission as "limited time stations" and "daytime stations" (having hours of operation limited to sunset taken either at their respective locations or at the locations of the respective dominant stations on clear channels and in some cases including hours not actually used by said dominant stations) which stations may, so far as permitted by the terms of this Agreement and the engineering standards herein set forth, be given assignments substantially equivalent to those they now enjoy.

TABLE VII

SPECIAL CONDITIONS REGARDING THE USE OF 1010 KC BY CUBA AND CANADA

With regard to the use of the clear channel of 1010 kc by a Class I-A station in Canada, and by a Class I-B station in Cuba, both countries mutually agree that the interfering signal shall not exceed for 10 per cent of the time or more the value of 50 microvolts per meter at the following points of measurement: in Cuba at any point east of the province of Camaguey, and in Canada at any point west of the province of Manitoba.

TABLE VIII

SPECIAL CONDITIONS AFFECTING CANADA

Nothing stated in this Agreement shall be construed to preclude Canada from asserting priority of use with reference to certain Class III and IV stations now in operation in Canada on existing clear and regional channels which through this Agreement will become of a class of channel which may not permit their use by Class III and IV stations.

APPENDIX II

TABLE I

PROTECTED SERVICE CONTOURS AND PERMISSIBLE INTERFERENCE SIGNALS FOR BROADCAST STATIONS

Class of station	Class of channel used	Permissible power	Boundary or signal intensity contour of area protected from objectionable interference ^a		Permissible interfering signal ^b	
			Day	Night	Day	Night ^c
I A	Clear	50 kw or more	Boundary of country in which station is located		5 uv/m	25 uv/m ^d
I B	Clear	10 kw to 50 kw	100 uv/m	500 uv/m (50 % sky wave)	5 uv/m	25 uv/m
II	Clear ^e	0.25 kw to 50 kw	500 uv/m ^e	2500 uv/m ^e (Ground wave)	25 uv/m ^e	125 uv/m ^e
III A	Regional	1 kw to 5 kw	500 uv/m	2500 uv/m (Ground wave)	25 uv/m	125 uv/m
III B	Regional	0.5 kw to 1 kw night and 5 kw day	500 uv/m	4000 uv/m (Ground wave)	25 uv/m	200 uv/m
IV	Local	0.1 kw to 0.25 kw	500 uv/m	4000 uv/m (Ground wave)	25 uv/m	200 uv/m

^a In accordance with other provisions in this Agreement this freedom of interference does not apply outside the boundaries of the country in which the station is located.

^b From other stations on same channel only. For adjacent channels see Appendix III, Table I.

^c Sky wave field intensity exceeded for 10% of the time.

^d No Class II station shall be assigned to the same channel as a Class I A station for nighttime operation (from sunset to sunrise) less than 650 miles of the nearest border of the country in which the Class I A station is located.

^e These values are with respect to interference from all stations except Class I, which stations may cause interference to a field intensity contour of higher value. However, it is recommended that Class II stations be so located that the interference received from Class I stations will not exceed these values. If the Class II stations are limited by Class I stations to higher values, then such values shall be the standard established with respect to interference from all other classes of stations.

APPENDIX III

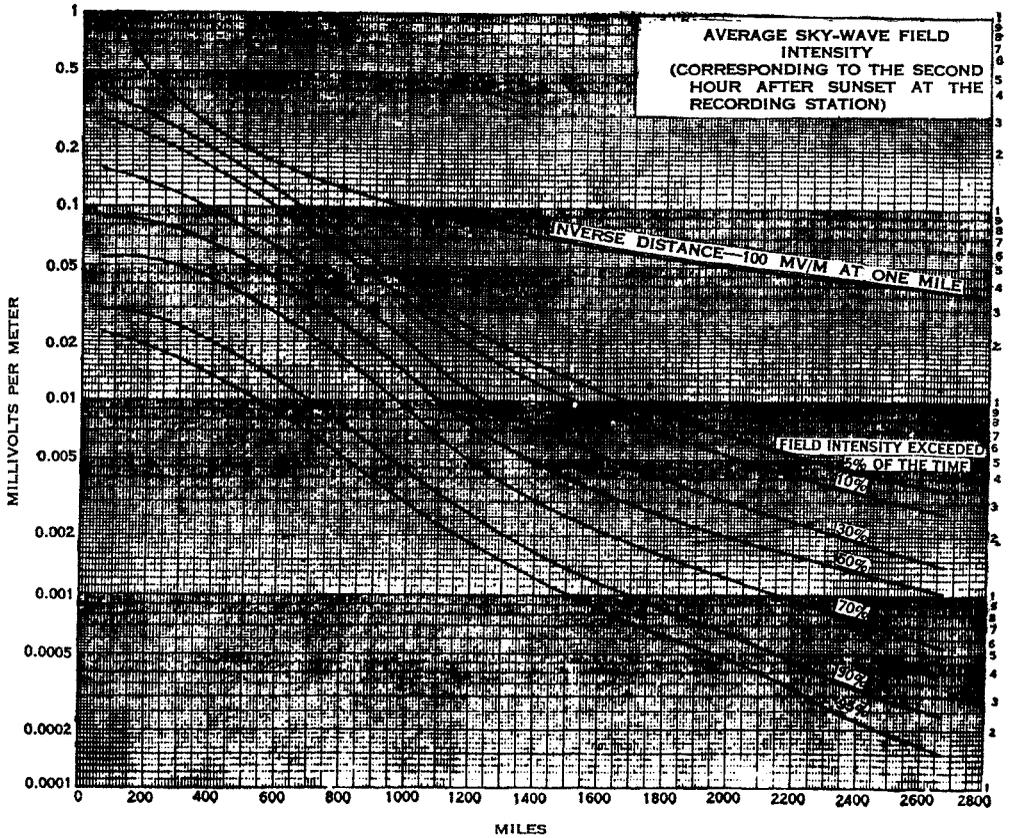
TABLE I

ADJACENT CHANNEL INTERFERENCE

Channel separation between desired and undesired stations.	Maximum ground wave field intensity of undesired station.
10 kc	0.25 mv/m
20 kc	5.0 mv/m
30 kc	25.0 mv/m

The undesired ground wave signal shall be measured at or within the 0.5 mv/m ground wave contour of the desired station. These values apply to all classes of stations both day and night and are based on ground waves only. No adjacent channel interference is considered on the basis of an interfering sky wave.

APPENDIX V



APPENDIX VI

MILEAGE SEPARATION TABLES

The required separations between broadcasting stations as tabulated below are based upon the following conditions:

1. The use of nondirectional antennas.
2. Antenna efficiencies (in mv/m at one mile for one kilowatt)
 - Class I - 225 mv/m
 - Class II and III - 175 mv/m
 - Class IV - 150 mv/m
3. Frequency, 1000 kc.
4. Soil conductivity, $s = 10^{-13}$.
5. Soil dielectric constant, $e = 15$.
6. Groundwave transmission as shown on chart in Appendix IV.
7. Skywave transmission as shown on chart in Appendix V.
8. Protection to service areas as shown in Appendix II, Table I.
9. Ratio of desired to undesired signal:

Channel Separation	Ratio of Desired to Undesired
<i>Same Frequency</i>	20:1
10 kc	2:1
20 kc	1:10
30 kc	1:50

TABLE III
REQUIRED DAY AND NIGHT SEPARATION IN MILES BETWEEN BROADCAST STATIONS ON ADJACENT CHANNELS

Class & Power	Class IV				Classes II and III													
	0.1 kw		0.25 kw		0.25 kw		0.5 kw		1 kw		5 kw		10 kw					
	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc			
Class IV																		
0.1 kw	73	37	32	82	45	40	86	47	42	105	63	53	133	84	79	149	98	93
0.20 kw	82	45	40	90	46	41	94	50	43	113	66	59	141	87	80	157	101	94
Classes II & III																		
0.25 kw	86	47	42	94	50	43	98	51	43	115	67	59	143	88	80	159	102	94
0.5 kw	94	55	50	132	58	51	104	59	51	123	70	60	151	91	81	167	105	95
1 kw	105	63	53	113	66	59	115	67	59	131	73	62	159	94	83	175	108	97
5 kw	133	84	79	141	87	80	143	88	80	169	94	83	180	104	87	196	118	101
10 kw	149	98	93	157	101	94	159	102	94	175	108	97	196	118	101	210	123	104
25 kw	172	115	110	180	118	111	182	119	111	198	128	114	219	135	118	233	140	121
50 kw	190	131	126	196	134	127	200	135	127	216	141	130	237	151	134	251	156	137
Class I																		
10 kw	162	107	102	170	110	103	172	111	103	188	117	106	209	127	110	223	132	113
25 kw	183	126	121	191	129	122	193	130	122	209	136	125	230	146	129	244	151	132
50 kw	203	144	139	211	147	140	213	148	140	229	154	143	250	164	147	264	169	150
500 kw	277	211	206	285	214	207	287	215	207	303	221	210	324	231	214	338	236	217

TABLE III (Continued)
 REQUIRED DAY AND NIGHT SEPARATION IN MILES BETWEEN BROADCAST STATIONS ON ADJACENT CHANNELS

Class & Power	Class II						Class I											
	25 kw		50 kw		10 kw		25 kw		50 kw		10 kw							
	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc						
Class IV																		
0.1 kw	172	115	110	190	131	126	162	107	102	183	126	121	203	144	139	277	211	206
0.25 kw	180	118	111	198	134	127	170	110	103	191	129	122	211	147	140	285	214	207
Classes II & III																		
0.25 kw	182	119	111	200	135	127	172	111	103	193	130	122	213	148	140	287	215	207
0.5 kw	190	122	112	208	138	128	180	114	104	201	133	123	221	151	141	295	218	208
1 kw	198	125	114	216	141	130	188	117	106	209	136	125	229	154	143	303	221	210
5 kw	219	135	118	237	151	134	209	127	110	230	146	129	250	164	147	324	231	214
10 kw	233	140	121	251	155	137	223	132	113	244	151	132	264	180	150	338	236	217
25 kw	250	149	125	268	165	141	242	145	123	261	160	136	281	178	154	355	245	221
50 kw	268	155	141	284	172	145	260	161	139	279	163	144	297	185	158	371	252	225
Class I																		
10 kw	242	145	123	250	161	139	232	137	115	253	156	134	273	174	152	347	241	219
25 kw	261	160	136	279	168	144	263	156	134	272	163	139	292	181	157	366	248	224
50 kw	281	178	154	297	183	158	273	174	152	292	181	157	310	190	161	384	237	227
500 kw	355	245	221	371	252	225	347	241	219	366	248	224	384	257	227	451	291	247

TABLE IV

REQUIRED NIGHT SEPARATION IN MILES BETWEEN BROADCAST STATIONS ON THE SAME CHANNELS

The following tables indicate the mileage protection each class must give all other classes.

Class I-A Not required to protect Class II stations on same channel at night.

TABLE IV A

Class I-B Must protect other Class I-B stations as shown below.

Class I-B	10 kw	25 kw	50 kw
10 kw	2665	3010	3280
25 kw	3010	3243	3500
50 kw	3280	3500	3660

TABLE IV B

Class II—Must protect other classes as shown below.

Class II	Class II stations						Class I-B stations			Class I-A stations	
	.25 kw	.5 kw	1 kw	5 kw	10 kw	25 kw	50 kw	10 kw	25 kw	50 kw	Distance from nearest border of country in which Class I-A station is located
.25 kw	451	602	732	1018	1136	1271	1529	1378	1610	1760	1038
.5 kw	602	606	736	1022	1140	1275	1633	1508	1735	1890	1180
1. kw	732	736	739	1025	1143	1280	1635	1658	1885	2040	1335
5. kw	1018	1022	1025	1039	1157	1292	1547	2165	2395	2550	1830
10. kw	1136	1140	1143	1157	1162	1298	1553	2450	2680	2830	2122
25. kw	1271	1275	1280	1292	1298	1310	1560	2880	3120	3260	2575
50. kw	1529	1533	1535	1547	1553	1560	1570	3090	3330	3480	2730

TABLE IV C

Class III-A—Must protect other classes as shown below.

Class III-A	Class III-A		Class III-B	
	1 kw	5 kw	.5 kw	1 kw
1 kw	739	1025	550	553
5 kw	1025	1039	847	851

* See Appendix VII for protection Class III stations should give Class II stations on regional channels.

TABLE IV D

Class III B^b Must protect other classes as shown below.

Class III B	Class III A		Class III B	
	1 kw	5 kw	.5 kw	1 kw
.5 kw	735	1020	383	550
1. kw	739	1025	550	553

^b See note * page 7 [ante, p. 1032].

TABLE IV E

Class IV—Must protect other classes as shown below.

Class IV	Class III A		Class III B		Class IV
	1 kw	5 kw	.5 kw	10 kw	
.1 kw	300	300	Daytime separation determines		Daytime separation determines
.25 kw	395	407			

TABLE IV F

DISTANCE CLASS II STATION MUST BE FROM CLASS I A AND I B STATIONS TO OBTAIN RECOMMENDED PROTECTION TO CLASS II STATION (2.5 MV/M GROUND WAVE CONTOUR)

Class II(*)	Class I A and I B Stations			
	10kw.	25 kw.	50 kw.	500 kw.
.25 kw	1248	1462	1520	2767
.5 kw	1252	1470	1523	2771
1. kw	1256	1473	1528	2775
5. kw	1270	1484	1541	2789
10. kw	1275	1490	1546	2793
25. kw	1285	1498	1743	2803
50. kw	1293	1510	1750	2812

Note (*): Must use directional antenna to protect dominant station or stations with these separations.

TABLE IV G

DISTANCE CLASS IV STATIONS MUST BE FROM CLASS III-A AND III-B STATION TO OBTAIN RECOMMENDED PROTECTION TO CLASS IV STATION (4.0 MV/M GROUND WAVE CONTOUR)

Class IV Power	Class III-A or III-B		
	.5	1.0	5.0
.10	377	547	847
.25	381	551	851

APPENDIX VII

ENGINEERING REQUIREMENTS FOR THE USE OF REGIONAL CHANNELS
BY CLASS II STATION UNDER THE PROVISIONS OF SECTION C 5 c

Ante, p. 1011.

A Class II station assigned to a regional channel in accordance with Section C 5 c shall use a directional antenna or other means to limit the interfering signal within the protected service area of any Class III station on the channel to the value set forth in Appendix II, Table I. The interfering signal in case of projected operation shall be determined from the characteristics of the antenna and appropriate curve in Appendix V. In case of actual operation the interfering signal shall be determined by the method described in Section E 4.

Ante, p. 1024.

Ante, p. 1014.

Class III stations, operating on a channel to which a Class II station is assigned, should limit the interference to the Class II station in conformity with the provisions of Appendix II, Table I.

Es copia fiel de su original.

[FOREIGN OFFICE SEAL]

MIGUEL ANGEL CAMPA
Subsecretario de Estado.

CONVENIO REGIONAL NORTEAMERICANO DE RADIODIFUSION,

celebrado entre los Gobiernos que a continuación se expresan: Canadá, Cuba, Estados Unidos de América, Haiti, México y la República Dominicana.

Los infrascritos, Plenipotenciarios de los Gobiernos arriba mencionados, reunidos en conferencia en la Habana, Cuba, han celebrado, de común acuerdo, el siguiente Convenio que requiere la previa ratificación de los Gobiernos respectivos.

I

FINALIDAD Y ALCANCE DE ESTE CONVENIO.

1. *Objeto del Convenio.* El objeto de este Convenio es reglamentar y establecer los principios relativos al uso de la banda normal de radiodifusión en la Región Norteamericana, de modo que cada país pueda utilizarla de la manera más efectiva y con la menor interferencia técnica posible entre las estaciones difusoras.

2. *Región Norteamericana.* Se entenderá que la región Norteamericana (que en lo sucesivo se denominará "la Región") para los efectos del presente Convenio comprende a, y consiste de, los siguientes países: Canadá, Cuba, Estados Unidos de América, Haiti, México, Terranova y la República Dominicana.

3. *Banda normal de radiodifusión.* Se entenderá que la banda normal de radiodifusión es la banda de frecuencias que se extiende desde los 550 a los 1600 kc. ambos inclusive, siendo tanto los 550 kc. como los 1600 kc. frecuencias portadoras de canales de radiodifusión, según más adelante se definen. Los Gobiernos convienen en que esta banda de frecuencias se asignará exclusivamente a la radiodifusión en la Región, sujetándose siempre a las disposiciones del Artículo 7o. del Reglamento General de Radiocomunicaciones anexo a la Convención Internacional de Telecomunicaciones (Madrid, 1932).

4. *Derecho soberano al uso de los canales.* Se reconoce el derecho soberano que asiste a todos los países que son partes de este Convenio para usar todos los canales en la banda normal de radiodifusión. Los Gobiernos reconocen, sin embargo, que entretanto los adelantos técnicos alcancen un grado tal que permita la eliminación de las interferencias de radio de carácter internacional, es necesario un arreglo regional entre ellos con objeto de fomentar la normalización y reducir a un mínimo las interferencias.

5. *Carácter regional del Convenio.* Los Gobiernos reconocen que este Convenio y cada una de sus disposiciones, tienen el carácter de

un arreglo regional tal como se entiende y queda autorizado en la Convención Internacional de Telecomunicaciones y el Reglamento General de Radiocomunicaciones anexo a ella.

II

TECNICA

A. DEFINICIONES.

1. *Estación difusora.* Aquella estación cuyas emisiones están principalmente destinadas a ser recibidas por el público en general.

2. *Canales de radiodifusión—550 a 1600 kc.* Un canal de radiodifusión es una banda de frecuencias de diez (10) kc. de ancho, con la frecuencia portadora al centro. Los canales se designarán por sus frecuencias portadoras asignadas. Las frecuencias portadoras asignadas a las estaciones difusoras comenzarán en 550 kc. y continuarán en etapas sucesivas de 10 kc. No se asignará, como frecuencia portadora de una estación de radio difusión, ninguna frecuencia intermedia entre los valores de las etapas sucesivas de 10 kc.

3. *Areas de servicio.*

(a) *Area de servicio primario.* El área de servicio primario de una estación difusora es aquélla en que la onda terrestre no está sujeta a interferencia o desvanecimiento objetables.

(b) *Area de servicio secundario.* El área de servicio secundario de una estación difusora es aquélla dentro de la cual se presta el servicio por medio de la onda reflejada y que no está sujeta a interferencia objetable. La señal es susceptible de sufrir variaciones intermitentes de intensidad.

4. *Estación dominante.* Es una estación de Clase I, tal como se define a continuación, que funciona en un canal despejado.

5. *Estación secundaria.* Es cualquiera estación, excepción hecha de las de la Clase I, que funciona en un canal despejado.

6. *Interferencia objetable.* Interferencia objetable es aquel grado de interferencia que resulta cuando el valor de la intensidad de campo de una estación interferente (o la raíz del promedio de los cuadrados de las intensidades de campo de dos o más estaciones en la misma frecuencia) excede, durante el diez (10) por ciento o más del tiempo, en un límite o contorno de intensidad de campo determinado con respecto a la estación interferida, de los valores fijados en otra parte de este convenio.

7. *Potencia.* La potencia de un transmisor de radio es la que se suministra a la antena. La potencia en la antena de un transmisor de onda modulada se expresará por dos cifras, una que indique la potencia de la frecuencia portadora suministrada a la antena y otra el porcentaje máximo de modulación realmente empleado.

8. *Emisiones espurias.* Emisión espuria de un transmisor es cualquier radiación fuera de la banda normal de emisión para el tipo de transmisión empleado, incluyendo cualquier componente armónico de modulación, impactos de llave, oscilaciones parásitas o cualquier otro fenómeno transitorio.

9. *Equivalencias en inglés, francés y español.* Según se aplican en este Convenio, los términos en francés y en español que se indican a continuación se aceptan como respectivamente equivalentes, y significando lo mismo que los términos en inglés a ellos antepuestos:

<i>Inglés</i>	<i>Francés</i>	<i>Español</i>
Clear channel	Frequence libre	Canal despejado
Objectionable interference	Brouillage nuisible	Interferencia objetable.

B. CLASES Y DISTRIBUCION DE CANALES.

1. *Tres clases:* Los 106 canales en la banda normal de radiodifusión se dividen en tres clases principales; despejados, regionales y locales.

2. *Canal despejado:* Canal despejado es aquél en el que la estación o estaciones dominantes prestan servicio sobre áreas extensas, teniendo libre de interferencia objetable tanto su área de servicio primario, como la totalidad o gran parte de sus áreas de servicio secundario.

3. *Canal regional:* Canal regional es aquél en el que pueden operar varias estaciones cuyas potencias no excedan de 5 kw. El área de servicio primario de una estación que funcione en un canal de esta clase podrá quedar limitada, por razón de interferencia, a un contorno determinado de intensidad de campo.

4. *Canal local:* Canal local es aquél en el que pueden operar varias estaciones cuyas potencias no excedan de 250 vatios. El área de servicio primario de cualquiera estación que ocupe un canal de esta clase podrá quedar limitada, por razón de interferencia, a un contorno determinado de intensidad de campo.

5. *Número de canales de cada clase:* El número de canales de cada clase será como sigue:

Canales despejados	59
Canales regionales	41
Canales locales	6
	106

6. *Asignación de canales específicos a cada clase:* Los canales se asignan a las distintas clases como sigue:

Los siguientes canales se designan como canales despejados: 640, 650, 660, 670, 680, 690, 700, 710, 720, 730, 740, 750, 760, 770, 780, 800, 810, 820, 830, 840, 850, 860, 870, 880, 890, 900, 940, 990, 1000, 1010, 1020, 1030, 1040, 1050, 1060, 1070, 1080, 1090, 1100, 1110, 1120, 1130, 1140, 1160, 1170, 1180, 1190, 1200, 1210, 1220, 1500, 1510, 1520, 1530, 1540, 1550, 1560, 1570 y 1580.

Canales regionales: Los siguientes canales se designan como canales regionales: 550, 560, 570, 580, 590, 600, 610, 620, 630, 790, 910, 920, 930, 950, 960, 970, 980, 1150, 1250, 1260, 1270, 1280, 1290, 1300, 1310, 1320, 1330, 1350, 1360, 1370, 1380, 1390, 1410, 1420, 1430, 1440, 1460, 1470, 1480, 1590, 1600.

Canales locales: Los siguientes canales se designan como canales locales: 1230, 1240, 1340, 1400, 1450 y 1490 kc.

7. *Uso de canales regionales y locales por los países.* Todos los países podrán usar todos los canales regionales y locales, sujetándose a las limitaciones de potencia y a las normas para prevenir la interferencia objetable consignadas en este Convenio.

8. *Prioridad en el uso de canales despejados por los países.*

(a) Los canales despejados se asignan para la prioridad en el uso por estaciones de las Clases I y II en los distintos países, de acuerdo con la tabla contenida en el Apéndice I.

(b) Cada uno de estos canales será usado ajustándose a las mejores prácticas de ingeniería, teniendo en cuenta el servicio que hayan de prestar las estaciones dominantes que en ellos funcionen, según se estipula en otra parte de este Convenio. Si durante el término de un año, en el periodo de vigencia de este Convenio, un país no hiciere uso alguno de un canal despejado que le hubiere sido asignado, dicho canal se considerará libre para ser utilizado por los demás países, partes en este Convenio, de acuerdo con el arreglo que celebren a este respecto las administraciones respectivas y sin necesidad de revisar este Convenio.

(c) Ningún país al cual se haya asignado un canal despejado permitirá, ni convendrá en permitir, a cualquier otro país que lo use en forma alguna que no esté de acuerdo con las disposiciones de este Convenio, sin dar aviso previo de su intención con sesenta días ^a de anticipación, a todos los demás países participantes en este mismo Convenio. Si, durante este periodo de sesenta días ^a cualquiera otro país hiciere objeciones al uso del canal en la forma propuesta, el país al cual se hubiera asignado el canal despejado no permitirá, ni convendrá en permitir, el uso propuesto, mientras no se hubiere resuelto amigablemente el conflicto a que diere lugar la objeción presentada.

(d) Si, dentro del período de vigencia de este Convenio, el país que tuviere asignado un canal despejado lo hubiere usado pero no en la forma arriba estipulada o en la extensión en que lo exigen las disposiciones de este Convenio, se entenderá que tal país ha renunciado a aquella parte de sus derechos que no hubiere usado y, al vencerse este Convenio, los demás países contratantes tendrán el derecho de retirarle a dicho país, si así lo estimaren conveniente, los privilegios no usados, y asignarlos de nuevo a cualquiera de los demás países interesados, o a todos ellos.

C. CLASES DE ESTACIONES Y USO DE LAS DIVERSAS CLASES DE CANALES.

1. *Clases de Estaciones.* Las estaciones difusoras se dividen en cuatro clases principales, que se denominarán Clase I, Clase II, Clase III y Clase IV, respectivamente.

2. *Definición de las clases.* Las cuatro clases de estaciones difusoras se definen como sigue:

^a Días comunes, (Naturales).

Clase I: Una estación dominante que funciona en un canal despejado y que está destinada a prestar servicios primario y secundario en un área extensa y a distancias relativamente grandes.

Las estaciones de Clase I se subdividen en dos clases:

Clase I-A: Una estación de Clase I que trabaja con potencia de 50 o más kilovatios y cuya área de servicio primario está libre dentro de las fronteras del país donde la estación está ubicada, de interferencia objetable producida por otras estaciones en el mismo canal o en canales adyacentes; estando asimismo su área de servicio secundario; dentro de los mismos límites, libre de interferencia objetable producida por estaciones en el mismo canal, de acuerdo con las normas de ingeniería que se establecen más adelante.

Clase I-B: Una estación de Clase I que trabaja con una potencia de no menos de 10 ni más de 50 kw y cuya área de servicio primario está libre de interferencia objetable producida por otras estaciones en el mismo canal y en los canales adyacentes, y cuya área de servicio secundario está asimismo libre de interferencia objetable proveniente de estaciones que operan en el mismo canal, de acuerdo con las normas de ingeniería que se establecen más adelante.

(a) Cuando entre dos estaciones de la Clase I-B, en el mismo canal, medie una distancia de 2,800 millas, o más, no se le exigirá a ninguna de ellas que instale antena direccional.

(b) Cuando entre dos estaciones de la Clase I-B, en el mismo canal medie una distancia mayor de 1800 millas y menor de 2800, se entenderá, salvo pruebas en contrario, que cada una de dichas estaciones está libre de interferencia objetable producida por la otra, y a ninguna de ellas se le exigirá que instale antenas direccionales o tome precauciones de cualquiera otra índole para evitar tal interferencia. En caso de que se compruebe la existencia de interferencia objetable, los gobiernos interesados se consultarán respecto a la conveniencia y practicabilidad de la instalación de antenas direccionales o de tomar precauciones de otra índole con el objeto de eliminar la interferencia, y determinarán por acuerdo especial las medidas que deban tomarse.

(c) Cuando entre dos estaciones de la Clase I-B, en el mismo canal medie una distancia menor de 1800 millas, se entenderá, salvo pruebas en contrario, que es necesaria la instalación de antenas direccionales o la adopción de precauciones de otra índole para prevenir la interferencia, y los gobiernos interesados se consultarán y tomarán las medidas en que convengan con el fin de reducir o eliminar la interferencia objetable.

Clase II: Estación "secundaria" que opera en un canal despejado y que está destinada a prestar servicio sobre un área de servicio primario que, si se tiene en cuenta la ubicación geográfica y la potencia usada, puede ser relativamente extensa, pero que está limitada por, y sujeta a la interferencia que le puedan causar las estaciones de la Clase I. Una estación de esta clase funcionará con una potencia no menor de 0.25 kw. ni mayor de 50 kw. Una estación de Clase II utilizará, siempre que sea necesario, antena direccional u otros medios

para evitar interferencia con estaciones de la Clase I, o con otras estaciones de la Clase II, de acuerdo con las normas de ingeniería que más adelante se establecen.

Clase III: Estación que opera en un canal regional y que está destinada a prestar servicio principalmente a zonas metropolitanas y a las áreas rurales adyacentes y contiguas a ellas. Las estaciones de la clase III se subdividen en dos clases:

Clase III-A: Una estación de la Clase III que trabaja con potencia no menor de 1 kw. ni mayor de 5 kw. y cuya área de servicio está sujeta a sufrir interferencia, de acuerdo con las normas de ingeniería que más adelante se consignan.

Clase III-B: Una estación de la Clase III que trabaja con potencia no menor de 0.5 kw. ni mayor de 1 kw. durante la noche y 5 kw. durante el día, y cuya área de servicio queda sujeta a sufrir interferencia de acuerdo con las normas de ingeniería que más adelante se consignan.—

Clase IV: Una estación que, utilizando un canal local, está destinada a prestar servicio principalmente a una ciudad o población y a las áreas suburbanas y rurales contiguas a ésta. La potencia de una estación de esta clase no será menor de 0.1 kw. ni mayor de 0.25 kw. y su área de servicio está sujeta a sufrir interferencia de acuerdo con las normas de ingeniería que más adelante se consignan.

3.—*Cambio de clase:* Si una o más estaciones de la Clase III-B ubicadas en cualquier país pueden, haciendo uso de antenas direccionales o por otros medios, reducir la interferencia causada o recibida por dicha estación o estaciones al contorno de campo en que se permite interferencia a las estaciones de la Clase III-A, tal estación o estaciones quedarán clasificadas e incluidas automáticamente dentro de la Clase III-A, y de allí en adelante las Administraciones de todos los países comprendidos en la Región las reconocerán y tratarán como tales.

4. *Uso de canales despejados.*

(a) En principio, y únicamente con la excepción que más adelante se estipula, las estaciones de la Clase I se asignarán sólo a canales despejados.

(b) Las estaciones de la Clase II podrán asignarse únicamente a canales despejados, siempre que no se produzca interferencia objetable a ninguna estación de la Clase I. Cuando cualquier país tenga prioridad en el uso de un canal despejado para cualquier estación de la Clase I-A, ningún otro país asignará una estación de la Clase II a ese canal para funcionamiento nocturno (desde la puesta a la salida del sol en la ubicación de la estación de la Clase II) a menos que tal estación de la Clase II esté situada a no menos de 650 millas de la frontera más cercana del país en el que esté ubicada la estación de la Clase I-A; disponiéndose, sin embargo, que en el caso de que se mencione de un modo específico tal asignación en el Apéndice I, se entenderá que la misma ha sido autorizada dentro de las limitaciones estipuladas en dicho Apéndice.

5. *Uso de canales regionales.*

(a) En general, a canales regionales sólo se asignarán estaciones de las Clases III-A y III-B.

(b) Podrán asignarse estaciones de la Clase IV a canales regionales, a condición de que no se produzca interferencia a ninguna estación de las Clases III-A ó III-B; quedando, además, la estación de la Clase IV, sujeta a la interferencia que pudiera sufrir de estaciones de las Clases III-A ó III-B.

(c) Debido a la posición geográfica que ocupan Cuba, la República Dominicana, Haití y Terranova, con respecto al Continente norteamericano, se dará consideración especial al uso que estos países hagan de estaciones de las Clases I y II asignadas a ciertos canales regionales bajo ciertas condiciones, en cuanto a potencia y a precauciones para evitar interferencia objetable según lo dispuesto en el Apéndice VII.

6. *Uso de canales locales.*—Se asignarán únicamente estaciones de la Clase IV a canales locales.

D. SERVICIO E INTERFERENCIA.

1. *Señal satisfactoria.* Se acepta que, no habiendo interferencia de otras estaciones y en regiones donde el nivel de ruidos producidos por fenómenos eléctricos naturales no sea anormalmente alto, constituye una señal utilizable la que tenga un valor de 100 microvoltios por metro, dentro de áreas rurales y escasamente pobladas; pero en las regiones más densamente pobladas, donde son más elevados los niveles de ruidos eléctricos, hay necesidad de intensidades de campo más grandes (que se elevan hasta 25 milivoltios o más dentro de las ciudades) para que pueda prestarse un servicio satisfactorio. Se reconoce asimismo que no es posible proteger contra interferencia objetable la totalidad de las áreas dentro de las cuales las señales de las estaciones estén o puedan estar sobre el nivel de ruidos eléctricos, particularmente durante la noche; siendo necesario, por lo tanto, especificar límites o contornos en o dentro de los cuales se protegerán las estaciones contra interferencia objetable producida por otras estaciones.

2. *Áreas protegidas contra interferencia objetable.*

En el Apéndice II se establecen los límites o contornos en, o dentro de los cuales, se protegerán contra interferencia objetable las diversas clases de estaciones. Ninguna estación, sin embargo, necesita ser protegida contra interferencia objetable en ningún punto fuera de las fronteras del país donde se halla ubicada tal estación.

Con respecto a los valores cuadráticos medios de las intensidades de campo interferentes a que se hace referencia en este instrumento, se entenderá que se aplican para determinar la interferencia entre estaciones ya existentes, y ninguna estación a la que se asigne posteriormente el canal deberá producir un aumento en el valor cuadrático medio de la intensidad de campo interferente sobre los máximos especificados en las tablas adjuntas a este instrumento.

3. *Interferencia objetable en el mismo canal.* Se entenderá que existe interferencia objetable a una estación cuando, en los límites o contornos de intensidad de campo especificados en el Apéndice II con respecto a la clase a que pertenece la estación, la intensidad de campo de una estación interferente que opere en el mismo canal (o la raíz del promedio de los cuadrados de las intensidades de campo de dos o más estaciones interferentes), excede, durante el diez (10) por ciento del tiempo, o más, del valor permisible para la señal interferente que se establece para tal clase en el Apéndice II.

4. *Interferencia a estaciones dominantes de canal despejado.* Se considerará que una estación no es capaz de producir interferencia objetable a una estación de canal despejado de la Clase I, en la misma frecuencia, cuando medie entre ella y la estación dominante de canal despejado una diferencia de setenta o más grados de longitud.

5. *Interferencia objetable en canales adyacentes.*

Se reconoce, en principio, que puede causarse interferencia objetable a una estación determinada cuando en, o dentro de, los contornos especificados de dicha estación, la intensidad de campo de la onda terrestre de una estación interferente que opere en un canal adyacente (o el valor de la raíz del promedio de los cuadrados de las intensidades de campo de dos o más de tales estaciones interferentes que trabajen en el mismo canal adyacente) excede del valor determinado por las siguientes proporciones:

<i>Separación entre canales.</i>	<i>Relación mínima permisible entre las señales interferidas e interferentes.</i>
10 kc	1 a 0.5
20 kc	1 a 10
30 kc	1 a 50

En el Apéndice III, Tabla I, se consignan los valores máximos permisibles de las señales interferentes en tales canales adyacentes, en determinados contornos, con el objeto de facilitar su consulta.

6. *Aplicación de normas a las estaciones existentes.*

(a) Para poder calcular la interferencia objetable, se considerará que todas las estaciones, salvo las de la Clase II, emplean la potencia máxima permitida a sus clases respectivas. A este respecto, se considerará que la potencia de las estaciones de la Clase I-A es de 50 kilovatios, o la potencia real usada, si fuere superior a 50 kilovatios.

(b) Si, después de que hubiere entrado en vigor este Convenio, se asignare una estación a un canal ya asignado a otras estaciones, no se considerará que ésta nueva asignación impide que las estaciones ya existentes aumenten su potencia hasta el máximo permitido a las de su Clase, aun cuando éste aumento en la potencia pueda limitar a la estación recién asignada a un contorno de intensidad de campo de un valor superior al que se permite a su clase.

7. *Estabilidad de frecuencia.* Hasta el día 1ro de Enero de 1939, se mantendrá la frecuencia de funcionamiento de cada estación difusora dentro de un margen de 50 ciclos de la frecuencia asignada; con posterioridad a dicha fecha, la frecuencia de cada estación nueva,

o de cada estación donde se instale un nuevo transmisor, se mantendrá dentro de un margen de 20 ciclos de la frecuencia asignada; y, después del 1ro de Enero de 1942, la frecuencia, de todas las estaciones se mantendrá dentro de un margen de 20 ciclos de la frecuencia asignada.

8. *Emisiones espurias.* Los Gobiernos procurarán reducir y, si fuere posible, eliminar las emisiones espurias de las estaciones difusoras. En todos los casos deberán reducirse tales emisiones al grado de que no tengan suficiente intensidad para producir interferencia fuera de la banda de frecuencias necesaria para el tipo de emisión empleado. Con respecto a las emisiones del tipo A-3 (radiotelefonía), no deberá modularse el transmisor en exceso de su capacidad de modulación al grado de que pudieran ocurrir emisiones espurias interferentes, y con respecto a la modulación por amplitud, el tanto por ciento efectivo de modulación no deberá ser menor del setenta y cinco por ciento (75%) en los máximos de frecuente repetición. Deberán emplearse los medios necesarios para evitar que el transmisor sea modulado en exceso de su capacidad de modulación.

E. DETERMINACION DE LA PRESENCIA DE INTERFERENCIA OBJETABLE.

1. *Funcionamiento de la antena.* Para poder calcular la presencia y el grado de interferencia objetable, se considerará que las estaciones de las diferentes clases producen un campo efectivo, rectificado en cuanto a absorción, por cada kilovatio de potencia de entrada a la antena, como sigue:

<i>Clase de estación</i>	<i>A una milla</i>	<i>A un kilómetro</i>
I	225 mv/m	362 mv/m
II y III	175 mv/m	282 mv/m
IV	150 mv/m	241 mv/m

En el caso de emplearse una antena direccional, la señal interferente de una estación difusora variará en diferentes direcciones. Para determinar la interferencia en cualquier dirección sin contar con datos de medición efectivos, deberán calcularse las configuraciones de intensidad de campo horizontal y vertical de la antena direccional; y, comparando los vectores apropiados en la configuración horizontal o vertical con los de una antena no direccional que tenga el mismo campo efectivo, la señal interferente hacia cualquier otra estación podrá expresarse en kilovatios. Este cómputo en kilovatios se aplicará al considerar las tablas de separación en millas o al calcular las distancias por medio de las curvas o tablas de propagación.

2. *Potencia.* La potencia de una estación se determinará, para las notificaciones requeridas por este Convenio, por uno de los siguientes métodos:

(a) Tomando el producto del cuadrado de la corriente de antena por la resistencia de la misma (potencia de entrada a la antena).

(b) Determinando la intensidad de campo efectiva de la estación, rectificadas en cuanto a absorción, tomando suficientes lecturas de medidas de intensidad de campo, cuando menos en ocho radiales espaciados tan igualmente como sea posible, y relacionando la intensidad de campo así determinada con la intensidad de campo efectiva de una estación que tenga la eficiencia de antena estipulada para su clase.

3. *Métodos para determinar la presencia de interferencia objetable, en general.* La existencia o ausencia de interferencia objetable originada por estaciones en el mismo canal, o en canales adyacentes, se determinará por cualquiera de los métodos siguientes:

(a) por medio de mediciones efectivas tomadas siguiendo el método que más adelante se establece; ó, contando con el consentimiento mutuo de los países afectados:

(b) por referencia a las curvas de propagación de los Apéndices IV y V, ó

(c) por referencia a las tablas de distancias que aparecen en el Apéndice VI.

4. *Prueba efectiva de la existencia o inexistencia de interferencia objetable.* La existencia o inexistencia de interferencia objetable podrá comprobarse por medio de mediciones de intensidad de campo o por registros hechos con aparatos apropiados, debidamente calibrados, por ingenieros del Gobierno u otros ingenieros cuya intervención se acepte por mutuo acuerdo de los Gobiernos interesados. Tales mediciones de la intensidad de campo se harán en la forma, y durante los períodos, que convengan mutuamente los Gobiernos interesados. Los Gobiernos contratantes convienen en facilitar las mediciones exigiendo de las estaciones en cuestión que suspendan su transmisión o que funcionen en la manera y ocasión que se estime necesario, en períodos que no signifiquen la interrupción de sus programas regulares.

5. *Testimonios basados en las curvas de propagación y tablas de distancia.*

(a) *Curvas de la onda reflejada.* Al calcular la distancia al contorno de intensidad de campo del 50 por ciento de la onda reflejada de una estación de la Clase I que trabaje con una potencia dada, así como para calcular el 10 por ciento de la intensidad de campo de la onda reflejada de una estación que se considere interferente, de cualquier clase y con determinada potencia, a una distancia especificada, podrán utilizarse las curvas correspondientes que se indican en el Apéndice V, y denominadas "Intensidad de campo media de la onda reflejada correspondiente a la segunda hora después de la puesta del sol en la estación de registro, 100 milivoltios por metro a una milla (161 a un kilómetro)".

(b) *Curvas de onda terrestre.* Se puede determinar la distancia a cualquier contorno especificado de intensidad de campo de onda terrestre valiéndose de las curvas apropiadas de onda terrestre, trazadas con respecto a la frecuencia en cuestión, y a la conductividad y la constante dieléctrica de la tierra entre la estación y el contorno escogido.—Se tomarán en consideración, en cada caso, tanto la frecuencia de transmisión como la conductividad de la tierra y si la distancia fuere grande, deberán tomarse en consideración las pérdidas que ocasiona la curvatura terrestre.—Para este objeto es necesario un grupo de curvas.—En el Apéndice IV se presenta una gráfica para una conductividad de 10–13 bajo el título de "Intensidad de campo de la onda terrestre en relación con la distancia para un kilovatio radiado por una antena corta".—Se dan tres frecuencias en la banda normal de radiodifusión. Para otras frecuencias y otras condiciones de la

tierra, (constante dieléctrica y de conductibilidad), se requieren otras curvas.—Se considera como media una conductibilidad de 10-13, usándose esta constante en todo el proceso para determinar el valor de la onda terrestre en el cálculo de las tablas de separación en términos de millas.—

(c) *Tablas de distancia.* La Tabla I muestra la separación, en millas, requerida para servicio diurno entre estaciones difusoras que ocupen el mismo canal.—La Tabla II muestra la distancia que se requiere, en millas, desde la frontera de un país en el cual esté ubicada una estación de la Clase I-A, para el funcionamiento diurno, en el mismo canal, de una estación de la Clase II en otro país. La Tabla III indica la separación que se requiere, en millas, entre estaciones difusoras que ocupen canales adyacentes tanto para el servicio diurno como para el servicio nocturno. La Tabla IV muestra la separación que se requiere entre estaciones difusoras que ocupen el mismo canal para servicio nocturno. En el Apéndice VI se consignan las condiciones de operación supuestas.—

Las tablas están basadas en el uso de antenas no direccionales; pero, si se empleare una antena direccional en una estación determinada, habrá que considerar la distribución de la radiación de dicha antena, modificando correspondientemente la separación en millas. Para calcular las Tablas de separación en el servicio nocturno de estaciones en la misma frecuencia, se ha empleado la curva de onda reflejada que se muestra en el Apéndice V. Dichas curvas tienen como base abundantes y cuidadosas medidas de ondas reflejadas producidas por estaciones difusoras y se las considerará exactas en todos los casos, a menos de que se presenten testimonios en contrario, según se estipula en la Sección E-4. Las Tablas de separación en millas para estaciones en un mismo canal, para servicio diurno, y para canales adyacentes en el servicio diurno y nocturno, se han calculado valiéndose de la curva de onda terrestre que aparece en el Apéndice IV. Las Tablas se aplican únicamente en el caso de que la frecuencia sea de 1000 kilociclos y de que la constante dieléctrica y la conductibilidad terrestre sean las supuestas.—En vista de que estos valores varían en cada caso, las Tablas de separación para servicio diurno y canales adyacentes no podrán usarse sino como guía general.—Al considerar cada caso en particular, podrá calcularse la separación en millas requerida, tomando en cuenta la frecuencia de trabajo y las condiciones de la tierra conocidas o supuestas.—Para determinar la interferencia con exactitud, deberán efectuarse medidas de acuerdo con lo expuesto en la Sección E-4, en la frecuencia que se esté considerando o en cualquier otra frecuencia; pudiendo determinarse, por medio de las curvas, los valores para la frecuencia deseada.—

F.—GENERALIDADES.

1.—*Normas de Ingeniería.*—Las normas de ingeniería establecidas en este Convenio quedan sujetas a revisión para cuando los adelantos técnicos lo justifiquen, según lo determinen de común acuerdo los Gobiernos participantes en el mismo.—

III

NOTIFICACION Y EFECTOS CONSIGUIENTES.

1.—*Notificación inicial.*—

Una vez que cada Gobierno haya ratificado este Convenio, remitirá a los demás Gobiernos, a la mayor brevedad posible y, en todo caso, a más tardar, 180 días antes de la fecha en que deba entrar en vigor:

(a) Una lista completa de todas las estaciones difusoras que estuvieren funcionando efectivamente en su país, en la banda normal de radiodifusión, tanto en la fecha en que se haya firmado este Convenio como en la del envío de la lista citada, consignando, con respecto a cada estación, el indicativo de llamada, ubicación, frecuencia, potencia y características de antena, así como todos los cambios que se hayan autorizado en cuanto a dichas estaciones en la fecha en que entre en vigor este Convenio, o con anterioridad a la misma, y la clasificación que se pretenda atribuir a cada una de estas estaciones.—

(b) Un informe completo de todas las modificaciones que se haya autorizado efectuar respecto a dichas estaciones con posterioridad a la fecha en que entre en vigor este Convenio, precisando las fechas en las cuales, o antes de las cuales, deban quedar realizados dichos cambios, y la clasificación que se pretenda atribuir a cada una de dichas estaciones, según las disposiciones de este Convenio, cuando se hayan efectuado los cambios proyectados.—

(c) Una lista completa de todas las nuevas estaciones difusoras autorizadas, pero que aún no estuvieren funcionando, indicando, con respecto a cada una de tales estaciones, el indicativo de llamada, la ubicación, frecuencia, potencia y características de antena, así como la fecha en la cual, o antes de la cual, comenzará dicha estación a trabajar, y la clasificación que pretenda atribuirsele según las disposiciones de este Convenio.—

(d) Los Gobiernos acuerdan que, antes de la fecha en que entre en vigor este Convenio, harán cuanto sea posible por solucionar todos los conflictos que puedan suscitarse entre ellos como resultado de los informes anteriormente citados, y que, aun cuando algunos de esos conflictos pudieran quedar sin solución, ellos cooperarán con objeto de no retrasar la fecha en que las disposiciones de este Convenio deban entrar en vigor.—

(e) En la solución de los conflictos que se suscitaren con motivo del uso de canales despejados y de la clasificación de las estaciones de las Clases I y II, regirán las disposiciones de este Convenio y principalmente las que se consignan en el Apéndice I.— En la solución de los conflictos que surjan respecto al uso de los canales regionales y locales y de la clasificación de las estaciones de las Clases III y IV, se reconocerá a cada país el derecho de prioridad en el uso, respecto a las estaciones que se encuentren en funcionamiento efectivo en la fecha de la firma de este Convenio, y que se ajusten esencialmente a las definiciones que para dichas clases establece este Convenio, y en las que no se haya hecho ni se proyecte hacer cambio sustancial alguno. No se considerará cambio sustancial un cambio de frecuencia que se

hiciere con objeto de cumplir con lo referente a distribución de canales en este Convenio.—

2.—*Notificaciones subsiguientes.*—Con posterioridad a la fecha en que entre en vigor este Convenio y durante todo el periodo de su vigencia, cada Gobierno notificará a los demás Gobiernos, con toda prontitud y por carta certificada, respecto de los cambios adicionales que se efectuen en las estaciones difusoras ya existentes, así como de toda nueva estación difusora, transmitiendo informes similares con respecto a cada uno de tales cambios o nuevas estaciones, y la fecha en que se proyecte efectuar cada cambio o en la que cada nueva estación haya de iniciar efectivamente su funcionamiento.—

3.—*Efecto de la notificación.*—Dentro de un plazo de 30 días, a contar de la fecha en que se hubiere recibido una notificación respecto de cualquier cambio propuesto en la asignación de una estación ya existente, o de la autorización para una nueva estación en otro país, cada Gobierno podrá comunicar al Gobierno de dicho país cualquier objeción que pudiera tener al respecto, de conformidad con los términos de este Convenio.—

4.—*Conflicto entre notificaciones.*—Para que sean válidas las notificaciones de cambios en las asignaciones de estaciones ya existentes, o de autorizaciones para nuevas estaciones, deberán ser tales que las asignaciones en ellas propuestas estén de acuerdo con este Convenio, y no signifiquen producción de interferencia objetable a las estaciones existentes en otros países, que estén asignadas y trabajen de acuerdo con las disposiciones de este Convenio. Después de la fecha en que entre en vigor este Convenio regirá la prioridad de la fecha de certificación postal de la notificación, en caso de haber dos o más notificaciones de cambios u autorizaciones para nuevas estaciones, procedentes de diferentes países.—

5.—*Invalidez de la notificación.*—(a) Si en el plazo de un año, a contar desde la fecha de notificación de un cambio propuesto en la asignación de una estación existente o de autorización para una nueva estación, tal cambio no ha sido efectivamente realizado o la nueva estación no ha entrado en funcionamiento efectivo y continuo, la notificación de referencia dejará de tener efecto y fuerza.—

(b) En aquellos casos especiales en que circunstancias fuera del dominio de la Administración interesada no le hubieren permitido terminar el cambio o la construcción de la nueva estación, podrá extenderse por un periodo de 6 meses el término de la notificación original.—

6.—*Oficina de Berna.*—Las notificaciones citadas deberán hacerse independientemente y en adición a las que, según las prácticas acostumbradas, se remiten a la Oficina de la Unión Internacional de Telecomunicaciones.—

IV

ARBITRAJE.

En caso de haber desacuerdo entre dos o más de los Gobiernos contratantes en lo que se refiere a la ejecución del presente Convenio, y que no pudiere arreglarse por la vía diplomática, la controversia

será sometida a arbitraje a petición de uno de los Gobiernos en desacuerdo.— A menos que las partes en desacuerdo decidan usar un procedimiento ya establecido por tratados celebrados entre ellos para la solución de controversias internacionales, el procedimiento a seguir será el previsto en el Artículo 15 de la Convención Internacional de Telecomunicaciones de Madrid, 1932.—

V

RATIFICACION, EJECUCION Y DENUNCIA.

1.—*Ratificación.*—Para que este Convenio sea válido deberá ser ratificado por el Canadá, Cuba, México y los Estados Unidos de América.—

Si tres de estos cuatro países ratificaren, y cuando hubieren ratificado el cuarto país no hubiere podido ratificar debido a circunstancias inevitables, más hubiere manifestado a los países que ya hubieren ratificado que está dispuesto, mientras se tramite la ratificación, a poner en vigor las disposiciones de este Acuerdo, (incluyendo lo previsto en el Apéndice I), en todo o en parte, como medida administrativa; entonces, el precitado país, junto con los que ya hubieren ratificado, podrá fijar, mediante acuerdo administrativo concertado entre ellos, la fecha en la cual deban ponerse en efecto las referidas disposiciones, fecha que deberá ser, con preferencia, un año después de la firma del acuerdo administrativo arriba mencionado.—

Las ratificaciones deberán ser depositadas, a la mayor brevedad posible, por la vía diplomática, en los archivos del Gobierno de Cuba.— Este Gobierno notificará, por la vía diplomática, a los demás Gobiernos signatarios, respecto a las ratificaciones tan pronto se reciban.—

2.—*Efecto de la ratificación.*—Este Convenio será válido únicamente entre los países que lo hayan ratificado.—

3.—*Ejecución.*—Los Gobiernos contratantes se comprometen a aplicar las disposiciones de este Convenio y a tomar las medidas necesarias para hacer que cumplan dichas disposiciones las empresas particulares reconocidas o autorizadas por ellos para establecer y operar estaciones difusoras dentro de sus países respectivos.—

4.—*Denuncia.*—Cada Gobierno contratante tendrá el derecho de denunciar este Convenio mediante notificación dirigida, por la vía diplomática, al Gobierno de Cuba y anunciada por este Gobierno, por la misma vía, a todos los demás Gobiernos contratantes.— Esta denuncia surtirá efecto al expirar el plazo de un año contado desde la fecha en que la notificación hubiere sido recibida por el Gobierno de Cuba.— Tal efecto se aplicará únicamente al autor de la denuncia.— Este Convenio seguirá en vigor para todos los demás Gobiernos contratantes, pero solamente en lo que se refiere a dichos Gobiernos.—

VI

ENTRADA EN VIGOR Y DURACION DE ESTE CONVENIO.

1.—Excepto en lo que se refiere a las disposiciones de la Sección 1 de la Parte III, Sección 1 de la Parte V y el Párrafo 3 de la Table VI del Apéndice I anexo, (cuyas disposiciones entrarán en vigor inmedia-

tamente que se haga válido este Convenio), este Convenio entrará en vigor un año después de la fecha en que haya sido ratificado por el cuarto de aquellos Gobiernos cuya ratificación es indispensable para la validez del mismo.— Los Gobiernos cooperarán en todo lo posible para que las disposiciones de este Convenio se cumplan con anterioridad a la fecha de entrada en vigor.—

2.—Este Convenio permanecerá en vigor por un período de cinco años a partir de la fecha en que comience a regir.—

VII.

ADHESION.—

Este Convenio estará abierto a adhesión en nombre de Terranova.

En testimonio de lo cual, los Plenipotenciarios respectivos han suscrito el Convenio por triplicado, siendo un texto en inglés, uno en español y otro en francés, quedando depositado cada uno de estos textos en los archivos del Gobierno de Cuba y siendo remitida una copia de cada uno de ellos a cada Gobierno contratante.—

Hecho en la Habana, Cuba, a trece de diciembre de 1937.—

CANADA:

LAURENT BEAUDRY
C. P. EDWARDS.

CUBA:

WIFREDO ALBANÉS Y PEÑA.
ANDRÉS ASENSIO Y CARRASCO.
NICOLÁS GONZÁLEZ DE MENDOZA Y DE LA TORRE.
ALFONSO HERNÁNDEZ CATÁ Y GALT.

ESTADOS UNIDOS DE AMERICA:

T. A. M. CRAVEN.

HAITI:

JUSTIN BARAU.

MEXICO:

IGNACIO GALINDO.
SALVADOR TAYABAS.
FERNANDO SÁNCHEZ AYALA.
RUBÉN FUENTES.

REPUBLICA DOMINICANA:

ROBERTO DESPRADEL.
MÁXIMO LOVATÓN P.

ANEXOS.

- Apéndice I.—Prioridad en el uso de canales despejados para estaciones de Clase I y Clase II.—
- Apéndice II.—Servicio protegido e interferencia.—
- Apéndice III.—Interferencia en canales adyacentes.—
- Apéndice IV.—Gráficas de la onda terrestre.—
- Apéndice V.—Gráficas de la onda reflejada.—
- Apéndice VI.—Tablas de separación en millas.—
- Apéndice VII.—Normas de ingeniería para el uso de canales regionales por estaciones de la Clase II.—

APENDICE I

De acuerdo con las disposiciones de la Parte II de este Convenio cada país podrá usar todos los 106 canales cuando las condiciones técnicas respecto a interferencia a las estaciones establecidas sean tales que dicho uso sea posible. Sin embargo, se reconoce prioridad en el uso de canales despejados específicos al siguiente número de estaciones Clase I y II en cada país.

TABLA I

Canadá.	14
Cuba.	9*
República Dominicana.	1
Haití.	1
México.	15
Terranova.	2*
Estados Unidos de América.	63

* Véase la Tabla V respecto a los arreglos especiales que se han hecho para Cuba y Terranova.-

Estas estaciones y las condiciones en que funcionan se especifican en las Tablas II, III, IV, V, VI, VII y VIII que aparecen a continuación.

TABLA II

ESTACIONES CLASE I-A

(*Canadá, Cuba y México*)

Frecuencia.	Ubicación de las estaciones.
690	Quebec, Canadá.
730	México, D. F.
740	Ontario, Canadá.
800	Sonora, México.
860	Ontario, Canadá.
900	México, D. F.
990	Manitoba, Canadá.
1010	Alberta, Canadá.
1050	Nuevo León, México.
1220	Yucatán, México.
1540	Santa Clara, Cuba.
1570	Nuevo León, México.
1580	Quebec, Canadá.

TABLA III

ESTACIONES CLASE I-B

Frecuencia	Ubicación de las estaciones	Límite de potencia	Requisitos en cuanto al uso de antenas direccionales.
		(kw)	
810	Nueva York, E.U.A.	-	Ninguno.
810	California, E.U.A.	-	Serán determinados.
940	Quebec, Canadá.	5 kw minimum permisible	Serán determinados según el funcionamiento.
940	México, D.F.	-	Serán determinados según el funcionamiento.
1000	Jalisco, México.	20	Serán determinados.
1000	Washington, E.U.A.	-	" "
1000	Illinois, E.U.A.	-	" "
1010	Habana, Cuba.	-	Serán determinados según el funcionamiento.
1060	México, D.F.	-	Serán determinados.
1060	Pennsylvania, E.U.A.	-	" "
1070	Provincias Marítimas, Canadá.	-	Ninguno.
1070	California, E.U.A.	-	Ninguno.
1080	Connecticut, E.U.A.	-	Serán determinados.
1080	Texas, E.U.A.	-	" "
1090	Baja California, México.	-	" "
1090	Maryland, E.U.A.	-	" "
1090	Arkansas, E.U.A.	-	" "
1110	Carolina del Norte, E.U.A.	-	" "
1110	Nebraska, E.U.A.	-	" "
1130	Columbia Británica, Canadá.	5 kw minimum permisible	Ninguno.
1130	Nueva York - Nueva Jersey, E.U.A.	-	Ninguno.
1140	Chihuahua, México.	-	Serán determinados.
1140	Virginia, E.U.A.	-	" "
1170	Oregon, E.U.A.	-	" "
1170	Oklahoma, E.U.A.	-	" "
1170	West Virginia, E.U.A.	-	" "
1190	Sinaloa, México.	-	" "
1190	Indiana, E.U.A.	-	" "
1550	Ontario, Canadá.	-	Serán determinados según el funcionamiento.
1550	Veracruz, México.	20	Serán determinados según el funcionamiento.
1560	Habana, Cuba.	-	-----

TABLA IV

ESTACIONES CLASE II

Frecuencias	Ubicación de las estaciones	Límite de potencia (kw)	Requisitos en cuanto al uso de antenas direccionales.
640	Terranova.	—	Ninguno.
690	Kansas — Oklahoma, E.U.A.	—	Serán determinados *
740	California, E.U.A.	—	“ “ b
800	Ontario, Canadá.	5	“ “
810	Tamaulipas (Tampico) México.	50	“ “
900	Quebec, Canadá.	5	“ “
990	Tennessee, E.U.A.	—	“ “ c
1000	Oriente, Cuba.	10	“ “
1050	Nueva York, E.U.A.	—	“ “
1060	Alberta, Canadá.	10	“ “
1070	Alabama, E.U.A.	—	“ “
1080	Manitoba, Canadá.	15	“ “
1080	Haití.	10	“ “
1110	México, D. F.	20	“ “
1130	Luisiana, E.U.A.	—	“ “
1170	República Dominicana.	10	“ “
1190	Habana, Cuba.	15	“ “

* Es permisible aumentar la intensidad de campo a más de 25 uv/m (10% onda reflejada) al oeste de Minnesota en la frontera canadiense.

† Lo mismo que * excepto al oeste de la Dakota del Norte.

‡ Lo mismo que * excepto al oeste de Minnesota. Se renuncia también al requisito respecto a las 650 millas de la frontera.

TABLA V

ESTACIONES CLASE II * EN CANALES REGIONALES

(Cuba y Terranova)

Frecuencia	Ubicación de las estaciones	Potencia máxima en kw.
560	Terranova.	10
570	Santa Clara, Cuba.	15
590	Habana, Cuba.	15
630	Habana, Cuba.	15
1270	Habana, Cuba.	10

* Estas estaciones usarán antenas direccionales para evitar que causen interferencia objetable a las estaciones Clase III situadas en el mismo canal de acuerdo con el Apéndice VII.

TABLA VI

CONDICIONES ESPECIALES QUE AFECTAN A LOS ESTADOS UNIDOS DE AMÉRICA.

Las Tablas III y IV muestran las 24 estaciones de la Clase I y II en los Estados Unidos de América que comparten el uso de canales despejados con otros países partes en este Convenio.

A las 39 estaciones restantes, de las Clases I y II de los Estados Unidos de América, se les asignarán los siguientes canales despejados:

640	650	660	670	680	700	710	720	750	760	770	780
820	830	840	850	870	880	890	1020	1030	1040	1100	
1120	1160	1180	1200	1210	1500	1510	1520	1530			

Se reconoce que los Estados Unidos de América tienen que hacer numerosos reajustes en la asignación de sus estaciones establecidas para poder llevar a efecto este Convenio; que para hacer estos reajustes se necesitará por lo menos un año y que por el momento no le es posible a los Estados Unidos de América especificar en cuales de los 32 canales ha de tener prioridad en el uso para estaciones Clase I-A, Clase I-B y Clase II, respectivamente, ni señalar la ubicación de dichas estaciones, su potencia y otros informes sobre ellas. Los Estados Unidos de América, podrán asignar estaciones Clase I-A a por lo menos 25 de dichos canales. Los Estados Unidos de América convienen en que noventa días antes de entrar en vigor este Convenio suministrarán estos informes a los otros países partes en este Convenio, y que esta información, cuando haya sido comunicada, será considerada como parte de este Convenio tal como si apareciera in extenso en el mismo.

Nada de lo expuesto en este Convenio se interpretará en el sentido de que impide a los Estados Unidos de América hacer valer y que se le reconozca la prioridad en el uso en lo que se refiere a ciertas otras estaciones de la Clase II (que no se incluyen entre las 63 estaciones que se mencionan en la Tabla I) que en la actualidad operan en la banda de 640 a 1190 kilociclos y que en los Reglamentos de la Comisión Federal de Comunicaciones (*Federal Communications Commission*) se denominan "estaciones de tiempo limitado" ("*limited time stations*") y "estaciones diurnas" ("*daytime stations*")—estableciéndose la puesta del sol como límite de sus horas de funcionamiento—ya sea que la puesta del sol se tome en las ubicaciones respectivas de las estaciones o en las de las estaciones dominantes respectivas de canal despejado, lo que en algunos casos incluye horas en que en efecto no usan dichas estaciones dominantes,—estaciones a las que se les puede hacer asignaciones que en lo substancial sean equivalentes a las que ahora tienen, siempre que lo permitan las disposiciones de este Convenio y las normas de ingeniería que en él se establecen.

TABLA VII

CONDICIONES ESPECIALES CON RESPECTO AL USO DE 1010 KC POR CUBA Y CANADÁ.

Con respecto al uso del canal despejado de 1010 kc por una estación Clase I-A en el Canadá, y por una Estación Clase I-B en Cuba, ambos países acuerdan mutuamente que la señal interferente no excederá durante el 10 por ciento del tiempo, o más, el valor de 50 microvoltios por metro en los siguientes puntos de medida: en Cuba en cualquier punto al este de la provincia de Camagüey, y en el Canadá en cualquier punto al oeste de la Provincia de Manitoba.

TABLA VIII

CONDICIONES ESPECIALES QUE AFECTAN AL CANADÁ

Nada de lo expresado en este Convenio se interpretará en el sentido de que impide al Canadá hacer valer la prioridad en el uso con respecto a ciertas estaciones de Clase III y IV actualmente en funcionamiento en el Canadá en canales ahora despejados y regionales, los cuales por este Convenio se convertirán en canales de una clase que pudieran no permitir su uso por estaciones de Clase III y IV.

APENDICE II

TABLA I

CONTORNOS DE SERVICIOS PROTEGIDOS Y SEÑALES INTERFERENTES PERMISIBLES
PARA ESTACIONES RADIODIFUSORAS.

Clase de estación	Clase de canal usado	Potencia permisible	Límite o contorno de intensidad de señales del área protegida contra interferencia objetable.*		Señal interferente permisible †	
			Día	Noche	Día	Noche*
I-A	Despejado	50 kw o más	Fronteras del país en el cual está ubicada la Estación		5 uv/m	25 uv/m ^d
I-B	Despejado	10 kw a 50 kw	100 uv/m	500 uv/m (50% onda reflejada)	5 uv/m	25 uv/m
II	Despejado ^d	0.25 kw a 50 kw	500 uv/m ^e	2500 uv/m ^e (onda terrestre)	25 uv/m ^e	125 uv/m ^e
III-A	Regional	1 kw a 5 kw	500 uv/m	2500 uv/m (onda terrestre)	25 uv/m	125 uv/m
III-B	Regional	0.5 kw a 1 kw de noche y 5 kw de día	500 uv/m	4000 uv/m (onda terrestre)	25 uv/m	200 uv/m
IV	Local	0.1 kw a 0.25 kw	500 uv/m	4000 uv/m (onda terrestre)	25 uv/m	200 uv/m

* De acuerdo con otras disposiciones de este Convenio esta libertad de interferencia no es aplicable fuera de las fronteras del país en el cual está situada la estación.

† De otras estaciones en el mismo canal solamente. Véase el Apéndice III, Tabla I, respecto a los canales adyacentes.

^d Se excede la intensidad de campo de la onda reflejada 10% del tiempo.

^e No se asignará estación alguna de la Clase II al mismo canal que una estación de la Clase I-A para que opere de noche (desde la puesta hasta la salida del sol) a menos de 650 millas de la frontera más cercana del país en que esté situada la estación de la Clase I-A.

* Estos valores se refieren a interferencia causada por todas las estaciones excepto las de la Clase I las cuales pueden causar interferencia en un contorno de intensidad de campo de valor más elevado. Sin embargo, se recomienda que las estaciones de la Clase II se sitúen de tal modo que la interferencia que les causen las estaciones de la Clase I no exceda estos valores. Si las estaciones de la Clase II quedan limitadas por las de la Clase I a valores más elevados, entonces esos valores constituirán la norma establecida respecto a la interferencia de parte de todas las otras clases de estaciones.

APENDICE III

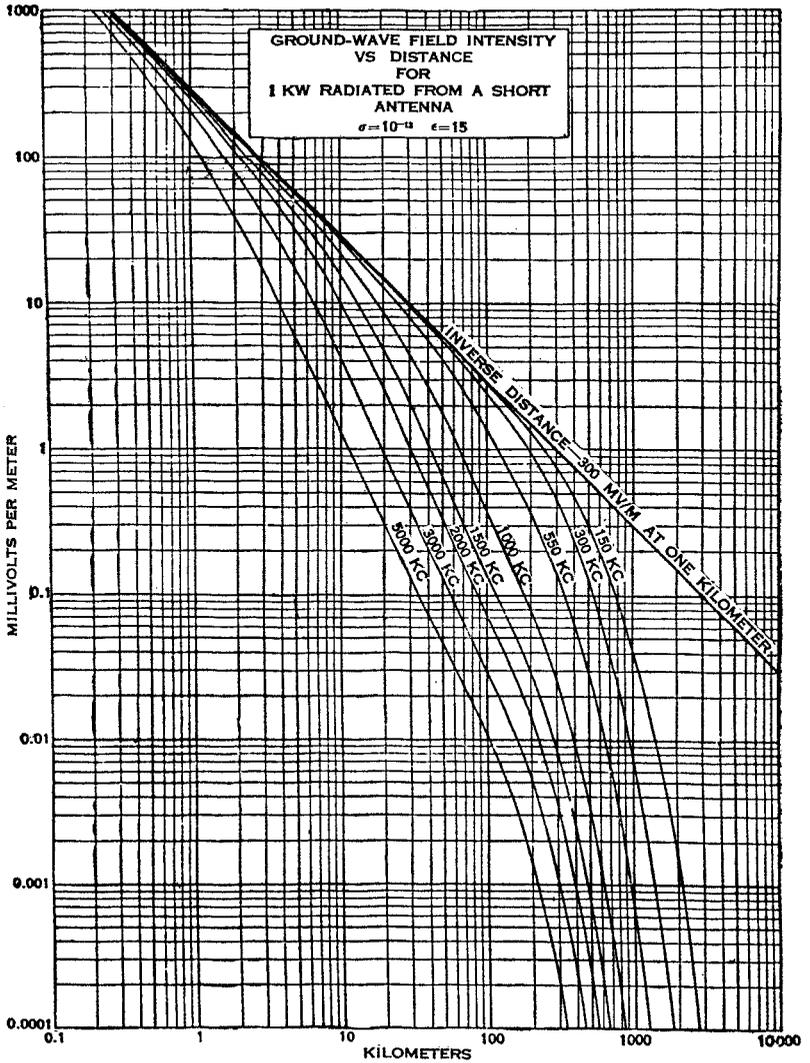
TABLA I

INTERFERENCIA DE CANALES ADYACENTES

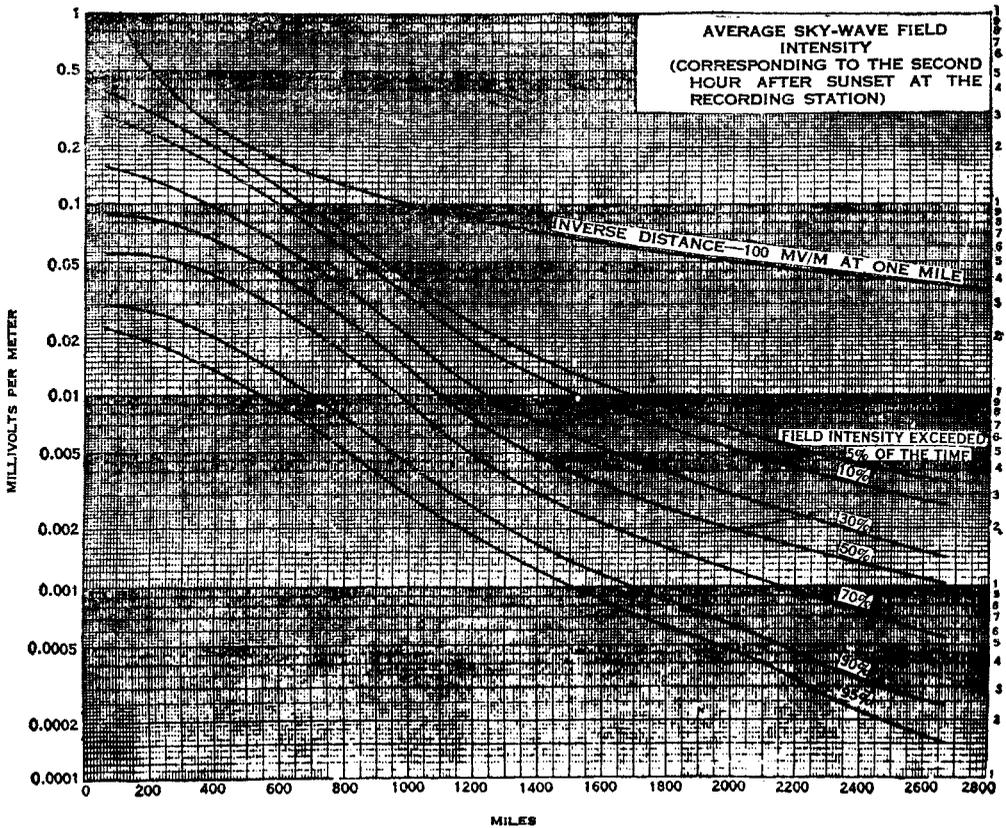
Separación de canales entre las estaciones inter- feridas e interferentes.	Intensidad de campo máxima de la onda te- rrestre de la estación interferente.
10 kc	0.25 mv/m
20 kc	5.0 mv/m
30 kc	25.0 mv/m

La señal de onda terrestre interferente se medirá en o dentro del contorno de onda terrestre de 0.5 mv/m de la estación interferida. Estos valores se aplican a todas las clases de estaciones tanto durante el día como durante la noche y están basados en las ondas terrestres únicamente. No se considerarán interferencias de canales adyacentes tomando como base una onda reflejada interferente.

APENDICE IV



APENDICE V



APENDICE VI

TABLAS DE SEPARACION EN MILLAS

Las distancias que deben separar a las estaciones radiodifusoras, según se establecen en las Tablas, se basan en las condiciones siguientes:

- 1.—Uso de antenas no direccionales.
- 2.—Eficiencia de la antena (en mv/m a una milla por cada kilovatio)
 - Clase I - 225 mv/m.
 - Clase II y III - 175 mv/m.
 - Clase IV - 150 mv/m.
- 3.—Frecuencia: 1000 kc.
- 4.—Conductibilidad de la corteza terrestre, $s=10^{-13}$.
- 5.—Constante dieléctrica de la corteza terrestre, $\epsilon=15$.
- 6.—Transmisión en la onda terrestre según gráfica en el Apéndice IV.
- 7.—Transmisión de la onda reflejada según gráfica en el Apéndice V.
- 8.—Protección a las áreas de servicio según el Apéndice II, Tabla I.
- 9.—Relación entre la señal interferida y la interferente:

Separación entre canales	Relación entre la señal interferida y la interferente.
<i>La misma frecuencia</i>	20:1
10 kc.	2:1
20 kc.	1:10
30 kc.	1:50

TABLA I
DISTANCIA EXIGIDA EN MILLAS ENTRE ESTACIONES DIFUSORAS QUE OCUPEN EL MISMO CANAL, PARA SERVICIO *Diurno*

Clase y Potencia	Clases II y III										Clase I							
	Clase IV		0.25 kw	0.5 kw	1 kw	5 kw	10 kw	25 kw	50 kw	100 kw	250 kw	500 kw	10 kw	25 kw	50 kw	100 kw	250 kw	500 kw
Clase IV	100 w	250 w																
100 w	143	165	172	192	213	265	285	310	335			390	417	437	462	486	513	
250 w	165	173	180	200	221	273	293	318	343			415	442	462	487	511	538	
Clases II y III																		
0.25 kw	172	180	183	203	224	276	296	321	346			418	446	465	490	514	541	
0.5 kw	203	210	231	293	303	328	353	378	403			446	473	493	518	542	569	
1 kw	224	231	289	291	311	336	361	386	411			467	494	514	539	563	590	
5 kw	276	283	291	313	333	358	383	408	433			520	547	567	592	616	643	
10 kw	296	303	311	333	345	370	395	420	445			540	567	587	612	636	663	
25 kw	321	328	336	358	370	389	414	439	464			565	592	612	637	661	688	
50 kw	346	353	361	383	395	414	430	450	470			587	614	634	659	683	710	
Clase I																		
10 kw	390	415	418	446	467	520	540	565	587			556	585	605	628	655	682	
25 kw	417	442	446	473	494	547	567	592	614			585	612	632	657	682	709	
50 kw	437	462	465	493	514	567	587	612	634			605	632	652	677	702	729	
100 kw	462	487	490	518	539	592	612	637	659			628	657	677	697	727	754	
250 kw	486	511	514	542	563	616	636	661	683			655	682	702	727	751	778	
500 kw	513	538	541	569	590	643	663	688	710			682	709	729	754	778	805	

TABLA II

DISTANCIA EXIGIDA, EN MILLAS, DESDE LA FRONTERA DE UN PAÍS DONDE ESTE UBICADA UNA ESTACIÓN DE LA CLASE I-A, PARA EL FUNCIONAMIENTO *Diurno* DE UNA ESTACIÓN DE LA CLASE II, QUE OCUPE EL MISMO CANAL

Potencia de la estación	Clase II									
	0.25 kw	0.5 kw	1 kw	5 kw	10 kw	25 kw	50 kw	100 kw	250 kw	500 kw
Millas de la frontera	237	261	282	335	355	380	402			

TABLA III

SEPARACIÓN EXIGIDA, EN MILLAS, ENTRE ESTACIONES DIFUSORAS QUE OCUPEN CANALES ADYACENTES, PARA FUNCIONAMIENTO DIURNO Y NOCTURNO

Clase y Potencia	Clase IV						Clases II y III															
	0.1 kw		0.25 kw		0.25 kw		0.5 kw		1 kw		5 kw		10 kw									
	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc							
Clase IV																						
0.1 kw	73	37	32	82	45	40	86	47	42	94	55	50	105	63	58	133	84	79	149	98	93	
0.25 kw	82	45	40	90	48	41	94	50	43	102	58	51	113	66	59	141	87	80	157	101	94	
Clases II y III																						
0.25 kw	86	47	42	94	50	43	96	51	43	104	59	51	115	67	59	143	88	80	159	102	94	
0.5 kw	94	55	50	102	58	51	104	59	51	112	62	52	123	70	60	151	91	81	167	105	95	
1 kw	105	63	58	113	66	59	115	67	59	123	70	60	131	73	62	159	94	83	175	108	97	
5 kw	133	84	79	141	87	80	143	88	80	151	91	81	159	94	83	180	104	87	196	118	101	
10 kw	149	98	93	157	101	94	159	102	94	167	106	95	175	108	97	186	118	101	210	123	104	
25 kw	172	115	110	180	118	111	182	119	111	190	122	112	198	126	114	219	135	118	233	140	121	
50 kw	190	131	126	198	134	127	200	135	127	208	138	128	216	141	130	237	151	134	261	166	137	
Clase I																						
10 kw	162	107	102	170	110	103	172	111	103	180	114	104	188	117	106	209	127	110	223	132	113	
25 kw	183	126	121	191	129	122	193	130	122	201	133	123	209	136	125	230	146	129	244	161	132	
50 kw	203	144	139	211	147	140	213	148	140	221	151	141	229	154	143	250	164	147	264	169	150	
500 kw	277	211	205	285	214	207	287	215	207	295	218	208	303	221	210	324	231	214	338	236	217	

TABLA III (Continuación)
SEPARACIÓN EXIGIDA, EN MILLAS, ENTRE ESTACIONES DIFUSORAS QUE OCUPEN CANALES ADYACENTES, PARA FUNCIONAMIENTO
DIURNO Y NOCTURNO

Clase y Potencia	Clase II						Clase I											
	25 kw			50 kw			10 kw		25 kw		50 kw		500 kw					
	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc	10 kc	20 kc	30 kc			
Clase IV 0.1 kw 0.25 kw	172	115	110	190	131	126	162	107	102	183	126	121	203	144	139	277	211	206
	190	118	111	198	134	127	170	110	103	181	129	122	211	147	140	285	214	207
	182	119	111	200	135	127	172	111	103	183	130	122	213	148	140	287	215	207
Clase II y III 0.25 kw 0.5 kw 1 kw 5 kw 10 kw 25 kw 50 kw	190	122	112	208	138	128	180	114	104	201	133	123	221	151	141	295	218	208
	198	125	114	216	141	130	188	117	106	209	136	125	229	154	143	303	221	210
	219	135	118	237	151	134	209	127	110	230	146	129	250	164	147	324	231	214
	233	140	121	251	156	137	223	132	113	244	151	132	264	169	150	338	236	217
	250	149	125	268	165	141	242	145	123	261	160	136	281	178	154	355	245	221
	268	165	141	284	172	145	260	161	139	279	168	144	297	185	158	371	262	225
Clase I 10 kw 25 kw 50 kw 500 kw	242	145	123	250	161	139	232	137	115	253	156	134	273	174	152	347	241	219
	261	160	136	279	168	144	253	156	134	272	163	139	292	181	157	366	248	224
	281	178	154	297	185	168	273	174	152	292	181	157	310	190	161	384	257	227
	355	245	221	371	252	225	347	241	219	366	248	224	384	257	227	451	291	247

TABLA IV

SEPARACION EXIGIDA EN MILLAS ENTRE ESTACIONES DIFUSORAS QUE OCUPEN EL MISMO CANAL PARA SERVICIO NOCTURNO.

Las siguientes tablas indican la protección en millas que cada clase deberá dar a las otras clases.

Clase I-A. No se requiere que protejan a las Clases II en el mismo canal, para servicio nocturno.

TABLA IV A

Clase I-B Debe proteger a otras estaciones Clase I-B como se indica en el cuadro siguiente:

Clase I-B	10 kw	25 kw	50 kw
10 kw	2665	3010	3280
25 kw	3010	3243	3500
50 kw	3280	3500	3660

TABLA IV B

Clase II Debe proteger a otras clases como se indica en el cuadro siguiente:

Clase II	Estaciones Clase II						Estaciones Clase I-B			Estaciones Clase I-A	
	25 kw	.5 kw	1 kw	5 kw	10 kw	25 kw	50 kw	10 kw	25 kw		50 kw
.25 kw	451	602	732	1018	1136	1271	1529	1378	1610	1760	1038
.5 kw	602	606	736	1022	1140	1275	1533	1508	1735	1890	1180
1. kw	732	736	739	1025	1143	1280	1535	1658	1885	2040	1335
5. kw	1018	1022	1025	1039	1157	1292	1547	2165	2395	2550	1830
10. kw	1136	1140	1143	1157	1162	1298	1553	2450	2680	2830	2122
25. kw	1271	1275	1280	1292	1298	1310	1560	2880	3120	3260	2575
50. kw	1529	1532	1535	1547	1553	1560	1570	3090	3330	3490	2730

TABLA IV C

Clase III-A* Debe proteger a otras clases como se indica en el cuadro siguiente:

Clase III-A	Clase III-A		Clase III-B	
	1 kw	5 kw	.5 kw	1 kw
1 kw	739	1025	550	553
5 kw	1025	1039	847	851

* Véase el Apéndice VII respecto a la protección que las estaciones Clase III deben dar a las estaciones Clase II en canales regionales.

TABLA IV D

Clase III B ^b Debe proteger a otras clase como se indica en el cuadro siguiente:

Clase III-B	Clase III-A		Clase III-B	
	1 kw	5 kw	.5 kw	1 kw
.5 kw	735	1020	383	550
1. kw	739	1025	550	553

^b Véase la nota ^a en la página 7 [ante, pág. 1062].

TABLA IV E

Clase IV Debe proteger a otras clase como se indica en el cuadro siguiente:

Clase IV	Clase III-A		Clase III-B		Clase IV
	1 kw	5 kw	.5 kw	10 kw	
.1 kw	300	300	Lo determina la separación diurna		Lo determina la separación diurna
.25 kw	395	407			

TABLA IV F

DISTANCIA A QUE DEBEN ESTAR LAS ESTACIONES CLASE I-A Y I-B PARA OBTENER LA PROTECCIÓN RECOMENDADA PARA LAS ESTACIONES CLASE II. (CONTORNO DE LA ONDA TERRESTRE DE 2.5 MV/M)

Clase II (*)	Estaciones Clase I-A y I-B			
	10 kw	25 kw	50 kw	500 kw
.25 kw	1248	1462	1520	2767
.5 kw	1252	1470	1523	2771
1. kw	1256	1473	1528	2775
5. kw	1270	1484	1541	2789
10. kw	1275	1490	1546	2793
25. kw	1285	1498	1743	2803
50. kw	1293	1510	1750	2812

Nota (*) Debe usar antena direccional para proteger a la estación o estaciones dominantes con estas separaciones.

TABLA IV G

DISTANCIA A QUE DEBEN ESTAR LAS ESTACIONES CLASE IV DE LAS ESTACIONES CLASE III-A Y III-B PARA OBTENER LA PROTECCIÓN RECOMENDADA A UNA ESTACIÓN CLASE IV (CONTORNO DE LA ONDA TERRESTRE DE 4.0 MV/M)

Clase IV Potencia	Clase III-A o III-B		
	.5	1.0	5.0
.10	377	547	847
.25	381	551	851

APENDICE VII

REQUISITOS DE INGENIERIA PARA EL USO DE CANALES REGIONALES
POR ESTACIONES DE LA CLASE II, SEGÚN LO DISPUESTO EN LA
SECCIÓN C 5 c.

Una estación de la Clase II asignada a un canal regional de acuerdo con la Sección C 5 c usará una antena direccional u otros medios de limitar la señal interferente dentro del área de servicio protegida de una estación de la clase II en el mismo canal a los valores indicados en el Apéndice II, Tabla I. La señal interferente en los casos de estaciones en proyecto se determinará de acuerdo con las características de la antena y la curva apropiada del Apéndice V. En caso de que la estación esté funcionando la señal interferente se determinará por el método que se describe en la Sección E 4.

Las estaciones de la Clase III que ocupan un canal al cual se ha asignado una estación de la Clase II deberán limitar la interferencia causada a una estación de la clase II de acuerdo con las disposiciones del Apéndice II, Tabla I.

Es copia fiel de su original.

[FOREIGN OFFICE SEAL]

MIGUEL ANGEL CAMPA
Subsecretario de Estado

ACCORD REGIONAL DE RADIO-DIFFUSION DE L'AMERIQUE DU NORD

Signé par les gouvernements suivants:

Canada, Cuba, Etats Unis d'Amérique, Haïti, Mexique et République Dominicaine.

Les soussignés plénipotentiaires des gouvernements ci-dessus énumérés, s'étant réunis en conférence à la Havane, ont d'un commun accord et sous réserve de ratification, arrêté la Convention suivante:

OBJET ET PORTEE DE CETTE CONVENTION.

1. *Objet de la Convention.* L'objet de la présente Convention est le réglemant et l'établissement des principes qui protègent l'emploi de la bande normale de diffusion dans la Région de l'Amérique du Nord de telle façon que chaque pays puisse obtenir l'emploi le plus efficace de cette bande avec le minimum d'interférence technique entre les postes diffuseurs.

2. *Région de l'Amérique du Nord.* On considerera que la Region de l'Amérique du Nord (qui sera désignée par "Region" dans les pages suivantes) comprendra et sera formée par les pays suivants: Canada, Cuba, République Dominicaine, Haïti, Mexique, Terre-Neuve et Etats Unis d'Améri[ri]que.

3. *Bande Normale de Diffusion.* On appellera Bande Normale de Diffusion la bande de fréquence qui comprend 550 Kc. à 1600 Kc., les deux comprises; la fréquence de 550 ainsi que celle de 1600 Kc/s. seront des fréquences porteuses de voies de diffusion d'accord avec ce qui est défini ci-dessous. Les Gouvernements assujétis aux dispositions de l'article 7 du Règlement Général de Radio-communications annexé à la Convention Internationale de Télécommunications (Madrid 1932) accordent que cette bande de fréquences sera exclusivement assignée à la radio-diffusion dans cette Région.

4. *Droit Souverain a l'Emploi des Voies.* On reconnait à tous les pays parties de cette Convention, le droit souverain à l'emploi de toutes les voies dans la bande normale de diffusion. Cependant les Gouvernements reconnaissent que jusqu'a ce que les progrès techniques n'atteigne un état permettant l'élimination de l'interférence de radio-diffusion, de caractère international, un arrangement régional, signé par eux, est nécessaire pour établir la normalisation et réduire l'interférence au minimum.

5. *Caractère Régional de la Convention.* Les Gouvernements reconnaissent que la présente Convention, ainsi que chacune de ses parties est un arrangement régional dans l'esprit de la Convention Internationale de Télécommunications et du Règlement Général de Radio-communications qui y est annexé, et autorisée par ces derniers.

II.

TECHNIQUE.

A.—DEFINITIONS.

1.—*Station de radio-diffusion*: Une station dont les émissions sont principalement destinées à être reçues par le public en général.

2.—*Voies de radio-diffusion—550 à 1600 Kc.*: Une voie de radio-diffusion est une bande de fréquence de 10Kc. de largeur dont la fréquence porteuse occupe le centre. Les voies seront désignées par les fréquences porteuses attribuées. Les fréquences porteuses attribuées aux stations de radio-diffusion commenceront à 550 Kc. et augmenteront progressivement de 10 en 10 Kc. Aucune fréquence intermédiaire ne devra être attribuée comme fréquence porteuse d'une station de radio-diffusion.

3.—*Aires de service*:

(a) *Aire de service primaire*. On appelle aire de service primaire d'une station de radio-diffusion l'aire dans laquelle l'onde de surface n'est sujette à aucune interférence nuisible ou aucun évanouissement nuisible.

(b) *Aire de service secondaire*. On appelle aire de service secondaire d'une station de radio-diffusion d'aire desservie par l'onde réfléchie sans interférence nuisible. L'intensité de champ y est sujette à des fluctuations intermittentes.

4.—*Station dominantes*. Une station dominante est une station de la classe I, définie ci-après, travaillant sur une voie libre.

5.—*Station secondaire*. Une station secondaire est une station quelconque, autre qu'une station de la classe I, travaillant sur une voie libre.

6.—*Interférence nuisible*. Il y a interférence nuisible lorsque, à une limite déterminée ou aux limites d'une valeur déterminée d'intensité de champ de la station désirée, l'intensité de champ d'une station non désirée (ou la valeur effective du carré moyen des intensités de champ de deux ou de plusieurs stations travaillant sur la même fréquence) dépasse dix (10) pour cent du temps, ou plus, les valeurs spécifiées dans le présent Accord.

7.—*Puissance*. La puissance d'un radioémetteur est la puissance fournie à l'antenne. La puissance d'antenne d'un émetteur modulé s'exprimera par deux chiffres, l'un indiquant la puissance-antenne de l'onde porteuse et l'autre le maximum réel du pourcentage de modulation.

8.—*Rayonnement parasite*. On appelle rayonnement parasite d'un émetteur toute émission qui se trouve en dehors de la bande de fréquence normale du type d'émission employé, y compris les harmoniques de modulation, les claquements de manipulation, les oscillations parasites et autres effets transitoires.

9.—*Équivalents anglais français et espagnols*.

Il est convenu que, pour les fins de cet accord, les mots français et espagnols indiqués ci-dessous sont respectivement équivalents et ont

la même signification que les termes anglais en face desquels ils sont inscrits.

<i>Anglais</i>	<i>Français</i>	<i>Espagnol</i>
Clear channel.	Voie libre	Canal despejado.
Objectionable interference	Interference nuisible	Interferencia objetable.

B.—CLASSES DE VOIES ET ATTRIBUTIONS DE CELLES-CI.

1.—*Trois classes.* Les 106 voies de la bande normale de radio-diffusion sont divisées en trois classes principales: libre, régionale et locale.

2.—*Voies libres.* On appelle voie libre une voie sur laquelle la ou les stations dominantes desservent des territoires, étendus, et sont exemptes d'interférence nuisible dans les limites de leur aire de service primaire, et sur la totalité ou une partie importante de leur aire de service secondaire.

3.—*Voie régionale.* On appelle voie régionale une voie sur laquelle plusieurs stations peuvent travailler avec des puissances n'excédant pas 5 Kw. L'aire de service primaire d'une station travaillant sur l'une de ces voies est limitée, comme conséquence de l'interférence, à une limite déterminée de la valeur d'intensité de champ.

4.—*Voie locale.* On appelle voie locale une voie sur laquelle plusieurs stations peuvent travailler avec des puissances n'excédant pas 250 watts. L'aire de service primaire d'une station travaillant sur l'une de ces voies est limitée, comme conséquence de l'interférence, à une limite déterminée de la valeur d'intensité de champ.

5.—*Nombre de voies de chaque classe.* Le nombre de voies de chaque classe est comme suit:

Voies libres	59
Voies régionales	41
Voies locales	6
	106

6.—*Attribution de voies déterminées à chaque classe:* Les voies sont attribuées aux différentes classes comme suit:

Voies libres: Les voies suivantes sont désignées comme voies libres: 640, 650, 660, 670, 680, 690, 700, 710, 720, 730, 740, 750, 760, 770, 780, 800, 810, 820, 830, 840, 850, 860, 870, 880, 890, 900, 940, 990, 1000, 1010, 1020, 1030, 1040, 1050, 1060, 1070, 1080, 1090, 1100, 1110, 1120, 1130, 1140, 1160, 1170, 1180, 1190, 1200, 1210, 1220, 1500, 1510, 1520, 1530, 1540, 1550, 1560, 1570 et 1580.

Voies régionales: Les voies suivantes sont désignées comme voies régionales: 550, 560, 570, 580, 590, 600, 610, 620, 630, 790, 910, 920, 930, 950, 960, 970, 980, 1150, 1250, 1260, 1270, 1280, 1290, 1300, 1310, 1320, 1330, 1350, 1360, 1370, 1380, 1390, 1410, 1420, 1430, 1440, 1460, 1470, 1480, 1590, 1600.

Voies locales.: Les voies suivantes sont désignées comme voies locales: 1230, 1240, 1340, 1400, 1450 et 1490 kc.

7.—*Emploi des voies régionales et locales par les pays.*

Tous les pays pourront utiliser toutes les voies régionales et toutes les voies locales, sujet aux restrictions de puissance et aux stipulations pour éviter l'interférence nuisible, spécifiée dans le présent Accord.

8.—*Priorité d'emploi des voies libres par les pays.*

(a) Les voies libres sont attribuées avec priorité d'emploi par les stations des classes I et II, dans les divers pays, en conformité avec le tableau de l'Appendice I.

(b) Chacune de ces voies devra être utilisée d'une manière conforme à la meilleure technique, ayant en vue le service que les stations dominantes, travaillant sur ces mêmes voies doivent rendre, en conformité avec les stipulations du présent Accord. Si toutefois, pendant une année quelconque de la durée du présent Accord, un pays ne fait aucun emploi d'une voie libre qui lui a été attribuée, celle-ci sera considérée comme disponible pour les autres pays, participants au présent Accord, à la suite d'un arrangement entre leurs administrations respectives, et sans qu'il soit nécessaire de réviser le présent Accord.

(c) Aucun pays à qui une voie libre a été ainsi attribuée ne permettra ou ne conviendra de permettre à un autre pays d'utiliser cette voie d'une manière qui ne soit pas conforme au présent Accord sans avoir donné au préalable 60 jours (*) d'avis de son intention, à tous les autres pays participants au présent Accord. Si durant cet intervalle de 60 jours, un autre pays présente des objections à l'usage proposé de cette voie, le pays à qui la voie libre était attribuée ne permettra pas et ne conviendra pas de permettre tel usage proposé, jusqu'à ce que le différent représenté par l'objection, ait été amicalement résolu.

(d) Si pendant la durée du présent Accord un pays à qui une voie libre a été attribuée a utilisé cette voie mais non de la manière prescrite, ou sans en faire usage complet aux termes du présent Accord, ce pays sera considéré avoir abandonné la partie de ses droits qu'il n'a pas utilisés, et à l'expiration du présent Accord, les autres pays participants auront le droit, s'ils le jugent bon, de retirer à tel pays les privilèges non utilisés et de les attribuer à l'un des pays intéressés ou à tous les autres.

C. CLASSES DE STATIONS ET UTILISATION DES DIVERSES CLASSES DE VOIS.

1.—*Classes de stations.* Les stations de radio-diffusion sont divisées en 4 classes principales qui seront désignées Classe I, Classe II, Classe III, et Classe IV respectivement.

2.—*Définition des classes.* Les quatre classes de stations de radio-diffusion sont définies comme suit:

(*) jours communs ou naturels.

Classe 1.—Une station dominante travaillant sur une voie libre et destinée à rendre un service primaire et secondaire à des territoires étendus et à des distances relativement grandes.

Les stations de la classe I, forment deux subdivisions.

Classe I-A: Une station de la classe I, travaillant avec une puissance de 50 kw. ou plus et dont l'aire de service primaire, dans les limites du pays où la station est située, est exempte d'interférence nuisible provenant d'autres stations travaillant sur la même voie ou sur voies adjacentes et son aire de service secondaire, en dedans des mêmes limites exempte d'interférence nuisible, provenant de stations travaillant sur la même voie en conformité avec les règles techniques stipulées ci-après.

Classe I-B: Une station de la classe I travaillant avec une puissance de pas moins de 10 kw. et pas plus de 50 kw. et dont l'aire de service primaire est exempte d'interférences nuisibles provenant d'autres stations travaillant sur la même voie et sur les voies adjacentes, et son aire de service secondaire exempte d'interférences nuisibles provenant de stations travaillant sur la même voie, en conformité avec les règles techniques stipulées ci-après.

(a) Lorsque deux stations de la Classe I-b travaillant sur la même voie sont séparées par une distance de 2800 milles ou plus, ni l'une ni l'autre ne seront obligées à installer une antenne dirigée.

(b) Lorsque deux stations de la classe I-b, travaillant sur la même voie, sont séparées par une distance de plus de 1800 milles et de moins de 2800 milles, on considérera, à moins de preuve du contraire, que chacune d'elles est exempte d'interférence nuisible causée par l'autre et ni l'autre ne sera obligée à installer une antenne dirigée, ou à prendre d'autres mesures pour éviter l'interférence. Dans le cas où l'interférence nuisible est prouvée, les Gouvernements intéressés consulteront sur la convenance et la possibilité d'installer des antennes dirigées ou de prendre d'autres mesures pour faire disparaître l'interférence, et détermineront le cas échéant, par arrangement spécial, les mesures à prendre.

(c) Lorsque deux stations de la Classe I-b travaillant sur la même voie sont séparées par une distance de moins de 1800 milles, on considérera, à moins de preuve du contraire, qu'il est nécessaire, pour éviter l'interférence d'installer des antennes dirigées ou de prendre d'autres mesures, et les gouvernements intéressés se concerteront pour prendre les mesures convenues afin de faire disparaître ou de diminuer l'interférence nuisible.

Classe II. Une station "secondaire" travaillant sur une voie libre, et destinée à desservir une aire de service primaire qui, selon la situation géographique et la puissance utilisée, peut être relativement étendue, mais qui est sujette à l'interférence provenant des stations de la classe I et qui est limitée par celle-ci. Une telle station travaillera avec une puissance de pas moins de 0.25 Kw. et de pas plus de 50 Kw. Chaque fois qu'il sera nécessaire une station de la classe II utilisera

une antenne dirigée ou d'autres moyens pour éviter l'interférence aux stations de la Classe I et aux autres stations de la classe II, en conformité avec les règles techniques stipulées ci-après.

Classe III.—Une station travaillant sur une voie régionale et principalement destinée à desservir un district métropolitain et le territoire rural environnant. Les stations de la classe III forment deux subdivisions:

Classe III-A: Une station de la classe III travaillant avec une puissance de pas moins de un kilowatt et de pas plus de cinq kilowatts, et dont l'aire de service est sujette à l'interférence, en conformité, avec les règles techniques stipulées ci-après.

Classe III-B: Une station de la classe III travaillant avec une puissance de pas moins de 0.5 Kw. et de pas plus de 1 Kw. la nuit et 5 Kw. le jour, et dont l'aire de service est sujette à l'interférence, en conformité avec les règles techniques stipulées ci-après.

Classe IV. Une station utilisant une voie locale et destinée principalement à desservir un bourg ou une ville et la région avoisinante. La puissance d'une station de cette classe ne devra pas être inférieure à 0.1 Kw. ou supérieure à 0.25 Kw. et son aire de service est sujette à l'interférence, en conformité avec les règles techniques stipulées ci-après.

3.—*Changement de classe.* Si une ou plusieurs stations de la Classe III-B, situées dans un pays quelconque peuvent, en utilisant une antenne dirigée ou d'autre manière diminuer l'interférence causée ou reçue par ces stations jusqu'à la valeur d'intensité de champ admise pour les stations de la classe III-A, de telles stations seront automatiquement incluses dans la classe III-A, et seront reconnues et considérées comme telles par les Administrations de tous les pays de la Région.

4.—*Emploi des voies libres.*

(a) En principe et sujettes seulement à l'exception stipulée ci-après, les stations de la classe I ne pourront utiliser que des voies libres.

(b) les stations de la Classe II ne pourront utiliser que des voies libres, mais à condition de ne causer aucune interférence nuisible aux stations de la Classe I; lorsqu'un pays a la priorité de l'emploi d'une voie libre, pour une station de la classe I-A, aucun autre pays ne devra attribuer cette voie à une station de la classe II travaillant la nuit (depuis le coucher jusqu'au lever du soleil au point où la station de la classe II est située) à moins que cette station de la classe II soit située à une distance de pas moins de 650 milles de la frontière la plus rapprochée du pays où la station de la classe I-A est située; il est entendu cependant que pour les cas où une station de la classe II ou l'attribution d'une station de la classe II a été spécifiée à l'appendice I, cette attribution sera tenue pour autorisée avec les restrictions qui y sont stipulées.

5.—*Emploi des voies régionales.*

(a) En général, les voies régionales ne pourront être attribuées qu'à des stations des classes III-A et III-B.

(b) A condition de ne pas causer d'interférences aux stations des classes III-A ou III-B, et sujet aux interférences qu'elles pourront recevoir des stations de la classe III-A ou de la classe III-B, les stations de la classe IV pourront utiliser des voies régionales.

(c) A cause de leur situation géographique par rapport au continent américain, on considérera spécialement l'utilisation par Cuba, Saint-Domingue, Haiti, et Terre-Neuve de certaines voies régionales pour des stations des classes I et II, sous certaines conditions concernant la puissance et les précautions à prendre pour éviter l'interférence nuisible telle que stipulée à l'Appendice VII.

6.—*Emploi des voies locales.* Seules les stations de la classe IV pourront utiliser des voies locales.

D.—SERVICE ET INTERFERENCE.

1.—*Signal satisfaisant.* Il est reconnu qu'en l'absence d'interférences provenant d'autres stations et dans les régions où le niveau des atmosphériques et des bruits parasites n'est pas excessif, un signal de 100 microvolts par mètre est un signal utilisable dans les régions rurales et de faible population, mais qu'à cause du niveau plus élevé des parasites, des intensités de champ plus élevées (s'élevant jusqu'à 25 millivolts ou plus dans les villes) sont nécessaires pour desservir les régions dont la population est plus dense. Il est reconnu de plus qu'il n'est pas possible de protéger les stations contre l'interférence nuisible, particulièrement la nuit sur toute l'étendue des territoires où leurs signaux ont un niveau supérieur à celui des parasites, et qu'il est nécessaire de stipuler des limites ou périmètres auxquels ou à l'intérieur desquels les stations sont protégées contre l'interférence nuisible provenant d'autres stations.

2.—*Aire protégée contre l'interférence nuisible.* Les limites ou périmètres auxquels ou à l'intérieur desquels les diverses classes de stations seront protégées contre l'interférence nuisible, sont stipulés à l'appendice II. Il n'y aura cependant aucune obligation à protéger une station contre l'interférence nuisible en des points qui se trouvent en dehors des frontières du pays où elle est située.

En ce qui concerne les valeurs effectives des intensités de champ des interférences dont il est question dans ce document, il est entendu qu'elles s'appliquent pour déterminer l'interférence entre des stations existantes, et qu'aucune station à laquelle une voie serait attribuée par la suite ne devra augmenter la valeur effective de l'intensité du champ d'interférence au dessus des maxima stipulée dans les tableaux annexés.

3.—*Interférence nuisible sur la même voie.*

On considérera qu'il y a interférence nuisible au service d'une station lorsque à une limite déterminée ou aux limites d'une valeur déterminée d'intensité de champ, tel que stipulé à l'appendice II, au sujet de la classe à laquelle la station appartient, l'intensité de champ de la station qui produit l'interférence (ou la valeur effective des intensités de champ de deux ou de plusieurs stations qui produisent l'interférence), et qui travaille sur la même voie dix (10) pour cent du

temps ou plus, la valeur admissible, tel que stipulé pour cette classes à l'Appendice II.

4.—*Interférences causées aux stations dominantes sur voie libre.* Une station est considérée incapable de causer de l'interférence nuisible à une station de la classe I travaillant sur la même fréquence quand elle est séparée de la station dominante par une différence de longitude de 70° ou plus.

5.—*Interférence nuisible sur les voies adjacentes.* On reconnaît en principe qu'on peut causer de l'interférence nuisible à une station désirée lorsque aux limites ou à l'intérieur des limites d'une valeur déterminée de l'intensité de champ de la station désirée, l'intensité de champ de l'onde de surface d'une station non désirée travaillant sur une voie adjacente (ou la valeur effective des intensités de champ de deux ou de plusieurs stations non désirées travaillant sur la même voie adjacente) dépasse la valeur déterminée par les rapports suivants:

<i>Séparation entre les voies.</i>	<i>Rapport minimum admissible du signal désiré au signal non désiré.</i>
10 kc	1 à 0.5
20 kc	1 à 10
30 kc.	1 à 50

On peut s'en rapporter au Tableau I de l'Appendice III, pour les valeurs maximum admissibles du signal d'interférence sur voies adjacentes et pour les périmètres stipulés.

6.—*Application des règles aux stations existantes.*

(a) Pour évaluer l'interférence nuisible, toutes les stations (autres que celles de la Classe II) seront considérées comme utilisant les puissances maxima permises pour leurs classes respectives. A cette fin, la puissance des stations de la classe 1-A sera considérée être 50 Kw. ou la puissance réelle si elle dépasse cette valeur.

(b) A partir de l'application du présent Accord une station à laquelle on attribuera une voie déjà attribuée à d'autres stations ne sera pas considérée comme devant empêcher les stations existantes d'augmenter leur puissance jusqu'au maximum permis à leur classe, même si cette augmentation de puissance devait limiter l'aire de service de la nouvelle station à une valeur d'intensité de champ plus élevée que la valeur admise pour la classe de la nouvelle station.

7.—*Stabilité de Fréquence.* La fréquence de travail de chaque station de radio-diffusion sera maintenue dans une limite de 50 cycles à partir de la fréquence attribuée, jusqu'au 1er. Janvier 1939, et après cette date la fréquence de chaque nouvelle station ou de chaque station dans laquelle un nouveau transmetteur est installé sera maintenue dans une limite de 20 cycles à partir de la fréquence attribuée, et après le 1er. juin de 1942 la fréquence de toutes les stations sera maintenue dans une limite de 20 cycles.

8.—*Rayonnement parasite.* Les Gouvernements tâcheront de diminuer et, s'il est possible d'éliminer les émissions parasites des

stations de radio-diffusion,— Ces rayonnements seront diminués dans tous les cas de façon à n'avoir pas une intensité suffisante pour causer de l'interférence en dehors de la bande de fréquences nécessaire pour le type d'émission employé.— En ce qui concerne le type d'émission A-3 (radio-téléphonique) le transmetteur ne devra pas être modulé au-delà de sa capacité de modulation jusqu'au point de produire des émissions parasites capables de causer de l'interférence, et en ce qui concerne la modulation d'amplitude, le pourcentage de modulation dans les crêtes fréquences ne devra pas être inférieur à 75%. On devra prendre les précautions nécessaires pour que le transmetteur ne soit pas modulé au-delà de sa capacité de modulation.

E.—DÉTERMINATION DE LA PRÉSENCE DE L'INTERFÉRENCE NUISIBLE.

1.—*Rendement de l'antenne.*— Afin de prévoir la présence de l'interférence nuisible et de pouvoir en évaluer le degré, les stations de diverses classes seront considérées comme produisant des valeurs effectives d'intensité de champ, corrigées pour l'absorption, et par kilowatt de puissance fournie à l'antenne, comme suit:

<i>Classe de station</i>	<i>A un mille</i>	<i>A un kilometre.</i>
I	225 mv/m	362 mv/m
II et III	175 mv/m	282 mv/m
IV	150 mv/m	241 mv/m

Si on emploie une antenne dirigée, le signal d'une station de radio-diffusion susceptible de causer de l'interférence variera dans des directions différentes.— Pour déterminer l'interférence dans une direction donnée et en l'absence de mesures, de l'interférence, les schémas d'intensité de champ horizontal et d'intensité de champ de l'antenne dirigée devront être calculés et par comparaison de vecteurs appropriés du schéma horizontal ou vertical avec ceux d'une antenne non dirigée ayant la même valeur effective de champ, on pourra évaluer en kilowatts l'intensité du signal dans la direction d'une autre station. On se servira de la puissance ainsi déterminée pour faire l'usage des tableaux de séparation en milles ou pour calculer les distances d'après les courbes ou les tableaux de propagation.

2.—*Puissance.* La puissance d'une station sera déterminée, pour les fins de notifications requises par le présent accord, par l'une des méthodes suivantes:

(a) En faisant le produit du carré du courant d'antenne par la résistance de l'antenne (puissance fournie à l'antenne).

(b) En déterminant la valeur effective d'intensité de champ de la station, corrigée pour l'absorption, par un nombre suffisant de mesures d'intensité de champ effectuées sur au moins huit rayons, autant que possible également espacés, et en rapportant l'intensité de champ ainsi déterminée à la valeur effective d'intensité du champ d'une station dont l'antenne possède le rendement stipulé plus haut pour sa classe.—

3.—*Méthodes pour déterminer la présence de l'interférence nuisible. Généralités.*

La présence ou l'absence d'interférences nuisibles provenant des stations travaillant sur la même voie ou sur des voies adjacentes sera déterminée par l'une des méthodes suivantes:

(a) Par des mesures effectuées de la manière stipulée ci-après. Ou, du consentement mutuel des pays intéressés;

(b) En s'en rapportant aux courbes de propagation qui apparaissent aux Appendices IV et V, ou

(c) En s'en rapportant au tableau de distances qui apparaît à l'Appendice VI.

4.—*Preuve de la présence ou de l'absence d'interférence nuisible.*—

La présence ou l'absence d'interférence nuisible peut être prouvée par des mesures ou par des enregistreurs d'intensité de champ, effectuées avec des appareils appropriés, dûment étalonnés, par des ingénieurs du Gouvernement ou d'autres ingénieurs mutuellement acceptés par les Gouvernements intéressés. Ces mesures d'intensité de champ seront effectuées de la manière et pour les périodes de temps mutuellement convenus par les Gouvernements intéressés.

Les Gouvernements contractants ont convenu de faciliter la prise de mesure en réquérant que les stations intéressées restent silencieuses ou travaillant de la manière jugée nécessaire, et à des heures qui n'interrompent pas leur horaire régulier.

5.—*Preuves basées sur les courbes de propagation et les tableaux de distances.*

(a) *Courbes de l'onde d'espace.* Pour calculer la distance jusqu'aux limites d'une valeur d'intensité de champ donnée de l'onde d'espace (50% du temps), d'une station de la classe I de puissance donnée, et aussi pour calculer l'intensité de champ de l'onde d'espace (10% du temps) à une distance donnée d'une station de classe et de puissance quelconque considérée comme cause d'interférence, on pourra se servir des courbes appropriées qui apparaissent à l'Appendice V, intitulé "Intensité moyenne de champ de l'onde d'espace correspondant à la deuxième heure après le coucher du soleil au poste enregistreur, 100 millivolts par mètre à un mille (161 à 1 Km.)"

(b) *Courbes de l'onde de surface.* La distance jusqu'aux limites d'une valeur d'intensité de champ donnée de l'onde de surface peut être déterminée au moyen de courbes appropriées de l'onde de surface, établies pour la fréquence prévue, la conductivité et la constance diélectrique du terrain entre la station et le périmètre désiré. La fréquence et la conductivité du terrain doivent être prises en considération dans tous les cas et pour les grandes distances on devra tenir compte des pertes dues à la courbure de la terre. Une série de courbes est nécessaire dans ce but.— Un graphique pour la conductivité de 10^{-23} apparaît à l'Appendice IV, intitulé "Intensité de champ de l'onde de surface par rapport à la distance pour 1 Kilowatt rayonné par une antenne courte".— Trois fréquences de la bande normale de radio-diffusion sont indiquées. Pour d'autres fréquences et d'autres

caractéristiques du sol (conductivité et constance diélectrique) d'autres courbes sont nécessaires. La conductivité de 10^{-13} est considérée comme une moyenne et a servi à déterminer toutes les valeurs d'onde de surface pour le calcul des tableaux de distances de séparation.

(c) *Tableaux de distances.*

Le Tableau I indique les distances requises en milles, entre les stations de radio-diffusion travaillant le jour sur la même voie. Le Tableau II indique les distances requises en milles, à partir de la frontière d'un pays dans lequel est située une station de la classe I-A, dans le cas d'une station de la classe II, travaillant le jour sur la même voie dans un autre pays. Le Tableau III indique les distances requises, en milles, entre des stations de radio-diffusion travaillant le jour et la nuit sur des voies adjacentes. Le Tableau IV indique les distances requises, en milles, entre des stations de radio-diffusion travaillant la nuit sur la même voie. L'Appendice VI indique les conditions de travail supposées pour le calcul de ces Tableaux.

Les Tableaux sont établis en supposant que l'on utilise une antenne non dirigée, pour les cas particuliers où on emploie une antenne dirigée, il sera nécessaire de prendre en considération le schéma de distribution du rayonnement de l'antenne dirigée en question, et de modifier les distances en conséquence. Les Tableaux qui indiquent les distances pour les stations travaillant la nuit sur la même voie ont été calculées d'après la courbe d'onde d'espace de l'Appendice V. Ces courbes sont établies d'après des mesures nombreuses de l'onde d'espace produite par les stations de radio-diffusion, et seront considérées comme exactes dans tous les cas à moins de preuve du contraire, telle que stipulée à la Section E-4.— Les Tableaux de distances pour les stations travaillant sur la même voie pendant le jour, et pour les stations travaillant sur des voies adjacentes pendant le jour et pendant la nuit sont calculés d'après la courbe d'onde de surface de l'Appendice IV. Ces Tableaux ne sont applicables que pour la fréquence de mille Kc. et pour la conductivité et la constance diélectrique supposée. Etant donné que ces valeurs sont différentes dans chaque cas les Tableaux de distances pour le jour et pour les voies adjacentes, ne devront être utilisés que comme un guide.— Dans chaque cas particulier on pourra évaluer les distances requises en tenant compte de la fréquence de travail et des caractéristiques du sol connues ou supposées.— Pour déterminer l'interférence avec exactitude il faut effectuer des mesures comme il est stipulé dans la Section E-4, soit sur la fréquence en question, soit sur une autre fréquence, en déterminant les valeurs cherchées d'après les courbes.—

F. DIVERS:

1.—*Règles Techniques.* Les règles techniques stipulées dans le présent Accord sont sujettes à revision lorsque les progrès de la technique le justifieront, et du consentement mutuel des Gouvernements participants au présent Accord.

III

LES NOTIFICATIONS ET LEURS EFFETS.

1.—*Notification initiale.*—

Chaque Gouvernement adressera aux autres Gouvernements dans le plus bref délai possible, à partir de la ratification de cette Convention, et 180 jours avant la date de l'entrée en vigueur de cette ratification:

(a) Une liste complète de toutes les stations de radio-diffusion qui opèrent réellement dans leur pays dans la bande normale de radio-diffusion, au moment de la signature de la Convention et au moment de l'envoi de cette liste; cette liste contiendra au sujet de chaque station le signal d'appel, l'emplacement, la fréquence, la puissance et les caractéristiques de l'antenne, avec tous les changements autorisés au sujet de ces postes à la date de l'entrée en vigueur de cette convention, ou auparavant, et la classification réclamée pour chaque station.

(b) Une liste complète de tous les changements autorisés au sujet des ces stations pour être accomplis après la date d'entrée en vigueur de cette Convention; les dates auxquelles ces changements devront se faire, et les antérieures, et la classifications réclamée pour chacun de ces postes en vertu de cette Convention, au moment où le changement proposé ait été réalisé.

(c) Une liste complète de toutes les nouvelles stations de radio-diffusion autorisées mais qui ne fonctionnent pas encore, en y comprenant au sujet de chacune d'elles le signal d'appel, l'emplacement, la fréquence, la puissance et les caractéristiques d'antenne, ainsi que la date à laquelle ou avant laquelle chacune de ces stations commencera ses opérations et la classification réclamée pour elle en vertu de cette Convention.

(d) Les Gouvernements accordent qu'ils résoudre, aussitôt que cela soit possible, et avant la date d'entrée en vigueur de la présente Convention, tous les différents qui peuvent apparaître entre elles comme résultat des lignes préliminaires ci-dessus; et que, même dans le cas où quelques uns de ces différents ne soient pas résolus, ils coopéreront, sans aucun retard, pour que les dispositions de cette Convention entrent en vigueur et soient appliquées à cette date.

(e) La résolution des différents concernant l'usage de voies libres et la relation des postes des classes première et deuxième (I et II) se fera d'accord avec les dispositions de cette Convention et spécialement d'accord avec l'Appendice numéro 1. Pour la résolution des différents concernant l'emploi des voies libres régionales et locales, et la relation des postes des classes III et IV, on établira dans chaque pays un droit de priorité pour les postes qui fonctionnent réellement à la date de la signature de cette Convention et qui s'accordent en essence aux définitions des classes mentionnées, comme elles apparaissent dans la présente convention, et au sujet desquels on ne fasse ou l'on ne propose aucun changement essentiel; on n'appellera pas changement essentiel un changement de fréquence fait pour s'adapter à la désignation des voies que fait la présente Convention.

2.—*Notifications postérieures.*—Après la date d'entrée en vigueur de cette Convention et pendant qu'elle reste en vigueur, chaque Gouvernement communiquera avec urgence aux autres Gouvernements, au moyen d'une lettre recommandée, tous les changements postérieurs qui se fassent dans les stations radio-émettrices existantes et toutes les nouvelles stations Radio-émettrices, ainsi que n'importe quelle information additionnelle concernant un de ces changements ou une de ces nouvelles stations, la date à laquelle ce changement aura lieu et la date à partir de laquelle la nouvelle station commencera à fonctionner réellement.

3.—*Effets de la Notification.*—Dans les trente jours qui suivront la réception de la notification de n'importe quel changement proposé pour l'assignation d'une station ou pour l'autorisation d'une nouvelle station dans un autre pays, chaque Gouvernement communiquera au Gouvernement de ce dernier pays toute objection qu'il voudrait faire, en s'appuyant sur les clauses de cette Convention.

4.—*Différents dus aux Notifications.* Pour que les notifications de changement des assignations des stations existantes ou des autorisations de nouvelles stations soient valables, elles devront être telles que les assignations proposées soient d'accord avec la présente Convention et qu'elles ne soient pas cause d'interférences gênantes à des stations existant en d'autres pays, assignées et fonctionnant d'accord avec la présente Convention. Si l'on faisait deux ou plus de deux notifications de changements ou d'autorisations de nouvelles stations provenant de différents pays, après l'entrée en vigueur de cette Convention, on se guidera par la date de la réception postale de la notification.

5.—*Cessation des effets.*

(a) La notification d'un changement concernant l'assignation d'une station ou l'autorisation d'une nouvelle station cessera ses effets et n'aura aucune valeur, si, après une année à partir de sa date, ce changement n'a pas lieu réellement, ou si la nouvelle station commence pas à fonctionner réellement et d'une façon continue.

(b) Dans des cas spéciaux, quand des circonstances indépendantes du contrôle de l'Administration en question, ont empêché de compléter le changement ou la construction d'une nouvelle station; le délai de la première notification pourra s'allonger de six mois.

6.—*Bureau de Berne.*—Les notifications ci-dessus se feront indépendamment et en plus de celles que l'on a l'habitude de remettre au bureau de l'union internationale de Télé-communications.

IV

ARBITRAGE

En cas de désaccord entre deux ou plusieurs Gouvernements contractants, relativement à l'exécution de la présente convention, le différend, s'il n'est réglé par la voie diplomatique, sera soumis à un jugement arbitral à la demande d'un quelconque des Gouvernements en désaccord. A moins que les parties en désaccord ne s'entendent pour faire usage d'une procédure déjà établie, par des Traités conclus entre elles, pour le Règlement des Conflits Internationaux; la pro-

cédure sera celle qui est exposée par l'article 15 de la Convention Internationale de Communications de Madrid de 1932.

V

RATIFICATION, EXECUTION ET DENONCIATION.

1.—*Ratificación.*—Pour que cette Convention soit valable, elle devra être ratifiée par le Canada, Cuba, Mexique et les Etats Unis d'Amérique.

Si trois de ces quatre pays la ratifient, et si une fois faites ces ratifications, le quatrième pays ne peut ratifier à cause de circonstances inévitables, en déclarant cependant aux pays qui on déjà ratifié qu'il est disposé à faire entrer en vigueur les dispositions de cet Accord (y compris ce que prévoit l'Appendice I) en tout ou en partie, comme mesure administrative, pendant que l'ont fait les démarches nécessaires pour cette ratification; ce quatrième pays pourra fixer, avec les pays qui ont ratifié, au moyen d'un accord administratif, arrêté par eux tous, la date à laquelle devront avoir effet les dispositions en question, date qui devrait être préférablement celle de l'année suivant à la signature de l'accord administratif ci-dessus mentionné.

Les ratifications devront être déposées, dans le plus bref délai possible aux archives du Gouvernement de Cuba. Aussitot reçues, ces ratifications, ce Gouvernement devra les communiquer par la voie diplomatique aux autres Gouvernement signataires.

2.—*Effect de la ratification.* Cette Convention n'est valable que pour les pays qui l'ont ratifiée.

3.—*Execution.* Les Gouvernements contractants s'engagent à appliquer les dispositions de cette Convention et à prendre les mesures nécessaires pour les faire observer par les agences privées reconnues par eux ou autorisées par eux à créer et à administrer des stations de radio-émission sur leurs territoires respectifs.

4.—*Dénonciation.* Chaque Gouvernement contractant aura le droit de dénoncer cette Convention au moyen d'une communication adressée par la voie diplomatique au Gouvernement de Cuba, et communiquée par ce Gouvernement, par la meme voie, aux autres Gouvernements contractants. Cette dénonciation aura effect quand un délai d'un an se sera écoulé, à partir de la date à laquelle le Gouvernement de Cuba aura reçu la communication. Cet effet ne s'appliquera qu'à l'auteur de la dénonciation. Cette Convention restera en vigueur pour les autres Gouvernements contractants, mais seulement en ce qui les concerne.

VI.

ENTREE EN VIGUEUR ET DUREE DE CETTE CONVENTION.

1.—Exception faite de ce qui concerne les dispositions de la Section 1 de la IIIème Partie, de la Section 1 de la Vème Partie, et du Paragraphe 3 de la Table VI de l'Appendice I annexé, (dont les dispositions entreront en vigueur aussitôt que cette Convention soit valable) cette Convention entrera en vigueur un an après la date à laquelle elle a été ratifiée par la quatrième partie des pays dont la ratification est

indispensable pour que la Convention soit valable. Les Gouvernements coopéreront, pour que, dans la mesure du possible les dispositions de la présente Convention soient observées antérieurement à la date de l'entrée en vigueur.

2.—La présente Convention restera en vigueur pendant cinq ans à partir de sa date d'entrée en vigueur.

VII

ADHESION

La présente Convention restera ouverte pour l'adhésion de Terre-Neuve.

En foi de quoi les Délégués Plénipotentiaires respectifs ont signé trois exemplaires de cette Convention, un en anglais, un en espagnol, et un en français; un exemplaire de chacun de ceux-ci sera déposé aux archives du Gouvernement de Cuba, et chaque Gouvernement contractant en recevra une copie.

Fait à la Havana, Cuba, le 13 décembre 1937.

CANADA:

LAURENT BEAUDRY.
C. P. EDWARDS.

CUBA:

WIFREDO ALBANÉS Y PEÑA.
ANDRÉS ASENSIO Y CARRASCO.
NICOLÁS GONZÁLEZ DE MENDOZA Y DE LA TORRE.
ALFONSO HERNÁNDEZ CATÁ Y GALT.

ETATS UNIS D'AMERIQUE:

T. A. M. CRAVEN.

HAITI:

JUSTIN BARAU.

MEXIQUE:

IGNACIO GALINDO.
SALVADOR TAYABAS.
FERNANDO SÁNCHEZ AYALA.
RUBÉN FUENTES.

REPUBLIQUE DOMINICAINE:

ROBERTO DESPRADEL.
MÁXIMO LOVATÓN P.

ANNEXES

Appendice I.—Priorité d'utilisation des voies claires par les stations des classes I et II.

“ II.—Service protégé et interférence.

“ III.—Interférence sur voies adjacentes.

“ IV.—Courbes d'onde de surface.

“ V.—Courbes d'onde d'espace.

“ VI.—Tableaux de distance en milles.

“ VII.—Règles Techniques pour l'utilisation des voies régionales par les stations de la Classe II.

APPENDICE I

D'après les dispositions de la section II du présent Accord chaque pays peut utiliser toutes et chacune des 106 voies, lorsque les conditions techniques en ce qui concerne l'interférence aux stations existantes, sont telles qu'elles rendent possible cet usage. Cependant, la priorité d'utilisation de certaines voies libres spécifiée est reconnue pour les nombres suivants des stations des classes I et II dans chaque pays.

TABLEAU I

Canada.	14
Cuba.	9*
République Dominicaine.	1
Haiti.	1
Méxique.	15
Terre-Neuve.	2*
Etats Unis d'Amérique.	63

*Voir le Tableau V au sujet des arrangements spéciaux prévus pour Cuba et Terre-Neuve.

Ces stations et leur condition d'exploitation sont stipulées dans le Tableau II, III, IV, V, VI, VII et VIII qui suivent.

TABLEAU II

STATION CLASSE I-A.

(Canada, Cuba et Méxique)

Fréquence.	Situation des stations.
690	Québec, Canada.
730	Méxique, D. F.
740	Ontario, Canada.
800	Sonora, Méxique.
860	Ontario, Canada.
900	Méxique, D. F.
990	Manitoba, Canada.
1010	Alberta, Canada.
1050	Nuevo León, Méxique.
1220	Yucatan, Méxique.
1540	Santa Clara, Cuba.
1570	Nuevo León, Méxique.
1580	Quebec, Canada.

TABLEAU III.

STATIONS DE LA CLASSE I-B.

Fré- quence.	Situation des stations.	Limite de puissance Kw.	Conditions pour l'usage des antennes dirigées.
810	New-York E.U.A.	-	Aucune.
810	California. E.U.A.	-	Elles seront fixées.
940	Québec, Canada.	5 Kw mini- mum admis- sible.	Elles seront fixées d'après l'emploi.
940	México, D.F.	-	Elles seront fixées d'après l'emploi.
1000	Jalisco, México.	20	Elles seront fixées.
1000	Washington, E.U.A.	-	" " "
1000	Illinois, E.U.A.	-	" " "
1010	La Havane, Cuba.	-	Elles seront fixées d'après l'emploi.
1060	México. D.F.	-	Elles seront fixées.
1060	Pensylvania, E.U.A.	-	" " "
1070	Provinces Maritimes Canada.	-	Aucune.
1070	Californie. E.U.A.	-	Aucune.
1080	Connecticut, E.U.A.	-	Elles seront fixées.
1080	Texas, E.U.A.	-	" " "
1090	Baja California, México.	-	" " "
1090	Maryland, E.U.A.	-	" " "
1090	Arkansas, E.U.A.	-	" " "
1110	Caroline du Nord, E.U.A.	-	" " "
1110	Nebraska, E.U.A.	-	" " "
1130	Colombia Britannique. Can- ada.	5 Kw mini- mum admis- sible.	Aucune.
1130	New-York - New-Jersey, E.U.A.	-	Aucune.
1140	Chihuahua, México.	-	Elles seront fixées
1140	Virginia, E.U.A.	-	" " "
1170	Oregon, E.U.A.	-	" " "
1170	Oklahoma, E.U.A.	-	" " "
1170	West Virginia, E.U.A.	-	" " "
1190	Sinaloa, México.	-	" " "
1190	Indiana, E.U.A.	-	" " "
1550	Ontario, Canada.	-	Elles seront fixées d'après l'emploi.
1550	Véracruz, México.	20	Elles seront fixées d'après l'emploi.
1560	La Havane, Cuba	-	-----

TABLEAU IV

STATIONS DE LA CLASSE II.

Fré- quence.	Situation des stations.	Limite de puissance. Kw.	Conditions pour l'usage des antennes dirigées.
640	Terre-Neuve.	—	Aucune.
690	Kansas - Oklahoma, E.U.A.	—	Elles seront fixées ^a
740	Californie, E.U.A.	—	" " " ^b
800	Ontario, Canada.	5	" " "
810	Temaulipas, (Tampico) Mexique.	50	" " "
900	Québec, Canada.	5	" " "
990	Tennessee, E.U.A.	—	" " " ^c
1000	Oriente, Cuba.	10	" " "
1050	New-York, E.U.A.	—	" " "
1060	Alberta, Canada.	10	" " "
1070	Alabama, E.U.A.	—	" " "
1080	Manitoba, Canada.	15	" " "
1080	Haiti.	10	" " "
1110	Mexique, D.F.	20	" " "
1130	Louisiane, E.U.A.	—	" " "
1170	République Dominicaine.	10	" " "
1190	La Havane, Cuba.	15	" " "

^a Il est permis d'augmenter l'intensité de champ au-dessus de 25 uv/m (10% onde d'espace) à l'ouest de Minnesota sur la frontière du Canada.

^b Même chose que ^a excepté pour l'ouest du North Dakota.

^c Même chose que ^a excepté pour l'est de Minnesota, De plus on déroge à la règle des 650 milles à partir de la frontière.

TABLEAU V.

STATIONS DE LA CLASSE II ^a SUR VOIES RÉGIONALES.

(Cuba et Terre-Neuve)

Fréquence.	Situation de stations.	Puissance maximum en Kw.
560	Terre-Neuve.	10
570	Santa Clara, Cuba.	15
590	La Havane, Cuba.	15
630	La Havane, Cuba.	15
1270	La Havane, Cuba.	10

^a Ces stations emploieront des antennes dirigées pour éviter de causer des interférences nuisibles aux stations de la classe III qui sont sur la même voie, selon l'Appendice VII.

TABLEAU VI

CONDITIONS SPECIALES CONCERNANT LES ETATS UNIS D'AMÉRIQUE.

Les 24 stations des classe I et II des Etats Unis qui utilisent des voies libres avec d'autres pays participant aux présent Accord, sont indiquées par les Tableaux III et IV.

Les voies libres suivantes seront attribuées aux 39 autres stations des classes I et II des Etats Unis:

640 650 660 670 680 700 710 720 750 760 770 780 820
830 840 850 870 880 890 1020 1030 1040 1100 1120 1160
1180 1200 1210 1500 1510 1520 1530

On reconnaît que les Etats Unis devront effectuer des modifications importantes dans les attributions de ses stations existantes pour rendre possible la mise en pratique du présent Accord, que ces modifications exigeront un délai d'environ une année, et qu'il n'est pas possible aux Etats Unis de spécifier en ce moment sur lesquelles de ces 32 voies sera fixée leur priorité pour des stations de la classe I-A, des stations de la classe I-B et des stations de la classe II respectivement, ni de spécifier la situation, la puissance et autres renseignements concernant ces stations. Les Etats Unis pourront attribuer aux moins 25 de ces voies à des stations de la classe I-A. Les Etats Unis s'engagent à communiquer ces renseignements à chaque'un des autres pays participants au présent Accord quatre vingts dix jours avant la date d'entrée en vigueur de celui-ci et ces renseignements, lorsqu'ils auront été communiqués seront considérés comme faisant partie du présent Accord tout comme s'ils y étaient inclus.—

Rien de ce qui a été exposé dans la présente Convention ne pourra s'interpréter dans le sens d'un empêchement pour les Etats Unis de faire valoir et de faire reconnaître la priorité de l'usage se rapportant à d'autres stations de la Classe II (qui ne sont pas comprises entre les 63 stations de la Table I) qui actuellement exploitent la bande de 640 à 1190 kilocycles, et qui dans les Règlements de la Commission Fédérale de Communications (*Federal Communications Commission*) se désignent par "stations de temps limité" ("*limited time stations*") et "stations de jour" ("*daytime stations*")—en fixant le coucher du soleil comme limite de leurs heures d'exploitation—soit le coucher du soleil des situations respectives des stations, soit celui des stations dominantes respectives de la voie libre, ce qui est cause quelquefois que ces stations dominantes ne peuvent employer certaines heures,—stations auxquelles on peut fixer des attributions qui soient en essence équivalentes à celles qu'elles ont à présent, si les dispositions de cette Convention et les principes de génie qui y sont établis, le permettent.

TABLEAU VII

CONDITIONS SPECIALES CONCERNANT L'USAGE DE 1010 Kc/s PAR CUBA ET LE CANADA

En ce qui concerne l'utilisation de la voie libre de 1010 Kc/s par une station de la classe I-A au Canada, et par une station de la classe I-B à Cuba, ces deux pays ont mutuellement convenu que le signal d'interférence ne dépassera pas, pendant 10% ou plus du temps, la valeur de 50 microvolts par mètre aux points de mesure suivants: à Cuba, un point quelconque à l'est de la province de Camagüey, et au Canada un point quelconque à l'ouest de la province de Manitoba.

TABLEAU VIII

CONDITIONS SPECIALES CONCERNANT LE CANADA

Rien de ce qui est dit dans le présent Accord ne sera interprété comme pouvant empêcher le Canada d'affirmer ses droits de priorité au sujet de certaines stations des classes III et IV, actuellement en exploitation au Canada sur des voies libres et régionales actuelles qui comme résultat du présent Accord, passeront dans une classe de voies que des stations des classes III et IV, ne devront pas utiliser.

APPENDICE II

TABLEAU I

PERIMETRES DE SERVICE PROTEGES ET INTENSITES D'INTERFERENCE ADMISSIBLES POUR LES STATIONS DE RADIO-DIFFUSION

Classe de Station	Classe de Voie exploité.	Puissance admissible	Périmètre ou contour d'intensité de signaux de l'aire protégée contre l'interférence nuisible *		Signal interférent admissible *	
			Jour	Nuit	Jour	Nuit *
I-A	Libre	50 Kw ou plus	Frontières du pays ou est située la Station		5 uv/m	25 uv/m ^d
I-B	Libre	10 Kw à 50 Kw	100 uv/m	500 uv/m (50% onde réfléchie)	5 uv/m	25 uv/m
II	Libre ^d	0.25 Kw à 50 Kw	500 uv/m	2500 uv/m (onde de surface)	25 uv/m	125 uv/m *
III-A	Régional	1 Kw à 5 Kw.	500 uv/m	2500 uv/m (onde de surface)	25 uv/m	125 uv/m
III-B	Régional	0.5 Kw à 1 Kw la nuit et 5 Kw le jour	500 uv/m	4000 uv/m (onde de surface)	25 uv/m	200 uv/m
IV	Local	0.1 Kw à 0.25 Kw	500 uv/m	4000 uv/m (onde de surface)	25 uv/m	200 uv/m

*En conformité avec d'autres dispositions du présent Accord cette absence d'interférence ne s'applique pas en dehors des frontières du pays ou la station est située.

^b Seulement dans la mesure qu'elle provient de stations travaillant sur la même voie. Pour les voies adjacentes voir l'Appendice III Tableau I.

*Intensité d'onde d'espace dépassée pendant 10% du temps.

^d On ne devra pas attribuer à une station de la classe II travaillant la nuit (depuis le coucher jusqu'au lever du soleil), la même voie qu'à une station de la classe I-A, à une distance de moins de 650 milles à partir de la frontière la plus rapprochée du pays où la station de la classe I-A est située.

*Ces valeurs sont par rapport à l'interférence provenant de toutes les stations exceptées celles de la classe I qui pourront causer de l'interférence jusqu'aux limites d'une valeur plus élevée d'intensité de champ. Toutefois, on recommande de placer les stations de la classe II de telle sorte que l'interférence qu'elles reçoivent des stations de la classe I ne dépasse pas ces valeurs. Si les stations de la classe II sont limitées par les stations de la classe I à des valeurs plus élevées, ces dernières deviendront la règle par rapport à l'interférence provenant de toutes les autres classes de stations.

APENDICE III

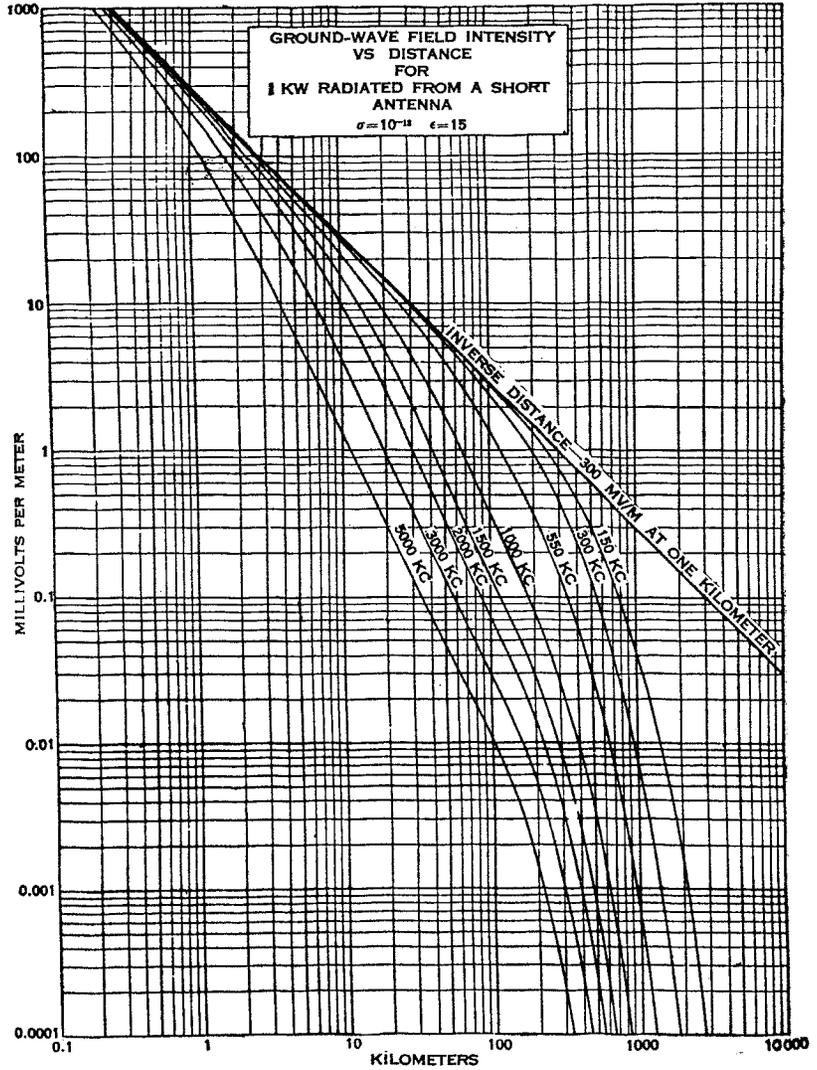
TABLEAU I

INTERFERENCE SUR VOIES ADJACENTES.

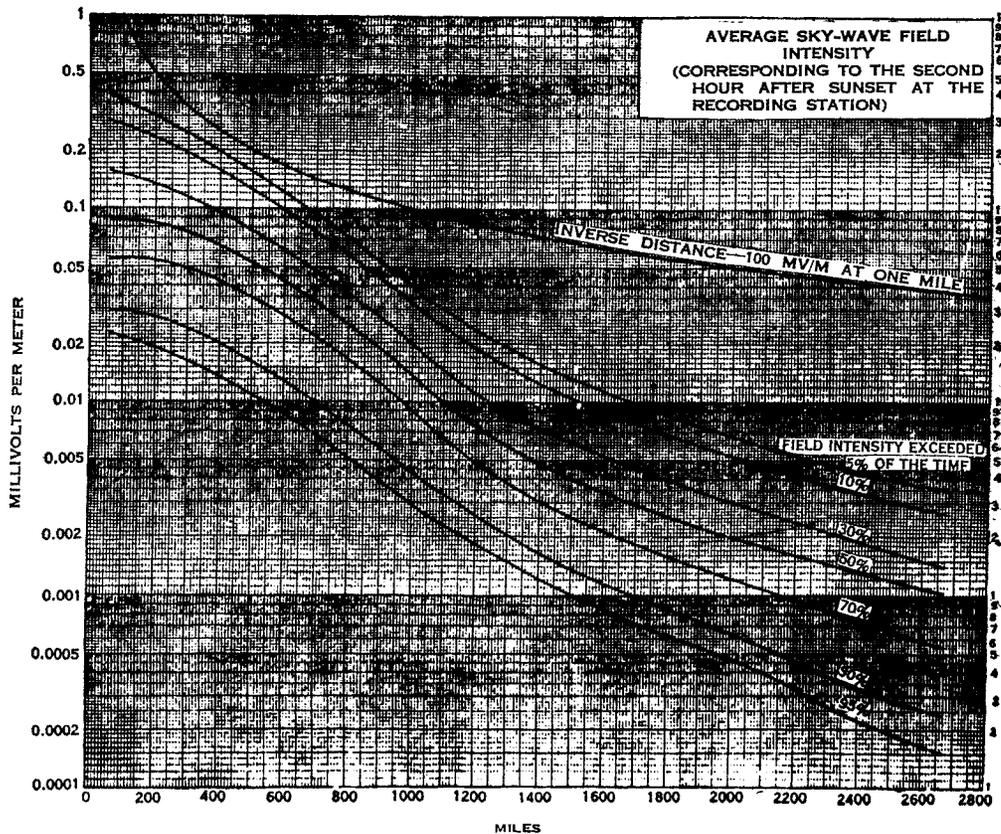
Intervalle de fréquence entre les stations dési- rées et non désirées.	Intensité de champ maximum de l'onde de surface de la sta- tion non désirée.
10 kc.	0. 25 mv/m
20 kc.	5. 0 mv/m
30 kc.	25. 0 mv/m

Le signal d'onde de surface non désiré devra être mesuré aux limites ou a l'intérieur des limites de l'onde de surface de 0.5mv/m de la station désirée. Ces valeurs s'appliquent à toutes les classes de stations le jour et la nuit et se rapportent aux ondes de surface seulement. On ne devra pas tenir compte de l'onde d'espace pour le calcul ou la mesure de l'interférence provenant des stations qui travaillent sur des voies adjacentes.

APENDICE IV



APENDICE V



APENDICE VI.

TABLEAUX DES DISTANCES EN MILLES

Les distances requises entre les stations de radio-diffusion sont indiquées dans les Tableaux suivants et répondent aux conditions suivantes:

- 1.—Des antennes non dirigées.
- 2.—Rendement d'antenne (exprimé en mv/m a la distance d'un mille et pour un kilowatt.)

Classe I - 225 mv/m

Classe II et III - 175 mv/m

Classe IV - 150 mv/m

- 3.—Fréquence: 1000 kc.
- 4.—Conductivité du sol, $s=10^{-12}$
- 5.—Constante diélectrique du sol, $e=15$.
- 6.—Propagation de l'onde de surface comme a l'Appendice IV.
- 7.—Propagation de l'onde de l'espace comme à l'Appendice V.
- 8.—Protection aux aires de service comme à l'Appendice II
Tableau I.
- 9.—Rapport du signal désiré au signal non désiré

Intervalle de fréquence	Rapport du signal désiré au signal non désiré.
<i>Même fréquence</i>	20:1
10 kc.	2:1
20 kc.	1:10
30 kc.	1:50

TABLEAU I

DISTANCE EN MILES EXIGEE ENTRE DES STATIONS DE RADIO-DIFFUSION QUI SONT SUR LA MEME VOIE POUR LES SERVICES DE JOUR.

Classe et Puissance.	Classes II et III										Classe I			
	100 w	250 w	0.25 kw	0.5 kw	1 kw	5 kw	10 kw	25 kw	50 kw	100 kw	250 kw	500 kw		
Classe IV														
100 w	143	165	172	192	213	265	285	310	335	390	417	437	462	
250 w	155	173	180	200	221	273	293	318	343	415	442	462	487	
Classes II et III														
0.25 kw	172	180	183	203	224	276	296	321	346	418	446	465	490	
0.5 kw	192	200	203	210	221	283	303	328	353	446	473	493	518	
1 kw	213	213	224	231	239	291	311	336	361	467	494	514	539	
5 kw	265	273	276	283	291	313	333	358	383	520	547	567	592	
10 kw	285	293	296	303	311	333	348	370	395	540	567	587	612	
25 kw	310	318	321	324	336	358	370	389	414	565	592	612	637	
50 kw	335	343	346	353	361	383	395	414	430	587	614	634	659	
Classe I														
10 kw	390	413	415	446	467	520	540	565	587	682	709	729	754	
25 kw	417	442	446	473	494	547	567	592	614	727	754	778	805	
50 kw	437	472	465	493	514	567	587	612	634	778	805	830	855	
100 kw	492	547	480	518	539	592	612	637	659	830	855	880	905	
250 kw	486	511	514	542	563	616	636	661	683	880	905	930	955	
500 kw	513	538	541	569	590	643	663	688	710	930	955	980	1005	

TABLEAU II.

DISTANCE EN MILES EXIGEE A PARTIR DE LA FRONTIERE D'UN PAYS OU EST SITUÉE UNE STATION DE LA CLASSE I-A, POUR L'EXPLOITATION PENDANT LE JOUR D'UNE STATION DE LA CLASSE II OCCUPANT LA MEME VOIE

Puissance de la Station.	Classe II					
	0.25 kw	0.5 kw	1 kw	5 kw	10 kw	25 kw
Distance en miles de la Front. etc.	237	261	262	335	355	360

TABLEAU III (suite)

DISTANCE EN MILES EXIGEE ENTRE LES STATIONS DE RADIO-DIFFUSION ETABLIES SUR DES VOIES ADJACENTES POUR L'EXPLOITATION DE JOUR ET DE NUIT.

Classe et Puissance	Classe II						Classe I																	
	25 kw		50 kw		10 kw		25 kw		50 kw		10 kw													
	10 kc	30 kc	10 kc	30 kc	10 kc	30 kc	10 kc	30 kc	10 kc	30 kc	10 kc	30 kc												
Classe IV																								
0.1 kw	172	116	110	190	131	126	162	107	102	183	126	121	203	144	139	277	211	206						
0.25 kw	180	118	111	198	134	127	170	110	103	191	129	122	211	147	140	285	214	207						
Classes II et III																								
0.25 kw	182	119	111	200	135	127	172	111	103	193	130	122	213	148	140	287	215	207						
0.5 kw	190	122	112	208	138	128	180	114	104	201	133	123	221	151	141	295	218	208						
1 kw	198	125	114	216	141	130	188	117	106	209	136	125	229	154	143	303	221	210						
5 kw	219	135	118	237	151	134	209	127	110	230	146	120	250	164	147	324	231	214						
10 kw	233	140	121	251	156	137	223	132	113	244	151	132	264	169	150	338	236	217						
25 kw	250	149	125	268	165	141	242	145	123	261	160	136	281	178	154	355	245	221						
50 kw	268	165	141	284	172	145	260	161	139	279	163	144	297	185	158	371	252	225						
Classe I																								
10 kw	242	145	123	260	161	139	232	137	115	253	156	134	273	174	152	347	241	219						
25 kw	261	160	136	279	168	144	253	166	134	272	163	139	310	181	167	366	248	224						
50 kw	281	178	154	297	185	158	273	174	152	292	181	157	310	190	161	384	257	227						
500 kw	355	245	221	371	252	225	347	241	219	366	248	224	384	257	227	451	291	247						

TABLEAU IV

INTERVALLE EN MILLES REQUIS ENTRE DES STATIONS DE RADIO-DIFFUSION
QUI SONT SUR LA MEME VOIE POUR LE SERVICE DE NUIT

Les Tableaux suivants indiquent la protection en milles que chaque
classe doit donner aux autres classes.

Classe I-A.—On n'exige pas de protection pour
les Classe II sur la même voie, pour
le service de nuit.

TABLEAU IV A

Classe I-B D'autres stations Classe I-B doivent
être protégées, de la façon indiquée
au Tableau suivant:

Classe I-B	10 kw	25 kw	50 kw
10 kw	2665	3010	3280
25 kw	3010	3243	3500
50 kw	3280	3500	3660

TABLEAU IV B

Classe II: D'autres Classes doivent être pro-
tégées de la façon indiquée au
Tableau suivant:

Classe II	Stations Classe II						Stations Classe I-B			Stations Classe I-A.	
	25 kw.	5 kw.	1 kw.	5 kw.	10 kw.	25 kw.	50 kw.	10 kw.	25 kw.	50 kw	Distance a partir de la frontière la plus proche du pays où est située la station. Classe I-A
.25 kw	451	602	732	1018	1136	1271	1529	1378	1610	1760	1038
.5 kw	602	606	736	1022	1140	1275	1533	1608	1735	1890	1180
1. Kw	732	736	739	1025	1143	1280	1535	1658	1885	2040	1335
5. Kw	1018	1022	1025	1039	1157	1292	1547	2165	2395	2550	1830
10. kw	1136	1140	1143	1157	1162	1298	1553	2450	2680	2830	2122
25. kw	1271	1275	1280	1292	1298	1310	1560	2880	3120	3260	2575
50. kw	1529	1533	1535	1547	1553	1560	1570	3090	3330	3480	2730

TABLEAU IV C

Classe III-A^a Doit protéger d'autres classes de la façon indiquée par le Tableau suivant:

Classe III-A	Classe III-A		Classe III-B	
	1 kw	5 kw	.5 kw	1 kw
1 kw	739	1025	550	553
5 kw	1025	1039	847	851

^a Voir l'Appendice VII au sujet de la protection que les stations Classe III doivent prêter aux stations Classe II sur des voies régionales.

TABLEAU IV D

Classe III-B^b Doit protéger d'autres classes de la façon indiquée par le Tableau suivant:

Classe III-B	Classe III-A		Classe III-B	
	1 kw	5 kw	.5 kw	1 kw
.5 kw	735	1020	383	550
1. kw	739	1025	550	553

^b Voir la note ^a à la page 7 [*supra*].

TABLEAU IV E

Classe IV Doit protéger d'autres Classes de la façon indiquée par le Tableau suivant:

Classe IV	Classe III-A		Classe III-B		Classe IV
	1 kw	5 kw	.5 kw	10 kw	
.1 kw	300	300	Sont déterminées par l'intervalle de jour		Sont déterminées par l'intervalle de jour
.25 kw	395	407			

TABLEAU IV F

INTERVALLE QUE DOIVENT OBSERVER LES STATIONS CLASSE I-A ET I-B POUR OBTENIR LA PROTECTION RECOMMANDÉE POUR LES STATIONS DE LA CLASSE II. (PÉRIMÈTRE DE L'ONDE DE SURFACE DE 2.5 MV/M)

Classe II (*)	Stations des Classes I-A et I-B.			
	10 kw	25 kw	50 kw	500 kw
. 25 kw	1248	1462	1520	2767
. 5 kw	1252	1470	1523	2771
1. kw	1256	1473	1528	2775
5. kw	1270	1484	1541	2789
10. kw	1275	1490	1546	2793
25. kw	1285	1498	1743	2803
50. kw	1293	1510	1750	2812

Note (*) On doit employer une antenne dirigée pour la protection de la station ou des stations dominantes avec ces intervalles.

TABLEAU IV G

INTERVALLE QUE DOIVENT OBSERVER LES STATIONS CLASSE III-A ET III-B POUR OBTENIR LA PROTECTION RECOMMANDÉE POUR UNE STATION DE LA CLASSE IV (PÉRIMÈTRE DE L'ONDE DE SURFACE DE 4.0 MV/M.)

Classe IV Puissance	Classe III-A ou III-B		
	.5	1.0	5.0
. 10	377	547	847
. 25	381	551	851

APPENDICE VII

PRINCIPES DE GÉNIE POUR L'USAGE DES VOIES RÉGIONALES PAR LES STATIONS DE LA CLASSE II, D'APRÈS LES DISPOSITIONS DE LA SECTION C 5 c.

Une station de la Classe II assignée à une voie régionale d'accord avec la section C 5 c, utilisera une antenne dirigée ou d'autres moyens pour limiter le signal d'interférence sur l'aire de service protégée d'une station de la Classe II sur la même voie aux valeurs indiqués dans l'Appendice II, Tableau I. Quand il s'agira de projets de stations le signal d'interférence sera déterminé d'accord avec les caractéristiques de l'antenne et de la courbe appropriée de l'Appendice V. Quand il s'agira d'une station existante le signal d'interférence sera déterminé par la methode décrite dans la Section E 4.

Les stations de la Classe III qui sont sur une voie qui a été attribuée à une station de la classe II, elles devront limiter l'interférence causée à une station de la Classe II, selon les dispositions de l'Appendice II, Tableau I.

Es copia fiel de su original.

[FOREIGN OFFICE SEAL]

MIGUEL ANGEL CAMPA
Subsecretario de Estado.

Ante, p. 1017.

AND WHEREAS, it is provided in Part V of the said agreement that to be valid the agreement must be ratified by Canada, Cuba, Mexico and the United States of America, and further that the ratifications must be deposited through diplomatic channels in the archives of the Government of Cuba, and that the Government of Cuba shall, through diplomatic channels, notify the other signatory Governments of the ratifications as soon as they are received, and in Part VI thereof that except for the provisions of Section 1 of Part III, Section 1 of Part V and paragraph 3 of Table VI of Appendix I annexed to the agreement (which provisions shall go into effect immediately upon the agreement becoming valid), the said agreement shall become effective one year after the date on which it shall have been ratified by the fourth of those Governments whose ratification is requisite to the validity of the agreement;

Ante, p. 1018.

Ante, pp. 1015, 1017,
1023.

AND WHEREAS, pursuant to Part V of the agreement, the Government of Cuba has notified the Government of the United States of America through diplomatic channels that the ratifications of the said agreement by Cuba, Haiti, the United States of America, Canada and Mexico were deposited in the archives of the Government of Cuba, on January 12, 1938, June 27, 1938, July 21, 1938, December 22, 1938 and March 29, 1940, respectively;

Ante, p. 1017.

Effective dates.

Ante, pp. 1017, 1018.

AND WHEREAS, in consequence of the deposit of the aforesaid ratifications and pursuant to the aforesaid provisions of Part V and Part VI of the said agreement, the said agreement became valid among the United States of America, Canada, Cuba, Haiti and Mexico, on March 29, 1940, the date of the deposit of the ratification of Mexico, which was the fourth of the ratifying Governments whose ratification was requisite to the validity of the agreement, and Section 1 of Part III and Section 1 of Part V of the said agreement, and paragraph 3 of Table VI of Appendix I annexed thereto became effective on March 29, 1940, and all other provisions of the said agreement will become effective on March 29, 1941, one year after the date of the deposit of the ratification of the said agreement by Mexico;

Ante, pp. 1015, 1017,
1023.

NOW, THEREFORE, I, Franklin D. Roosevelt, President of the United States of America, do hereby proclaim the said agreement and do call upon the United States of America and the citizens thereof to observe and fulfill the said agreement and every article and part thereof with good faith.

IN TESTIMONY 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-third day of January in the year of our Lord one thousand nine hundred and [SEAL] forty-one and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

Supplementary extradition convention between the United States of America and Guatemala. Signed at Guatemala City February 20, 1940; ratification advised by the Senate of the United States November 26, 1940; ratified by the President of the United States December 20, 1940; ratified by Guatemala June 20, 1940; ratifications exchanged at Guatemala City February 6, 1941; proclaimed by the President of the United States March 3, 1941.

February 20, 1940
[T. S. 963]

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 Guatemala was concluded and signed by their respective Plenipotentiaries at the city of Guatemala on the twentieth day of February, one thousand nine hundred and forty, the original of which Convention, being in the English and Spanish languages, is word for word as follows:

<p>SUPPLEMENTARY CONVENTION TO THE EXTRADITION TREATY CONCLUDED BETWEEN THE UNITED STATES OF AMERICA AND THE REPUBLIC OF GUATE- MALA ON FEBRUARY 27, 1903</p>	<p>CONVENCION SUPLEMENTARIA AL TRATADO DE EXTRADICION CONCLUIDO ENTRE LOS ESTA- DOS UNIDOS DE AMERICA Y GUATEMALA EL 27 DE FEBRERO DE 1903</p>
---	--

<p>The United States of America and the Republic of Guatemala, desiring to enlarge the list of crimes and offenses for which extradition may be granted in the terms of the Treaty concluded between the two countries on February 27, 1903; [1] and in the desire also to clear up certain doubts which may arise in the application of the said Treaty, and thus favor the administration of justice and prevent crime in their respective territories and jurisdictions, have resolved to conclude a supplementary Convention for that purpose and have appointed their Plenipotentiaries, to wit:</p>	<p>Los Estados Unidos de América y la República de Guatemala, deseando ampliar la lista de delitos por los cuales puede concederse la extradición en los términos del Tratado celebrado entre los dos países en 27 de febrero de 1903; [1] y en el deseo también de aclarar algunas dudas que pueden surgir en la aplicación del mencionado Tratado; y favorecer así la administración de justicia y prevenir los delitos en sus respectivos territorios y jurisdicciones, han resuelto celebrar Convención suplementaria con ese objeto y han nombrado sus Plenipotenciarios, a saber:</p>
---	---

Plenipotentiaries.

<p>The President of the United States of America, Fay Allen DesPortes, Envoy Extraordinary and Minister Plenipotentiary of</p>	<p>El Presidente de los Estados Unidos de América, al señor Fay Allen DesPortes, Enviado Extraordinario y Ministro Plenipoten-</p>
--	--

¹ [Treaty Series 425; 33 Stat. (pt. 2) 2147.]

the United States of America to the Guatemalan Government; and

The President of Guatemala, señor Licenciado Carlos Salazar, Secretary of State for Foreign Affairs,

who, after having exhibited their respective Full Powers, which were found to be in good and due form, have agreed upon the following Articles:

ciario de los Estados Unidos de América ante el Gobierno de Guatemala, y

El Presidente de Guatemala, al señor Licenciado Carlos Salazar, Secretario de Estado en el Despacho de Relaciones Exteriores;

quienes, después de haberse exhibido sus respectivos Plenos Poderes y haberlos encontrado en buena y debida forma, han convenido en los Artículos siguientes:

ARTICLE I

ARTICULO I

Extraditable crimes and offenses.

The High Contracting Parties agree to the addition of the following crimes and offenses, under number 23, to the list of the crimes and offenses specified in Article 2 of the Extradition Treaty concluded between the United States of America and the Republic of Guatemala on February 27, 1903, namely:

Las Altas Partes Contratantes convienen en que los delitos siguientes se adicionen, bajo el número 23, a la lista de los delitos especificados en el Artículo 2º del Tratado de Extradición celebrado entre los Estados Unidos de América y la República de Guatemala en 27 de febrero de 1903, es decir:

33 Stat. 2148.

Traffic in narcotics.

23. Violation of the laws prohibiting or regulating the traffic in narcotics, when the penalty to which violators are liable is one year's imprisonment or more.

23. Infracción de las leyes que prohíben o reglamentan el tráfico de estupefacientes, cuando la pena que corresponda a los infractores sea de un año de prisión o más.

The High Contracting Parties also agree to amend number 23 of Article 2 of the said Treaty of 1903, to make it read as follows, renumbering it number 24:

Las Altas Partes Contratantes convienen también en modificar el número 23 del Artículo 2º del referido Tratado de 1903, para que se lea como sigue, correspondiéndole el número 24:

Attempt to commit crime or participation as accessory.

24. Extradition shall also be granted for an attempt to commit any of the crimes or offenses listed above, or for participation in such crimes or offenses as an accessory before or after the fact, provided that all such violations are punishable with imprisonment of one year or more by the laws of both Contracting Parties.

24. También se deberá conceder la extradición por el delito frustrado o tentativa de los delitos antes enumerados, y por complicidad o encubrimiento en esos delitos, siempre que todas estas infracciones sean punibles con prisión de un año o más por las leyes de ambas Partes Contratantes.

ARTICLE II

ARTICULO II

Considered part of treaty of Feb. 27, 1903.

This Convention shall be considered as an integral part of the

Esta Convención será tenida como parte integrante del referido

said Extradition Treaty of February 27, 1903; and it is agreed that the participation as an accessory before or after the fact referred to in the foregoing Article shall be applied, in a proper case, to all the crimes or offenses listed in the said Treaty, and to the crimes or offenses included under number 23 of the Second Article of the above-mentioned Treaty, in the manner previously agreed upon.

Tratado de Extradición de 27 de febrero de 1903, y se conviene en que la complicidad o el encubrimiento a que se refiere el Artículo anterior se aplicarán, cuando fuere el caso, a todos los delitos enumerados en el referido Tratado, y a los delitos comprendidos en el número 23 del Artículo 2º del Tratado mencionado, en la forma antes convenida.

33 Stat. 2147.

ARTICLE III

ARTICULO III

In order to avoid, as far as may be possible, the doubts which might result from difference in the scope of the Spanish word "delito" and the English words "crime" and "offense", as well as the exact translation into Spanish of the expressions "attempt" and "accessories before or after the fact", and the exact translation into English of the words used in the Guatemalan penal legislation "tentativa", "cómplice" and "encubridor", the High Contracting Parties declare that for the application both of the Treaty of Extradition which they concluded on February 27, 1903, and for the application of the present Additional Convention, the Spanish word "delito" is equivalent to the English words "crime" and "offense"; that the Spanish words "delito frustrado" and "tentativa" are equivalent to the English word "attempt"; and that the Spanish names "cómplice" and "encubridor" are translated into English as "accessories before or after the fact".

A fin de evitar, hasta donde sea posible, las dudas que pudieran resultar de diferencia en el alcance de la palabra castellana "delito" y de las palabras inglesas "crime" y "offense", así como la exacta traducción al castellano de las palabras "attempt" y "accessories before or after the fact", y de la exacta traducción al inglés de las palabras usadas por la legislación penal guatemalteca "tentativa", "cómplice" y "encubridor", las Altas Partes Contratantes declaran que para la aplicación tanto del Tratado de Extradición que celebraron el 27 de febrero de 1903, como para la aplicación de la presente Convención adicional, la palabra castellana "delito" es equivalente de las palabras inglesas "crime" y "offense"; que las palabras castellanas "delito frustrado" y "tentativa" son equivalentes a la palabra inglesa "attempt"; y que los nombres castellanos "cómplice" y "encubridor" en inglés se traducen como "accessories before or after the fact".

Equivalent terms in English and Spanish.

ARTICLE IV

ARTICULO IV

This Convention shall be ratified and the ratifications exchanged in Guatemala City as soon as possible.

Esta Convención será ratificada y las ratificaciones se canjearán en la ciudad de Guatemala, tan pronto como sea posible.

Ratification.

Duration.

It shall come into force ten days after its publication in accordance with the laws of the High Contracting Parties, the said period to run from the date of its publication in the country last publishing, and it shall continue and shall terminate in the same manner as the above-mentioned Treaty of February 27, 1903.

In faith whereof the respective Plenipotentiaries have subscribed and affixed their seals to this Convention, in duplicate in the English and Spanish languages in the City of Guatemala on the twentieth day of February, nineteen hundred and forty.

FAY ALLEN DESPORTES.
[SEAL]

CARLOS SALAZAR
[SEAL]

AND WHEREAS the said Convention has been duly ratified on both parts and the ratifications of the two Governments were exchanged at Guatemala City on the sixth day of February, one thousand nine hundred and forty-one;

AND WHEREAS it is stipulated in Article IV of the said Convention that the Convention shall come into force ten days after its publication in accordance with the laws of the High Contracting Parties, the said period to run from the date of its publication in the country last publishing;

AND WHEREAS the said Convention was published by the Government of Guatemala in accordance with its laws on February 18, 1941;

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the Convention to be made public to the end that the same and every article and clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof on and from March 13, 1941, the tenth day after the date of this my Proclamation.

Effective date.

IN TESTIMONY WHEREOF, I have caused the Seal of the United States of America to be hereunto affixed.

DONE at the city of Washington this third day of March in the year of our Lord one thousand nine hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

Supplementary convention between the United States of America and Great Britain and Northern Ireland, Australia, and New Zealand respecting tenure and disposition of real and personal property. Signed at Washington May 27, 1936; ratification advised by the Senate of the United States June 13, 1938; ratified by the President of the United States July 5, 1938; ratified by His Majesty the King of the United Kingdom of Great Britain, Ireland and the British Dominions beyond the Seas, Emperor of India, in respect of Great Britain and Northern Ireland August 2, 1938; in respect of New Zealand December 18, 1939; and in respect of Australia September 2, 1940; ratifications exchanged at Washington March 10, 1941; proclaimed by the President of the United States March 17, 1941.

May 27, 1936
[T. S. 964]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS a supplementary convention between the United States of America and His Majesty the King of Great Britain, Ireland and the British Dominions beyond the Seas, Emperor of India, amending Article IV and the second paragraph of Article VI of the convention concerning the tenure and disposition of real and personal property signed at Washington on March 2, 1899,¹ was signed by their respective Plenipotentiaries for the United States of America on the one part, and for Great Britain and Northern Ireland, the Commonwealth of Australia, and the Dominion of New Zealand on the other part, at Washington on the twenty-seventh day of May, one thousand nine hundred and thirty-six, the original of which supplementary convention is word for word as follows:

The President of the United States of America and His Majesty the King of Great Britain, Ireland and the British Dominions beyond the Seas, Emperor of India, being desirous of amending Article IV and the second paragraph of Article VI of the Convention concerning the tenure and disposition of real and personal property signed at Washington on the 2nd March, 1899, have agreed to conclude a supplementary Convention for that purpose and have appointed as their Plenipotentiaries:

Plenipotentiaries.

The President of the United States of America:

Cordell Hull, Secretary of State of the United States of America;
and

His Majesty the King of Great Britain, Ireland and the British Dominions beyond the Seas, Emperor of India,

For Great Britain and Northern Ireland:

The Right Honorable Sir Ronald Lindsay, P. C., G. C. M. G., K. C. B., C. V. O., his Ambassador Extraordinary and Plenipotentiary at Washington;

¹ [Treaty Series 146; 31 Stat. 1939. See also the supplementary conventions of January 13, 1902 (Treaty Series 402; 32 Stat. 1914) and October 21, 1921 (Treaty Series 663; 42 Stat. 2147).]

For the Commonwealth of Australia:

The Right Honorable Sir Ronald Lindsay, P. C., G. C. M. G., K. C. B., C. V. O., his Ambassador Extraordinary and Plenipotentiary at Washington;

For the Dominion of New Zealand:

The Right Honorable Sir Ronald Lindsay, P. C., G. C. M. G., K. C. B., C. V. O., his Ambassador Extraordinary and Plenipotentiary at Washington;

Who, having communicated their full powers, found in due form, have agreed as follows:

ARTICLE I

As from the date of the entry into force of the present Convention, the following provisions shall be substituted for Article IV and the second paragraph of Article VI of the Convention concerning the tenure and disposition of real and personal property signed at Washington on the 2nd March, 1899:

"ARTICLE IV

Notice of adherence.

"1. The present Convention shall not be applicable to any colony or protectorate of His Majesty the King of Great Britain, Ireland and the British Dominions beyond the Seas, Emperor of India, nor to any other territory administered under the authority either of his Government in the United Kingdom of Great Britain and Northern Ireland, or of his Government in the Commonwealth of Australia, or of his Government in New Zealand, including any mandated territory in respect of which the mandate is exercised by his Government in the United Kingdom, his Government in the Commonwealth of Australia or his Government in New Zealand, unless a notice to that effect has been given at any time while the present Convention is in force to the Government of the United States of America by His Majesty's Representative at Washington. The Convention shall apply to any territory in respect of which such notice has been given as from the date of such notice.

"2. The present Convention shall not be applicable to any overseas territory under the authority of the United States of America unless a notice to that effect has been given at any time while the Convention is in force by the Representative of the United States in London. The Convention shall apply to any territory in respect of which such notice has been given as from the date of such notice.

Notice of termination.

"3. Either High Contracting Party may by a notification through the diplomatic channel terminate the application of the Convention to any territory to which it is applicable or has become applicable under either of the preceding paragraphs of this article, and the Convention shall cease to apply to any territory in respect of which such notification is made 12 months after the date of the receipt of the notification.

"Subjects or citizens" construed.

"4. The expression 'subjects or citizens' of one or the other High Contracting Party in the present Convention shall be

deemed to mean (a) in relation to His Majesty the King, all subjects of His Majesty and all persons under His Majesty's protection belonging to territories to which the Convention applies, (b) in relation to the United States of America all citizens of the United States and all persons enjoying the protection of the United States belonging to territories under the authority of the United States to which the Convention applies."

ARTICLE II

The present Convention shall be ratified by the President of the United States of America by and with the advice and consent of the Senate thereof and by His Majesty the King. The ratifications shall be exchanged at Washington and the Convention shall take effect as from the date of the exchange of ratifications.

Effective date.

In witness whereof the above mentioned Plenipotentiaries have signed the present Convention and have thereunto affixed their seals.

Done in duplicate at Washington, the twenty-seventh day of May, one thousand nine hundred and thirty-six.

For the United States of America:

CORDELL HULL [SEAL]

For Great Britain and Northern Ireland:

R. C. LINDSAY [SEAL]

For the Commonwealth of Australia:

R. C. LINDSAY [SEAL]

For the Dominion of New Zealand:

R. C. LINDSAY [SEAL]

AND WHEREAS the said supplementary convention has been duly ratified on both parts and the respective ratifications were duly exchanged in the city of Washington on the tenth day of March, one thousand nine hundred and forty-one;

Exchange of ratifications.

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said supplementary convention to be made public to the end that the same and every article and clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof.

IN TESTIMONY 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 seventeenth day of March, in the year of our Lord one thousand nine hundred and [SEAL] forty-one, and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State

September 24, 1940
[T. S. 965]

Convention between the United States of America and the Dominican Republic modifying the convention of December 27, 1924 respecting the collection and application of the customs revenues of the Dominican Republic. Signed at Washington September 24, 1940; ratification advised by the Senate of the United States February 14, 1941; ratified by the President of the United States March 8, 1941; ratified by the Dominican Republic October 31, 1940; ratifications exchanged at Washington March 10, 1941; proclaimed by the President of the United States March 17, 1941. 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 Dominican Republic, modifying the convention of December 27, 1924, [1] between the two countries, providing for the assistance of the United States of America in the collection and application of the customs revenues of the Dominican Republic, was signed by their respective Plenipotentiaries in the city of Washington on the twenty-fourth day of September, 1940, the original of which convention, being in the English and Spanish languages, is word for word as follows:

WHEREAS at the City of Washington, D. C. on the twenty-seventh day of December of 1924 a Convention was concluded and signed between the Plenipotentiaries of the United States of America and the Dominican Republic, providing for the assistance in the collection and application of the customs revenues of the Dominican Republic; and

POR CUANTO en la Ciudad de Washington, D. C., el día 27 de diciembre de 1924 se concertó y firmó una Convención entre los Plenipotenciarios de los Estados Unidos de América y de la República Dominicana, estipulando la ayuda de los Estados Unidos de América en la recaudación y aplicación de las rentas aduaneras de la República Dominicana; y

WHEREAS the Government of the United States of America and the Government of the Dominican Republic have performed their obligations under the said convention of 1924 in a manner satisfactory to both parties; and

POR CUANTO el Gobierno de los Estados Unidos de América y el Gobierno de la República Dominicana han cumplido sus obligaciones bajo dicha Convención de 1924 de una manera satisfactoria para ambas partes; y

WHEREAS the Government of the United States of America and the Government of the Dominican

POR CUANTO tanto el Gobierno de los Estados Unidos de América como el Gobierno de la Repúbli-

¹[Treaty Series 726; 44 Stat. 2162.]

Republic are both desirous of modifying the said Convention to the advantage of both parties and at the same time of safeguarding the rights of the holders of the bonds of the issues of 1922 and 1926;

The President of the United States of America, represented by Cordell Hull, Secretary of State of the United States of America, and

The President of the Dominican Republic, represented by Generalissimo Rafael Leonidas Trujillo Molina, Benefactor of the Country, Ambassador Extraordinary on Special Mission,

Who, having communicated to each other their respective full powers, found to be in good and due form, have agreed upon the following Articles:

ARTICLE I

The Government of the Dominican Republic shall collect through its appropriate national officials the customs revenues of the Dominican Republic and all revenues pertaining to the customs duties. The General Receivership of the Dominican Customs provided for in the Convention of December 27, 1924, shall cease to operate on the day on which the Dominican Government undertakes the collection of customs revenues.

All property and funds of the General Receivership shall be turned over on that day to the Government of the Dominican Republic.

No claim shall be advanced by either Government against the other on account of any act of the General Receivership.

ca Dominicana desean modificar dicha Convención a beneficio de ambas partes y al mismo tiempo proteger los derechos de los tenedores de bonos de los empréstitos de 1922 y 1926;

El Presidente de los Estados Unidos de América representado por Cordell Hull, Secretario de Estado de los Estados Unidos de América y

El Presidente de la República Dominicana representado por el Generalísimo Rafael Leonidas Trujillo Molina, Benefactor de la Patria, Embajador Extraordinario en Misión Especial,

Quienes, habiéndose comunicado mutuamente sus respectivos plenos poderes, los cuales fueron hallados en correcta y debida forma, han convenido en los siguientes artículos:

ARTÍCULO I

El Gobierno de la República Dominicana recaudará, por mediación de sus correspondientes funcionarios nacionales, las rentas aduaneras de la República Dominicana y todas las rentas correspondientes a los derechos de Aduanas. La Receptoría General de las Aduanas Dominicanas, estipulada en la Convención del 27 de diciembre de 1924, dejará de funcionar en la fecha en que el Gobierno Dominicano se haga cargo de la recaudación de las rentas aduaneras.

Todas las propiedades y fondos de la Receptoría General serán entregadas en la misma fecha al Gobierno de la República Dominicana.

Ninguna reclamación será hecha por un Gobierno contra el otro en razón de cualquier acto de la Receptoría General.

Collection of Dominican customs revenues, etc.

Termination of General Receivership.

Disposition of property and funds.

Claims barred.

ARTICLE II

ARTÍCULO II

Depository bank.

The Government of the United States of America and the Government of the Dominican Republic, in common accord, shall designate a Bank, with establishment in the Dominican Republic, as sole depository of all revenues and public funds of whatsoever nature of the Dominican Government.

Representative of
bondholders.

They likewise shall designate, by common accord, an official who shall act in the said Bank as representative of the holders of the bonds of the external debt of 1922 and 1926, in all matters that concern the service of the said external debt. If at any time the Bank so designated ceases for any reason to function in this capacity or if either Government shall deem a change advisable, a successor shall be designated under the procedure stipulated above. If the representative of the holders of the bonds of the external debt of 1922 and 1926 shall, for any reason, be unable to continue in that capacity, or if either Government shall deem a change advisable, his successor shall be designated in accordance with the same procedure established for the original designation. In the event that it should become necessary to designate a successor to either the Bank or the official representing the holders of the bonds of the external debt of 1922 and 1926, and in the further event that the two Governments should be unable to reach mutual accord on such designation within a period of three months, the Foreign Bondholders Protective Council, Incorporated, shall be requested to nominate said successor, and in the event of its failure to make such nomination the President or a Vice President of the

El Gobierno de los Estados Unidos de América y el Gobierno de la República Dominicana, de común acuerdo, designarán un banco con establecimiento en la República Dominicana, como único depositario de todas las rentas y fondos públicos de cualquier naturaleza del Gobierno Dominicano. Asimismo designarán, por común acuerdo, un funcionario para que actúe en dicho Banco como representante de los tenedores de bonos de la deuda externa de 1922 y 1926 en todo lo relativo al servicio de dicha deuda externa. Si en cualquier momento el Banco así designado deja de funcionar en esta capacidad por cualquier motivo, o si cualquiera de los Gobiernos estima aconsejable un cambio, se designará un sucesor de acuerdo con el procedimiento mencionado más arriba. Si el representante de los tenedores de bonos de la deuda externa de 1922 y 1926 no pudiere por cualquier motivo, continuar en tal capacidad, o si cualquiera de los Gobiernos estima aconsejable un cambio, su sucesor será designado de acuerdo con el mismo procedimiento establecido para la designación original. En el caso de que sea necesario nombrar un sucesor, bien del Banco o del funcionario que represente a los tenedores de bonos de la deuda externa de 1922 y 1926 y en el caso eventual de que los dos Gobiernos no puedan llegar a un acuerdo sobre dicha designación en el término de tres meses, se solicitará del Consejo Protector de Tenedores de Bonos Extranjeros Inc. que proponga dicho sucesor, y en el caso de que dicho Consejo no hiciera esa proposición, se solicitará del Presidente

American Bankers Association, or his duly authorized representative, shall be requested to make the nomination; provided, however, that neither a Bank nor a person previously rejected by either Government may be so nominated. In the event that a Bank or person is nominated in accordance with this procedure, the two Governments shall designate such nominee.

The official representing the holders of the bonds of the external debt of 1922 and 1926 shall, with the approval of the two Governments, designate a deputy to serve in his stead in the event of his temporary absence or incapacity.

ARTICLE III

During the first ten days of each calendar month the representative of the holders of the bonds of the external debt of 1922 and 1926 or his deputy shall receive, by endorsement and orders of payment which shall be issued to the Depository Bank by the Dominican Government through the intermediary of the Secretary of State for Treasury and Commerce, the sum necessary to cover monthly payments as follows:

(1) the payment of one-twelfth of the annual interest charges of all of the outstanding bonds of the external debt of 1922 and 1926;

(2) the payment of one-twelfth of the annual amounts designated for the amortization of the said bonds, including the interest of all the bonds which are or may be retained in the sinking fund. The said amortization shall be com-

o de uno de los Vicepresidentes de la Asociación Americana de Banqueros, o de su representante debidamente autorizado, que haga dicha proposición, a condición, sin embargo, de que ni un banco ni una persona anteriormente repudiada por cualquiera de los Gobiernos puedan ser propuestos. En el caso de que un banco o una persona sea propuesta de acuerdo con este procedimiento, los dos Gobiernos nombrarán al banco o persona en esa forma propuesta.

El funcionario que represente a los tenedores de bonos de la deuda externa de 1922 y 1926, nombrará, con la aprobación de los dos Gobiernos, el sustituto que ha de servir en su lugar en el caso de su ausencia o incapacidad temporales.

ARTÍCULO III

En los diez primeros días de cada mes natural el representante de los tenedores de bonos de la deuda externa de 1922 y 1926, o su sustituto, recibirá por endoso y mediante órdenes de pago que le serán dadas al Banco depositario por el Gobierno Dominicano por la vía de la Secretaría de Estado del Tesoro y Comercio, la suma necesaria para cubrir los pagos mensuales de la manera siguiente:

Primero:— Al pago de una duodécima parte de los intereses anuales de todos los bonos pendientes de la deuda externa de 1922 y 1926;

Segundo:— Al pago de una duodécima parte de las cantidades anuales señaladas para la amortización de dichos bonos, incluyendo el interés de todos los bonos que estén o puedan ser retenidos en el fondo de amortización. Dicha

Monthly payments.

puted and effected in accordance with the loan contracts as modified by the agreement between the Dominican Republic and the Foreign Bondholders Protective Council, Incorporated, concluded on August 16, 1934, and by the provisions of Article V of the present Convention;

(3) the payment of one-twelfth of the annual cost of the services rendered by the representative of the holders of the bonds of the external debt of 1922 and 1926, or his deputy, who shall receive salaries which are the subject of an exchange of notes attached hereto, which shall be given full force and effect as integral parts of this Convention, and a reasonable amount for expenses incurred in the performance of their duties, and the payment of one-twelfth of the annual amount agreed upon between the Dominican Government and the Depository Bank as the compensation for the services of the said Bank.

No disbursements of funds of the Dominican Government shall be made by the Depository Bank until the payments provided for in this Article shall have been made.

The sums received by the above-mentioned representative for the service of the bonds shall be immediately transmitted by him to the Fiscal Agent or Agents of the loans.

ARTICLE IV

The Government of the Dominican Republic declares that the interest and amortization service of the bonds of the external debt of 1922 and 1926 as well as the

amortización se calculará y efectuará de acuerdo con los Contratos de empréstitos modificados por el Convenio entre la República Dominicana y el Consejo Protector de Tenedores de Bonos Extranjeros Inc. celebrado en fecha 16 de agosto de 1934, y por las estipulaciones del artículo V del presente Acuerdo;

Tercero:— Al pago de una duodécima parte del costo anual de los servicios prestados por el representante de los tenedores de bonos de la deuda externa de 1922 y 1926, o su sustituto, quienes recibirán sueldos que se establecen mediante un cambio de notas, que se anexan a este documento, y a las cuales se les dará entera fuerza y efecto como parte integrante de este Acuerdo, y una suma razonable para gastos que ocasione el desempeño de sus deberes; y al pago de una duodécima parte de la suma anual convenida entre el Gobierno Dominicano y el Banco depositario como compensación de los servicios de dicho Banco.

Ningún desembolso de fondos de la República Dominicana será hecho por el Banco depositario hasta que los pagos previstos en este artículo hayan sido hechos.

Las sumas recibidas por el antedicho representante, para el servicio de los bonos, serán transmitidas inmediatamente por él al Agente o Agentes Fiscales de los empréstitos.

ARTÍCULO IV

El Gobierno de la República Dominicana declara que el servicio de intereses y amortización de los bonos de la deuda externa de 1922 y 1926, así como los pagos

First lien on revenues.

payments stipulated in the third numbered paragraph of Article III of the present Convention, constitute an irrevocable first lien upon all of its revenues of whatsoever nature.

estipulados en el tercer ordinal del artículo III del presente Acuerdo, constituyen una afectación irrevocable en primer rango de todas las rentas de cualquier naturaleza del Gobierno Dominicano.

ARTICLE V

ARTÍCULO V

In case the total collections from all the revenues of whatsoever nature of the Dominican Government should in any calendar year exceed twelve million five hundred thousand dollars (\$12,500,000) there shall be applied to the sinking fund for the redemption of bonds of the external debt of 1922 and 1926 which may be outstanding, ten percent (10%) of the excess above twelve million five hundred thousand dollars (\$12,500,000) but less than thirteen million five hundred thousand dollars (\$13,500,000), and in addition five percent (5%) of all sums exceeding thirteen million five hundred thousand dollars (\$13,500,000).

En el caso de que la recaudación total de todas las rentas de cualquier naturaleza del Gobierno Dominicano excediere en cualquier año de \$12.500.000 se aplicará al fondo de amortización para la redención de los bonos de la deuda externa de 1922 y 1926 que estén pendientes, un diez (10) por ciento del excedente sobre \$12.500.000 hasta la suma de \$13.500.000, y además, un cinco por ciento (5) de todas las sumas que excedan de \$13.500.000.

Application to sinking fund for redemption of bonds.

ARTICLE VI

ARTÍCULO VI

The representative of the holders of the bonds of the external debt of 1922 and 1926 shall have complete access to all records and books of the Depository Bank relating to the public revenues.

El representante de los tenedores de bonos de la deuda externa de 1922 y 1926 tendrá acceso completo a todos los records y libros del Banco depositario que tengan relación con las rentas públicas.

Access to records.

The Secretary of State for Treasury and Commerce of the Dominican Government shall supply monthly to the representative of the holders of the bonds of the loans of 1922 and 1926 complete and detailed reports, duly certified, of all the revenues and disbursements and other fiscal operations of the Dominican Government.

El Secretario de Estado del Tesoro y Comercio del Gobierno Dominicano suministrará mensualmente al representante de los tenedores de bonos de los empréstitos de 1922 y 1926, completos y detallados informes, debidamente certificados, de todas las entradas y desembolsos, así como de las otras operaciones fiscales, del Gobierno Dominicano.

Reports.

ARTICLE VII

ARTÍCULO VII

System of deposit of revenues.

The system of deposit of all revenues of the Dominican Republic shall be carried out in accordance with the Dominican laws of accounting and of the Treasury now governing such matters, and these laws as well as the powers conferred by this Convention upon the representative of the holders of the bonds of the loans of 1922 and 1926, shall not be modified by the Dominican Government during the life of this Convention without the previous consent of both Governments.

El sistema de depósitos de todas las rentas de la República Dominicana será efectuado de acuerdo con las leyes dominicanas de Contabilidad y de Hacienda que ahora rigen esa materia, y estas leyes así como las atribuciones conferidas por este Acuerdo al representante de los tenedores de bonos de los empréstitos de 1922 y 1926, no serán modificadas ni su fuerza disminuída por el Gobierno Dominicano durante la vigencia de este Acuerdo, sin el consentimiento previo de ambos Gobiernos.

ARTICLE VIII

ARTÍCULO VIII

Settlement of controversies.

Any controversy which may arise between the Government of the United States of America and the Government of the Dominican Republic in relation to the execution of the provisions of the present Convention shall, if possible, be settled through diplomatic channels. Upon notification by either the Government of the United States of America or the Government of the Dominican Republic that, in its opinion, possibilities of settlement by this means have been exhausted, such controversies shall be settled in accordance with the procedure stipulated in the Inter-American Arbitration Convention signed at Washington, January 5, 1929, [2] notwithstanding the provisions of Article 2 (a) thereof.

Cualesquiera controversias que puedan surgir entre el Gobierno de los Estados Unidos de América y el Gobierno de la República Dominicana en relación con la ejecución de las disposiciones del presente Acuerdo serán, si es posible, arregladas por la vía diplomática. Si el Gobierno de los Estados Unidos de América o el Gobierno de la República Dominicana notificare que, en su opinión, las posibilidades de arreglo por esta vía han sido agotadas, estas controversias serán solucionadas de acuerdo con el procedimiento estipulado en la Convención Interamericana de Arbitraje firmada en Washington el 5 de enero de 1929, no obstante las disposiciones del artículo 2o. (a) de dicha Convención.

ARTICLE IX

ARTÍCULO IX

Termination of prior convention.
Entry into force of present convention.

The Convention signed by the United States of America and the Dominican Republic on December

La Convención firmada por los Estados Unidos de América y la República Dominicana el 27 de

² [Treaty Series 886; 49 Stat. 3153.]

27, 1924, shall cease to have effect, and the present Convention shall enter into force upon the exchange of ratifications which shall take place in the City of Washington within thirty days following ratification by the Government which ratifies the later in point of time; provided, however, that Articles I, II and V of the said Convention of December 27, 1924 shall continue in full force and effect until the two Governments agree that there have been adopted and put into operation all the measures necessary for the execution of the present Convention.

The present Convention shall continue in full force and effect during the existence of the outstanding external bonds of 1922 and 1926. After the redemption or cancellation of the said bonds, the provisions of this Convention shall automatically cease to have effect.

IN WITNESS WHEREOF the respective Plenipotentiaries have signed the present Convention in duplicate in the English and Spanish languages, both texts being equally authoritative, and have hereunto affixed their seals.

Done in the City of Washington this twenty-fourth day of September, 1940.

[SEAL] CORDELL HULL
[SEAL] RAFAEL L. TRUJILLO

diciembre de 1924, cesará en sus efectos y el presente Acuerdo entrará en vigor cuando se lleve a efecto el cambio de ratificaciones, que tendrá lugar en la ciudad de Washington dentro de los treinta días siguientes a la ratificación por el Gobierno que, en cuanto a tiempo, sea el último en ratificar; a condición, sin embargo, de que los artículos I, II y V de dicha Convención del 27 de diciembre de 1924 continúen en toda su fuerza y efecto hasta que los dos Gobiernos reconozcan que se han adoptado y puesto en operación todas las medidas necesarias para la ejecución del presente Acuerdo.

El presente Acuerdo continuará en toda su fuerza y efecto durante el período de duración de los bonos externos de 1922 y 1926 aún pendientes. Después de la redención o cancelación de dichos bonos, las estipulaciones de este Acuerdo dejarán automáticamente de tener efecto.

EN TESTIMONIO DE LO CUAL los Plenipotenciarios firman y sellan este Acuerdo, en duplicado, en inglés y español, siendo ambos textos auténticos.

Hecho en la ciudad de Washington el día veinticuatro de septiembre de 1940.

Proviso.

Duration.

LEGACIÓN DE LA REPÚBLICA DOMINICANA

WASHINGTON

Septiembre 24 de 1940.

SEÑOR SECRETARIO:

Tengo el honor, por instrucciones de mi Gobierno, de referirme al Acuerdo entre la República Dominicana y los Estados Unidos de América, firmado hoy, y confirmarle el entendido al cual han llegado nuestros dos Gobiernos en lo relativo a sueldos del Representante, en los términos siguientes:

El Gobierno Dominicano se compromete a pagar al representante de los tenedores de bonos de la deuda externa de 1922 y 1926, un sueldo que no ha de exceder de diez mil dólares (\$10.000) por año, pagadero mensualmente. Durante la ausencia, licencia o incapacidad temporales del representante, su sueldo continuará; a condición sin embargo de que su licencia no exceda de sesenta días (60) con sueldo en cada año calendario, más el número de días necesarios para el viaje de ida y vuelta a su hogar. Durante la ausencia o incapacidad temporales del representante, el Gobierno Dominicano pagará a su sustituto un sueldo en proporción que no exceda de cinco mil dólares (\$5000.00) por año, pagadero mensualmente. El Gobierno Dominicano pagará una suma que no exceda de cinco mil dólares (\$5000.00) anuales para cubrir los gastos necesarios del representante y su sustituto, para transportación, operación de la oficina, costo de fianza y otros gastos similares incurridos en el desempeño de sus deberes oficiales.

Me valgo de esta oportunidad para reiterar a Vuestra Excelencia el testimonio de mi más alta consideración.

RAFAEL L. TRUJILLO

Embajador Extraordinario en Misión Especial.

Su Excelencia

CORDELL HULL,

*Secretario de Estado.**Washington, D. C.*

DEPARTMENT OF STATE

WASHINGTON

September 24, 1940.

EXCELLENCY:

I have the honor to acknowledge the receipt of your note of today's date relating to the agreement arrived at by our two Governments concerning the salaries for the representative of the holders of the bonds of the external debt of 1922 and 1926 and his deputy, in which you confirm your Government's understanding of the agreement in the following terms:

The Dominican Government undertakes to pay to the representative of the holders of the bonds of the external debt of 1922

Salaries for bond-holders' representative and deputy.

and 1926, a salary not to exceed ten thousand dollars (\$10,000) per annum, payable monthly. In the temporary absence, leave, or incapacity of the representative his salary will continue; provided, however, that his leave of absence may not exceed sixty (60) days with pay in each calendar year plus the number of days necessary to travel to and from his home. During the temporary absence or incapacity of the representative the Dominican Government will pay to his deputy a salary at a rate not to exceed five thousand dollars (\$5,000) per annum, payable monthly.

The Dominican Government will pay a sum not to exceed five thousand dollars (\$5,000) annually to defray the necessary expenditures of the representative and his deputy for transportation, the operation of an office, cost of bonding, and other similar expenditures incurred in performing their official duties.

Your statement of the agreement represents my understanding of the arrangement and is satisfactory to the Government of the United States of America.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

His Excellency

DR. RAFAEL L. TRUJILLO,
*Ambassador Extraordinary of the
Dominican Republic on Special Mission.*

I certify the foregoing to be a true copy of the original note.

CORDELL HULL
Secretary of State.

AND WHEREAS the said convention has been duly ratified on both parts, and the ratifications of the two Governments were exchanged in the city of Washington on the tenth day of March one thousand nine hundred and forty-one;

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 article and clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof.

IN TESTIMONY 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 seventeenth day of March, in the year of our Lord one thousand nine hundred and [SEAL] forty-one, and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

EXCHANGES OF NOTES

The Ambassador Extraordinary of the Dominican Republic on Special Mission to the Secretary of State

LEGACIÓN DE LA REPÚBLICA DOMINICANA

WASHINGTON

Septiembre 24 de 1940.

SEÑOR SECRETARIO:

Tengo el honor, por instrucciones de mi Gobierno, de referirme al Acuerdo entre la República Dominicana y los Estados Unidos de América, firmado hoy, y confirmarle el entendido al cual han llegado nuestros dos Gobiernos en lo relativo a ciertas reclamaciones, en los términos siguientes:

El Gobierno Dominicano desea aprovechar esta feliz oportunidad para arreglar otro asunto existente entre ambos Gobiernos y con lo cual se reforzarán las armoniosas relaciones ya existentes entre nuestros dos Países.

El Gobierno de la República Dominicana incluirá en su próxima Ley de Gastos Públicos y en las subsiguientes hasta tanto sea necesario, una apropiación anual de ciento veinte y cinco mil dólares (\$125.000) la cual será aplicada cada año exclusivamente al pago de reclamaciones *bona fide* que nacionales de los Estados Unidos de América tengan contra el Gobierno de la República Dominicana.

Me valgo de esta oportunidad para reiterar a Vuestra Excelencia el testimonio de mi más alta consideración.

RAFAEL L. TRUJILLO

Embajador Extraordinario en Mision Especial.

Su Excelencia

CORDELL HULL,

Secretario de Estado.

Washington, D. C.

[Translation]

LEGATION OF THE DOMINICAN REPUBLIC,

WASHINGTON,

September 24, 1940.

MR. SECRETARY:

I have the honor, on instructions of my Government, to refer to the convention between the Dominican Republic and the United States of America, signed today, and to confirm to you the understanding reached by our two Governments with respect to certain claims, in the following terms:

The Dominican Government desires to seize this propitious moment to settle a further matter outstanding between the two Governments, thus reinforcing the harmonious relations already existing between our two countries.

Payment of claims.

The Dominican Republic will include in its next annual budget and in ensuing budgets as long as may be necessary, an annual appropriation of one hundred and twenty-five thousand dollars (\$125,000) which shall be paid out each year exclusively to the liquidation of *bona fide* claims by nationals of the United States of America against the Government of the Dominican Republic.

I avail myself of this opportunity to renew to Your Excellency the assurance of my highest consideration.

RAFAEL L. TRUJILLO

Ambassador Extraordinary on Special Mission

His Excellency

CORDELL HULL,

Secretary of State,

Washington, D. C.

The Secretary of State to the Ambassador Extraordinary of the Dominican Republic on Special Mission

DEPARTMENT OF STATE

WASHINGTON

September 24, 1940.

EXCELLENCY:

I have the honor to acknowledge the receipt of your note of today's date relating to the agreement arrived at by our two Governments in relation to the policy of the Dominican Government concerning the liquidation of its unfunded indebtedness to nationals of the United States of America in which you confirm your Government's understanding of the agreement in the following terms:

The Dominican Government desires to seize this propitious moment to settle a further matter outstanding between the two Governments, thus reinforcing the harmonious relations already existing between our two peoples.

The Dominican Republic will include in its next annual budget and in ensuing budgets as long as may be necessary, an annual appropriation of one hundred and twenty-five thousand dollars (\$125,000) which shall be paid out each year exclusively to the liquidation of *bona fide* claims by American nationals against the Government of the Dominican Republic.

Your statement of the agreement represents my understanding of the arrangement and is satisfactory to the Government of the United States of America.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

His Excellency

DR. RAFAEL L. TRUJILLO,

Ambassador Extraordinary of the

Dominican Republic on Special Mission.

The Ambassador Extraordinary of the Dominican Republic on Special Mission to the Secretary of State

LEGACIÓN DE LA REPÚBLICA DOMINICANA

WASHINGTON

Septiembre 24 de 1940.

SEÑOR SECRETARIO:

Tengo el honor, por instrucciones de mi Gobierno, de referirme al Acuerdo entre la República Dominicana y los Estados Unidos de América, firmado hoy, y confirmarle el entendido al cual han llegado nuestros dos Gobiernos en lo relativo a pensiones, en los términos siguientes:

En reconocimiento de los largos y leales servicios prestados por los Señores W. E. Pulliam y N. L. Orme en relación con sus deberes como funcionarios de la Receptoría General de Aduanas, y quienes desde su retiro han venido recibiendo pensiones de doscientos dólares (\$200.00) por mes, el Gobierno Dominicano conviene en pagar a los Señores Pulliam y Orme pensiones por esas sumas durante el tiempo de sus vidas.

El Gobierno Dominicano iniciará y asegurará la promulgación de leyes con las estipulaciones necesarias para estos pagos en la fecha en que entre en vigor el Acuerdo firmado hoy.

En los diez primeros días de cada mes calendario, después de eso, el Gobierno Dominicano se compromete a notificar al Banco depositario del Gobierno Dominicano el pago de las pensiones mencionadas más arriba. Una copia de esta Nota, después de haber sido debidamente refrendada y una vez que haya sido recibida por el Banco depositario del Gobierno Dominicano constituirá la autoridad del Banco para detener cualquier desembolso del Gobierno, hasta haber recibido aviso de dicho pago de las pensiones mencionadas más arriba.

El Gobierno Dominicano conviene formalmente que el compromiso expresado aquí tiene la misma fuerza y validéz que el Acuerdo firmado hoy.

Me valgo de esta oportunidad para reiterar a Vuestra Excelencia el testimonio de mi más alta consideración.

RAFAEL L. TRUJILLO

Embajador Extraordinario en Misión Especial.

Su Excelencia

CORDELL HULL,

Secretario de Estado.

Washington, D. C.

[Translation]

LEGATION OF THE DOMINICAN REPUBLIC,
WASHINGTON,
September 24, 1940.

MR. SECRETARY:

I have the honor, on instructions of my Government, to refer to the convention between the Dominican Republic and the United States of America, signed today, and to confirm to you the understanding reached by our two Governments with regard to pensions, in the following terms:

In recognition of the long and faithful services of Messrs. W. E. Pulliam and N. L. Orme, performed in connection with their duties as officials of the General Receivership of Customs, and who have, since their retirement, been receiving pensions of two hundred dollars (\$200.00) per month, the Dominican Government agrees to pay to Messrs. Pulliam and Orme pensions of that amount during their lifetimes.

W. E. Pulliam and
N. L. Orme, pensions.

The Dominican Government will initiate and insure the passage of legislation making the necessary provisions for these payments on the date on which the convention signed today becomes effective.

During the first ten days of each calendar month thereafter the Dominican Government undertakes to notify the Depository Bank of the Dominican Government of the payment of the above-mentioned pensions. A copy of this note, after it has been duly authenticated and when it shall have been received by the Depository Bank of the Dominican Government, shall constitute the Bank's authority for withholding any disbursement of the Government until notice of the said payment of the above-mentioned pensions has been received.

The Dominican Government formally agrees that the undertaking herein expressed has the same force and validity as the convention signed today.

I avail myself of this opportunity to renew to Your Excellency the assurance of my highest consideration.

RAFAEL L. TRUJILLO
Ambassador Extraordinary on Special Mission

His Excellency
CORDELL HULL,
Secretary of State,
Washington, D. C.

The Secretary of State to the Ambassador Extraordinary of the Dominican Republic on Special Mission

DEPARTMENT OF STATE
WASHINGTON

September 24, 1940.

EXCELLENCY:

I have the honor to acknowledge the receipt of your note of today's date, relating to the agreement arrived at by our two Governments concerning pensions to certain individuals, in which you confirm your Government's understanding of the agreement in the following terms:

In recognition of the long and faithful services of Messrs. W. E. Pulliam and N. L. Orme, performed in connection with their duties as officials of the General Receivership of Dominican Customs, and who have, since their retirement, been receiving pensions of two hundred dollars (\$200.00) per month, the Dominican Government agrees to pay to Messrs. Pulliam and Orme pensions of that amount during their lifetimes.

The Dominican Government will initiate and insure the passage of legislation making the necessary provisions for these payments on the date on which the Convention signed today becomes effective.

During the first ten days of each calendar month thereafter the Dominican Government undertakes to notify the Depository Bank of the Dominican Government of the payment of the above mentioned pensions.

A copy of this note, after it has been duly authenticated and when it shall have been received by the Depository Bank of the Dominican Government, shall constitute the Bank's authority for withholding any disbursement of the Dominican Government until notice of the said payment of the above mentioned pensions has been received.

The Dominican Government formally agrees that the undertaking herein expressed has the same force and validity as the Convention signed today.

Your statement of the agreement represents my understanding of the arrangement and is satisfactory to the Government of the United States of America.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

His Excellency

DR. RAFAEL L. TRUJILLO,

Ambassador Extraordinary of the

Dominican Republic on Special Mission.

The Ambassador Extraordinary of the Dominican Republic on Special Mission to the Secretary of State

LEGACIÓN DE LA REPÚBLICA DOMINICANA

WASHINGTON

Septiembre 24 de 1940.

SEÑOR SECRETARIO:

Tengo el honor, por instrucciones de mi Gobierno, de referirme al Acuerdo entre la República Dominicana y los Estados Unidos de América, firmado hoy, y confirmarle el entendido al cual han llegado nuestros dos Gobiernos en lo relativo a interpretaciones, en los términos siguientes:

La frase "todas las rentas y fondos públicos de cualquier naturaleza del Gobierno Dominicano" empleada en el Acuerdo firmado hoy por nosotros para la sustitución de la Convención del 27 de diciembre de 1924, comprende el depósito y garantía de cualquiera y todas las rentas del Gobierno Dominicano, de cualquier fuente que procedan, ya sean llamadas rentas, aduanas, derechos, consumos, retribuciones al Estado, multas, impuestos, cargas, tributo o cualquiera otra clase de rentas similares, recibos o fondos que pertenezcan al y estén bajo el control del Gobierno de la República Dominicana. Queda entendido que tal frase no incluye fondos bajo el control del Gobierno Dominicano que, de acuerdo con las leyes actuales, son cobrados para, pertenecen a, y son prorrateados entre, los Ayuntamientos, los cuales son autónomos de conformidad con la Constitución del Estado.

Me valgo de esta oportunidad para reiterar a Vuestra Excelencia el testimonio de mi más alta consideración.

RAFAEL L. TRUJILLO

Embajador Extraordinario en Misión Especial.

Su Excelencia

CORDELL HULL,

Secretario de Estado.

Washington, D. C.

[Translation]

LEGATION OF THE DOMINICAN REPUBLIC,

WASHINGTON,

September 24, 1940.

MR. SECRETARY:

I have the honor, on instructions of my Government, to refer to the convention between the Dominican Republic and the United States of America, signed today, and to confirm to you the understanding reached by our two Governments with regard to interpretations, in the following terms:

The term "all revenues and public funds of whatsoever nature of the Dominican Government" employed in the Convention signed by us today to replace the Convention of December 27,

Interpretation of term "all revenues," etc.

1924, embraces the deposit and pledge of any and all income and receipts of the Dominican Government, from whatsoever source derived, whether known as taxes, duties, excises, fees, contributions to the State, fines, imposts, charges, levies or any other kind of similar income, receipts, or funds which belong to and are under the control of the Government of the Dominican Republic. It is understood that the term does not include funds under the control of the Dominican Government which under existing law are collected for, belong to, and are distributed among the municipalities, which are autonomous under the constitution of the State.

I avail myself of this opportunity to renew to Your Excellency the assurance of my highest consideration.

RAFAEL L. TRUJILLO

Ambassador Extraordinary on Special Mission

His Excellency

CORDELL HULL,

Secretary of State,

Washington, D. C.

The Secretary of State to the Ambassador Extraordinary of the Dominican Republic on Special Mission

DEPARTMENT OF STATE

WASHINGTON

September 24, 1940.

EXCELLENCY:

I have the honor to acknowledge the receipt of your note of today's date relating to the agreement arrived at by our two Governments concerning the term "all revenues and public funds of whatsoever nature of the Dominican Republic" employed in Article II of the convention signed by us today, in which you confirm your Government's understanding of the agreement in the following terms:

The term "all revenues and public funds of whatsoever nature of the Dominican Republic" employed in Article II of the Convention between the United States of America and the Dominican Republic signed September 24, 1940, embraces any and all income and receipts of the Dominican Republic from whatsoever source derived whether known as taxes, duties, excises, fees, fines, imposts or charges and any other or similar income, receipts or funds which belong to and are under the control of, the Government of the Dominican Republic. It is understood that the term does not include funds under the control of the Government of the Dominican Republic, which under existing law are collected for, and belong to, and are distributed to the municipalities, which are autonomous under the Dominican constitution.

Your statement of the agreement represents my understanding of the arrangement and is satisfactory to the Government of the United States of America.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

His Excellency

DR. RAFAEL L. TRUJILLO,
*Ambassador Extraordinary of the
Dominican Republic on Special Mission.*

*The Ambassador Extraordinary of the Dominican Republic on Special
Mission to the Secretary of State*

LEGACIÓN DE LA REPÚBLICA DOMINICANA

WASHINGTON

Marzo 10 de 1941.

SEÑOR SECRETARIO:

En cumplimiento de las instrucciones recibidas de mi Gobierno, tengo el honor de referirme al Acuerdo suscrito entre la República Dominicana y los Estados Unidos de América, cuyas ratificaciones cambiamos hoy, y particularmente al siguiente párrafo del artículo II del mismo que establece:

“Asimismo (el Gobierno de la República Dominicana y el Gobierno de los Estados Unidos de América) designarán, por común acuerdo, un funcionario para que actúe en dicho Banco como representante de los tenedores de bonos de la deuda externa de 1922 y 1926 en todo lo relativo al servicio de dicha deuda externa”.

En consecuencia, el Gobierno de la República Dominicana propone que, por mutuo acuerdo entre nuestros dos Gobiernos y para los fines estipulados en el Acuerdo, el señor Oliver P. Newman sea designado como representante de los tenedores de bonos de la deuda externa de 1922 y 1926.

Me valgo de esta oportunidad para renovar a Vuestra Excelencia el testimonio de mi más alta consideración.

RAFAEL L. TRUJILLO
*Embajador Extraordinario y
Plenipotenciario en Misión Especial.*

Su Excelencia

el Señor CORDELL HULL,
Secretario de Estado.

Washington, D. C.

[Translation]

LEGATION OF THE DOMINICAN REPUBLIC,

WASHINGTON,

March 10, 1941.

MR. SECRETARY:

I have the honor, on instructions from my Government, to refer to the convention between the Dominican Republic and the United

States of America, the ratifications of which we exchanged today, and particularly to the following sentence of article II which provides that:

“They (the Government of the Dominican Republic and the Government of the United States of America) likewise shall designate, by common accord, an official who shall act in the said Bank as representative of the holders of the bonds of the external debt of 1922 and 1926, in all matters that concern the service of the said external debt.”

Designation of Mr. Oliver P. Newman as bondholders' representative.

The Government of the Dominican Republic proposes accordingly that, by mutual accord between our two Governments and for the purposes stipulated in the convention, Mr. Oliver P. Newman be designated as the representative of the holders of the bonds of the external debt of 1922 and 1926.

I avail myself of this opportunity to renew to Your Excellency the assurance of my highest consideration.

RAFAEL L. TRUJILLO
*Ambassador Extraordinary and
Plenipotentiary on Special Mission*

His Excellency

CORDELL HULL,
*Secretary of State,
Washington, D. C.*

The Secretary of State to the Ambassador Extraordinary of the Dominican Republic on Special Mission

DEPARTMENT OF STATE
WASHINGTON
March 10, 1941

EXCELLENCY:

I have the honor to acknowledge the receipt of your note of today's date, reading as follows:

“I have the honor, on instructions from my Government, to refer to the Convention between the Dominican Republic and the United States of America, the ratifications of which were exchanged today, and particularly to the following sentence of Article II which provides that:

‘They (the Government of the Dominican Republic and the Government of the United States of America) likewise shall designate, by common accord, an official who shall act in the said Bank as representative of the holders of the bonds of the external debt of 1922 and 1926, in all matters that concern the service of the said external debt.’

“The Government of the Dominican Republic proposes accordingly that, by mutual accord between the two Governments for the purposes stipulated in the Convention, Mr. Oliver P. Newman be designated as the representative of the holders of the bonds of the external debt of 1922 and 1926.”

In reply I have the honor to state that the proposal of the Dominican Government is agreeable to the Government of the United States, namely, that Mr. Oliver P. Newman be designated as the representative of the holders of the bonds of the external debt of 1922 and 1926.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

His Excellency

Dr. RAFAEL L. TRUJILLO,
*Ambassador Extraordinary of the
Dominican Republic on Special Mission.*

*The Ambassador Extraordinary of the Dominican Republic on Special
Mission to the Secretary of State*

LEGACIÓN DE LA REPÚBLICA DOMINICANA

WASHINGTON

Marzo 10 de 1941.

SEÑOR SECRETARIO:

En cumplimiento de las instrucciones recibidas de mi Gobierno, tengo el honor de referirme a las notas que cambiamos en esta Capital el 24 de septiembre de 1940, relativas al sueldo del funcionario que actuará en el Banco Depositario del Gobierno Dominicano como representante de los tenedores de bonos de la deuda externa de 1922 y 1926.

A este respecto tengo el honor de informar a Vuestra Excelencia que el Gobierno de la República Dominicana se propone pagar a dicho representante un sueldo de diez mil dólares (\$10.000.00) por año, pagaderos mensualmente.

Me valgo de esta oportunidad para renovar a Vuestra Excelencia el testimonio de mi más alta consideración.

RAFAEL L. TRUJILLO
*Embajador Extraordinario y
Plenipotenciario en Misión Especial.*

Su Excelencia

el Señor CORDELL HULL,
*Secretario de Estado.
Washington, D. C.*

[Translation]

LEGATION OF THE DOMINICAN REPUBLIC,

WASHINGTON,

March 10, 1941.

MR. SECRETARY:

I have the honor, on instructions of my Government, to refer to the notes which we exchanged in this Capital on September 24, 1940 with regard to the salary of the official who is to act in the Depository Bank of the Dominican Government as representative of the holders of the bonds of the external debt of 1922 and 1926.

Salary of bondholders' representative.

In this connection, I have the honor to inform Your Excellency that the Government of the Dominican Republic proposes to pay to that representative a salary of ten thousand dollars (\$10,000) per annum, payable monthly.

I avail myself of this opportunity to renew to Your Excellency the assurance of my highest consideration.

RAFAEL L. TRUJILLO
*Ambassador Extraordinary and
Plenipotentiary on Special Mission*

His Excellency
CORDELL HULL,
*Secretary of State,
Washington, D. C.*

The Secretary of State to the Ambassador Extraordinary of the Dominican Republic on Special Mission

DEPARTMENT OF STATE
WASHINGTON
March 10, 1941

EXCELLENCY:

I have the honor to acknowledge the receipt of your note of today's date, reading as follows:

"I have the honor, on instructions of my Government, to refer to the notes which we exchanged at Washington on September 24, 1940 with regard to the salary of the official who is to act in the Depository Bank of the Dominican Government as representative of the holders of the bonds of the external debt of 1922 and 1926.

"In this connection, I have the honor to inform Your Excellency that the Government of the Dominican Republic proposes to pay to that representative a salary of ten thousand dollars (\$10,000) per annum, payable monthly."

In reply, I have the honor to state that the proposal of the Dominican Government is agreeable to the Government of the United States, namely, that the Dominican Government will pay the official who is to act as the representative of the bonds of the external debt of 1922 and 1926 a salary of ten thousand dollars (\$10,000) per annum, payable monthly.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

His Excellency
DR. RAFAEL L. TRUJILLO,
*Ambassador Extraordinary of the
Dominican Republic on Special Mission.*

The Ambassador Extraordinary of the Dominican Republic on Special Mission to the Secretary of State

LEGACIÓN DE LA REPÚBLICA DOMINICANA

WASHINGTON

Marzo 10 de 1941.

SEÑOR SECRETARIO:

En cumplimiento de las instrucciones recibidas de mi Gobierno, tengo el honor de referirme al Acuerdo suscrito entre la República Dominicana y los Estados Unidos de América, cuyas ratificaciones cambiamos hoy, y particularmente al siguiente párrafo del artículo II del mismo que establece:

“El Gobierno de la República Dominicana y el Gobierno de los Estados Unidos de América, de común acuerdo, designarán un banco con establecimiento en la República Dominicana, como único depositario de todas las rentas y fondos públicos de cualquier naturaleza del Gobierno Dominicano”.

En consecuencia, el Gobierno de la República Dominicana propone que, por mutuo acuerdo entre nuestros dos Gobiernos y para los fines estipulados en el Acuerdo, la sucursal del National City Bank of New York establecida en Ciudad Trujillo, República Dominicana, sea designada como banco depositario.

Me valgo de esta oportunidad para renovar a Vuestra Excelencia el testimonio de mi más alta consideración.

RAFAEL L. TRUJILLO
Embajador Extraordinario y
Plenipotenciario en Misión Especial.

Su Excelencia
el Señor CORDELL HULL,
Secretario de Estado.
Washington, D. C.

[Translation]

LEGATION OF THE DOMINICAN REPUBLIC,
WASHINGTON,
March 10, 1941.

MR. SECRETARY:

I have the honor, on instructions of my Government, to refer to the convention between the Dominican Republic and the United States of America, the ratifications of which we exchanged today, and particularly to the following sentence of article II which provides that:

“The Government of the Dominican Republic and the Government of the United States of America, in common accord, shall designate a Bank, with establishment in the Dominican Republic, as sole depository of all revenues and public funds of whatsoever nature of the Dominican Government.”

Designation of de-
pository bank.

The Government of the Dominican Republic proposes accordingly that, by mutual accord between our two Governments and for the purposes stipulated in the convention, the branch of the National City Bank of New York established in Ciudad Trujillo, Dominican Republic, be designated as the Depository Bank.

I avail myself of this opportunity to renew to Your Excellency the assurance of my highest consideration.

RAFAEL L. TRUJILLO
*Ambassador Extraordinary and
Plenipotentiary on Special Mission*

His Excellency

CORDELL HULL,
*Secretary of State,
Washington, D. C.*

*The Secretary of State to the Ambassador Extraordinary of the
Dominican Republic on Special Mission*

DEPARTMENT OF STATE
WASHINGTON
March 10, 1941

EXCELLENCY:

I have the honor to acknowledge the receipt of your note of today's date, reading as follows:

"I have the honor, on instructions of my Government, to refer to the Convention between the Dominican Republic and the United States of America, the ratifications of which were exchanged today, and particularly to the following sentence of Article II which provides that:

'The Government of the United States of America and the Government of the Dominican Republic, in common accord, shall designate a Bank, with establishment in the Dominican Republic, as sole depository of all revenues and public funds of whatsoever nature of the Dominican Government.'

"The Government of the Dominican Republic proposes accordingly that, by mutual accord between the two Governments for the purposes stipulated in the Convention, the branch of the National City Bank of New York established in Ciudad Trujillo, Dominican Republic, be designated as the Depository Bank."

In reply I have the honor to state that the proposal of the Dominican Government is agreeable to the Government of the United States, namely, that the branch of the National City Bank of New York established in Ciudad Trujillo, Dominican Republic, be designated

as the Depository Bank for the purposes stipulated in the Convention, the ratifications of which were exchanged today.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

His Excellency

Dr. RAFAEL L. TRUJILLO,
*Ambassador Extraordinary of the
Dominican Republic on Special Mission.*

*The Secretary of State for Foreign Affairs of the Dominican Republic
to the American Minister*

REPUBLICA DOMINICANA
SECRETARIA DE ESTADO
DE RELACIONES EXTERIORES

445

CIUDAD TRUJILLO,
DISTRITO DE SANTO DOMINGO,
31 de marzo de 1941.

SEÑOR MINISTRO:

Tengo el honor de llevar al conocimiento de Vuestra Excelencia, que en relación con las disposiciones establecidas en el párrafo primero del artículo nueve del Acuerdo suscrito en la Ciudad de Washington, D. C., entre el Gobierno de la República Dominicana y el de los Estados Unidos de América, en fecha 24 de setiembre de 1940, y en vista de todos los trabajos realizados de común acuerdo con ambos gobiernos con posterioridad al canje de las ratificaciones de dicho Acuerdo, el Gobierno dominicano por medio de esta nota hace constar, que, por su parte, reconoce, que han sido adoptadas y puestas en operación todas las medidas necesarias para la ejecución del citado Acuerdo del 24 de setiembre de 1940.

Que, en consecuencia, a partir de esta fecha, puede iniciarse la normal y satisfactoria ejecución del aludido Acuerdo.

Al rogar a Vuestra Excelencia se sirva expresarme la opinión de su Gobierno sobre este particular, aprovecho la oportunidad para renovar a Vuestra Excelencia las seguridades de mi más alta consideración.

A. DESPRADEL

A Su Excelencia

ROBERT MCGREGOR SCOTTEN,
*E. E. y Ministro Plenipotenciario
de los Estados Unidos de América,
Su Legacion.*

[Translation]

DOMINICAN REPUBLIC
DEPARTMENT OF STATE
FOR FOREIGN AFFAIRS

445.

CIUDAD TRUJILLO,
DISTRICT OF SANTO DOMINGO,
March 31, 1941.

MR. MINISTER:

Completion of preliminary measures.

I have the honor to inform Your Excellency that, with reference to the provisions of the first paragraph of article IX of the convention between the Government of the Dominican Republic and the Government of the United States of America signed in the city of Washington, D. C., on September 24, 1940, and in view of all of the measures adopted through mutual agreement between both Governments subsequent to the exchange of ratifications of the said convention, the Dominican Government, by means of the present note, states that, for its part, it recognizes that all of the measures necessary for the execution of the above-mentioned convention of September 24, 1940 have been adopted and put into operation.

And that, consequently, beginning with this date the normal and satisfactory execution of the said convention can be initiated.

In requesting Your Excellency to advise me of the opinion of your Government on this matter, I avail myself of the opportunity to renew to Your Excellency the assurances of my highest consideration.

A. DESPRADEL

His Excellency

ROBERT MCGREGOR SCOTTEN,
*E. E. and Minister Plenipotentiary
of the United States of America.*

*The American Minister to the Secretary of State for Foreign Affairs of
the Dominican Republic*

No. 43.

CIUDAD TRUJILLO, D.R., *March 31, 1941.*

EXCELLENCY:

I have the honor to acknowledge the receipt of your communication No. 445 of March 31, 1941, in which Your Excellency states that, with reference to the provisions of the first paragraph of Article IX of the Convention signed in the City of Washington, D. C., between the Government of the United States of America and the Government of the Dominican Republic, on September 24, 1940, and in view of the measures adopted through mutual agreement between both Governments subsequent to the exchange of ratifications of the said Convention, the Dominican Government agrees that all of the necessary measures for the execution of the above-mentioned Convention of September 24, 1940 have been adopted and put into operation.

In reply to this communication I have the honor to inform Your Excellency that, in view of all of the measures adopted through mutual agreement between both Governments subsequent to the exchange of ratifications of the aforesaid Convention, the American Government, for its part, agrees that all of the measures necessary for the execution of the above-mentioned Convention of September 24, 1940 have been adopted and put into operation.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

ROBERT M. SCOTTEN

His Excellency

ARTURO DESPRADEL,

*Secretary of State for Foreign Affairs,
Ciudad Trujillo, D.R.*

April 2, 1940
[T. S. 966]

Treaty between the United States of America and the Union of South Africa amending in their application to the Union of South Africa certain provisions of the treaty for the advancement of peace between the United States of America and Great Britain signed September 15, 1914. Signed at Washington April 2, 1940; ratification advised by the Senate of the United States November 26, 1940; ratified by the President of the United States December 20, 1940; ratified by His Majesty the King of Great Britain, Ireland and the British Dominions beyond the Seas, Emperor of India, in respect of the Union of South Africa October 18, 1940; ratifications exchanged at Washington March 11, 1941; proclaimed by the President of the United States March 18, 1941.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS a Treaty between the President of the United States of America and His Majesty the King of Great Britain, Ireland and the British Dominions beyond the Seas, Emperor of India, acting for the Union of South Africa, amending in their application to the Union of South Africa certain provisions of the Treaty for the Advancement of Peace between the President of the United States of America and His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas, Emperor of India, signed at Washington on the fifteenth day of September, one thousand nine hundred and fourteen,¹ was signed by their respective Plenipotentiaries at Washington on the second day of April, one thousand nine hundred and forty, the original of which Treaty is word for word as follows:

The President of the United States of America and His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India, acting for the Union of South Africa, being desirous, in view of the present constitutional position and international status of the Union of South Africa as an independent State, to amend in their application to the Union of South Africa certain provisions of the Treaty for the Advancement of Peace between the President of the United States of America and His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas, Emperor of India, signed at

¹ [Treaty Series 002; 38 Stat. 1853.]

Washington, September 15, 1914, have for that purpose appointed as their plenipotentiaries:

Plenipotentiaries.

The President of the United States of America:

Mr. Cordell Hull, Secretary of State of the United States of America; and

His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India, for the Union of South Africa:

Mr. Ralph William Close, Envoy Extraordinary and Minister Plenipotentiary of the Union of South Africa at Washington;

Who, having communicated to each other their respective full powers, found to be in due and proper form, have agreed upon and concluded the following articles:

ARTICLE I

Article II of the Treaty for the Advancement of Peace between the President of the United States of America and His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas, Emperor of India, signed at Washington, September 15, 1914, is hereby superseded in respect of the Union of South Africa by the following:

38 Stat. 1853.

Insofar as concerns disputes arising in the relations between the United States of America and the Union of South Africa, the International Commission shall be composed of five members to be appointed as follows: One member shall be chosen from the United States of America by the Government thereof; one member shall be chosen from the Union of South Africa by the Government thereof; one member shall be chosen by each Government from some third country; the fifth member shall be chosen by agreement between the Government of the United States of America and the Government of the Union of South Africa, it being understood that he shall be a citizen of some third country of which no other member of the Commission is a citizen. The expression "third country" means a country not under the sovereignty or authority of the United States of America nor under the sovereignty, suzerainty, protection or mandate of His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India. The expenses of the Commission shall be paid by the United States of America and the Union of South Africa in equal proportions.

International Commission, composition.

"Third country" construed.

Expenses.

The International Commission shall be appointed within six months after the exchange of the ratifications of the present Treaty; and vacancies shall be filled according to the manner of the original appointment.

Appointment.

ARTICLE II

The second paragraph of Article III of the said Treaty of September 15, 1914, is hereby abrogated so far as concerns its application to the Union of South Africa.

Partial abrogation of art. III, treaty of 1914.

ARTICLE III

Treaty of 1914 considered part of present treaty; exceptions.

Except as provided in Articles I, II and IV of the present Treaty the stipulations of the said Treaty of September 15, 1914, shall be considered as an integral part of the present Treaty and shall be observed and fulfilled by the United States of America and the Union of South Africa as if all such stipulations were literally herein embodied.

ARTICLE IV

Ratification.

The present Treaty shall be ratified by the President of the United States of America by and with the advice and consent of the Senate thereof and by His Majesty in respect of the Union of South Africa. It shall take effect on the date of the exchange of the ratifications which shall take place at Washington as soon as possible. It shall continue in force for a period of five years; and it shall thereafter remain in force until twelve months after one of the High Contracting Parties has given notice to the other of an intention to terminate it.

Effective date; duration.

On the termination of the present Treaty the said Treaty of September 15, 1914, shall in respect of the Union of South Africa cease to have effect.

Termination in respect of Union of South Africa.

In witness whereof the respective plenipotentiaries have signed the present Treaty and have affixed their seals thereto.

Done in duplicate at the City of Washington this second day of April, one thousand nine hundred and forty.

CORDELL HULL [SEAL]
RALPH W. CLOSE [SEAL]

AND WHEREAS the said Treaty has been duly ratified on both parts and the ratifications of the two Governments were exchanged in the city of Washington on the eleventh day of March one thousand nine hundred and forty-one;

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said Treaty to be made public to the end that the same and every article and clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof.

IN TESTIMONY 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 eighteenth day of March, in the year of our Lord one thousand nine hundred and forty-
[SEAL] one, and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

Supplementary extradition convention between the United States of America and Mexico. Signed at Mexico City August 16, 1939; ratification advised by the Senate of the United States November 26, 1940; ratified by the President of the United States December 20, 1940; ratified by Mexico January 28, 1941; ratifications exchanged at Mexico City February 17, 1941; proclaimed by the President of the United States April 4, 1941.

August 16, 1939
[T. S. 967]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

WHEREAS a supplementary Extradition Convention between the United States of America and the United Mexican States was concluded and signed by their respective Plenipotentiaries at the City of Mexico on the sixteenth day of August, one thousand nine hundred and thirty-nine, the original of which Convention, being in the English and Spanish languages, is word for word as follows:

<p>SUPPLEMENTARY EXTRADITION CONVENTION BETWEEN THE UNITED STATES OF AMERICA AND THE UNITED MEXICAN STATES</p>	<p>CONVENCION SUPLEMENTARIA DE EXTRADICION ENTRE LOS ESTADOS UNIDOS DE NORTE AMERICA Y LOS ESTADOS UNI- DOS MEXICANOS</p>
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The United States of America and the United Mexican States being desirous of enlarging the list of crimes on account of which extradition may be granted under the agreements concluded between the two countries on February 22, 1899, [1] June 25, 1902, and December 23, 1925, [2] 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:

The President of the United States of America:

Hon. Josephus Daniels, Ambassador Extraordinary and Pleni-

Los Estados Unidos de América y los Estados Unidos Mexicanos, deseosos de ampliar la lista de delitos para los cuales procede conceder la extradición conforme a los convenios celebrados entre los dos países el 22 de febrero de 1899, el 25 de junio de 1902 y el 23 de diciembre de 1925, y con el objeto de lograr una mejor administración de justicia, así como la prevención de delitos en sus respectivos territorios y jurisdicciones, han resuelto celebrar una Convención suplementaria para este fin, y han nombrado como sus Plenipotenciarios, a saber:

El Presidente de los Estados Unidos de América:

Al señor Josephus Daniels, Embajador Extraordinario y Pleni-

Plenipotentiaries.

¹[Treaty Series 242; 31 Stat. 1818.]

²[Treaty Series 741; 44 Stat. 2409.]

potentiary of the United States of America to Mexico; and

The President of the United Mexican States:

General Eduardo Hay, Secretary of State and of Foreign Affairs.

Who, after having exhibited to each other their 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 crime is added to the list of crimes numbered 1 to 21 in the second Article of the Treaty of Extradition concluded between the United States and Mexico on the 22d of February, 1899, and to the crime designated in the Supplementary Extradition Convention concluded between the two countries on the 25th of June, 1902, and to the crimes designated in the Supplementary Extradition Convention concluded between the two countries on the 23d of December, 1925; that is to say:

26. Extradition shall also take place for participation in any of the crimes before referred to as an accessory before or after the fact; provided such participation be punishable by the laws of both the High Contracting Parties.

ARTICLE II

The present Convention shall be considered as an integral part of the said Extradition Treaty of the 22d of February, 1899, and it is agreed that the paragraph or crime added by the present Convention shall be applied when

potenciario de los Estados Unidos de América en México; y

El Presidente de los Estados Unidos Mexicanos:

Al señor General Eduardo Hay, Secretario de Estado y del Despacho de Relaciones Exteriores.

Quienes, después de haber exhibido sus plenos poderes respectivos, hallados en buena y debida forma, han convenido en lo siguiente:

ARTICULO I

Las Altas Partes Contratantes convienen en que quede agregado el delito que a continuación se expresa, a la lista de delitos numerados del 1 al 21, en el segundo Artículo del Tratado de Extradición, celebrado entre los Estados Unidos y México el 22 de febrero de 1899, así como al delito designado en la Convención Suplementaria de Extradición celebrada entre los dos países el 25 de junio de 1902, y a los delitos designados en la Convención Suplementaria de Extradición celebrada entre los dos países el 23 de diciembre de 1925; es decir:

26. Se concederá también la extradición por participación en cualquiera de los delitos antes referidos, ya sea como cómplice o como encubridor; siempre que tal participación sea castigada por las leyes de ambas Altas Partes Contratantes.

ARTICULO II

La presente Convención será considerada como parte integrante del referido Tratado de Extradición del 22 de febrero de 1899, y queda convenido que el párrafo o delito que se agrega en virtud de la presente Convención será apli-

Addition to list of extraditable crimes.

Participation as accessory.

Considered part of treaty of Feb. 22, 1899.

cases arise to all the crimes listed in that treaty and to the further crimes added by the said Supplementary Extradition Conventions of the 25th of June, 1902 and the 23d of December, 1925, respectively.

cable, en cada caso que surja, a todos los delitos enumerados en el propio Tratado, y a los demás delitos que se agregaron en virtud de las también mencionadas Convenciones Suplementarias de Extradición del 25 de junio de 1902 y 23 de diciembre de 1925, respectivamente.

ARTICLE III

ARTICULO III

The present Convention shall be ratified and the ratifications shall be exchanged at Mexico City as soon as possible. It shall go 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 said Treaty of February 22, 1899.

La presente Convención será ratificada y las ratificaciones se canjearán en la ciudad de México, D. F., tan pronto como fuere posible. Entrará en vigor a los diez días después de su publicación conforme a las leyes de las Altas Partes Contratantes, debiéndose computar dicho plazo desde la fecha de su publicación en el país en que ésta se hiciera por última vez; seguirá en vigor, y terminará, en forma idéntica a la del referido Tratado del 22 de febrero de 1899.

Ratification.

Entry into force; duration.

In testimony whereof the respective Plenipotentiaries have signed the present Convention in duplicate, and have hereunto affixed their seals.

En testimonio de lo cual, los Plenipotenciarios respectivos firman la presente Convención por duplicado, fijando en ella sus sellos.

Done in duplicate at Mexico City, in the English and Spanish languages, this sixteenth day of August one thousand nine hundred and thirty-nine.

Hecha por duplicado en la ciudad de México, D. F. en los idiomas inglés y español, hoy día dieciséis de agosto de mil novecientos treinta y nueve.

JOSEPHUS DANIELS
[SEAL]

EDUARDO HAY
[SEAL]

AND WHEREAS the said Convention has been duly ratified on both parts and the ratifications of the two Governments were exchanged at Mexico City on the seventeenth day of February, one thousand nine hundred and forty-one;

AND WHEREAS it is stipulated in Article III of the said Convention that the Convention 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 WHEREAS the said Convention was published by the Government of the United Mexican States in accordance with its laws on the twenty-second day of March, one thousand nine hundred and forty-one;

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 article and clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof on and from April 14, 1941, 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 at the city of Washington this fourth day of April in the year of our Lord one thousand nine hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

Conciliation treaty between the United States of America and Liberia. Signed at Monrovia August 21, 1939; ratification advised by the Senate of the United States November 26, 1940; ratified by the President of the United States December 20, 1940; ratified by Liberia March 13, 1941; ratifications exchanged at Monrovia March 13, 1941; proclaimed by the President of the United States April 4, 1941.

August 21, 1939
[T. S. 968]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

WHEREAS a Treaty of Conciliation between the United States of America and the Republic of Liberia was concluded and signed by their respective Plenipotentiaries at Monrovia on the twenty-first day of August, one thousand nine hundred and thirty-nine, the original of which Treaty is word for word as follows:

TREATY OF CONCILIATION BETWEEN THE GOVERNMENTS OF THE UNITED STATES OF AMERICA AND THE REPUBLIC OF LIBERIA.

The President of the United States of America and the President of the Republic of Liberia being desirous to strengthen the bonds of amity that bind them together and also to advance the cause of general peace, have resolved to enter into a treaty for that purpose, and to that end have appointed as their Plenipotentiaries,

Plenipotentiaries.

The President of the United States of America:

His Excellency Lester A. Walton, Envoy Extraordinary and Minister Plenipotentiary of the United States of America to the Republic of Liberia; and

The President of the Republic of Liberia:

His Excellency C. L. Simpson, Secretary of State of the Republic of Liberia;

Who, after having communicated to each other their respective full powers, found to be in proper form, have agreed upon and concluded the following Articles:

ARTICLE I

Any disputes arising between the Government of the United States of America and the Government of Liberia, of whatever nature they may be, shall, when ordinary diplomatic proceedings have failed and the High Contracting Parties do not have recourse to adjudication by a competent tribunal, be submitted for investigation and report to a Permanent International Commission constituted in the manner prescribed in the next succeeding Article; and they agree not to declare war or begin hostilities during such investigation and before the report is submitted.

Submission of disputes to Permanent International Commission.

ARTICLE II

Composition of
Commission.

The International Commission shall be composed of five members, to be appointed as follows: One member shall be chosen from each country, by the Government thereof; one member shall be chosen by each Government from some third country; the fifth member shall be chosen by common agreement between the two Governments, it being understood that he shall not be a citizen of either country. The expenses of the Commission shall be paid by the two Governments in equal proportions.

Appointment.

The International Commission shall be appointed within six months after the exchange of ratifications of this treaty; and vacancies shall be filled according to the manner of the original appointment.

ARTICLE III

Immediate reference
of dispute.

In case the High Contracting Parties shall have failed to adjust a dispute by diplomatic methods, and they do not have recourse to adjudication by a competent tribunal, they shall at once refer it to the International Commission for investigation and report. The International Commission may, however, spontaneously by unanimous agreement offer its services to that effect, and in such case it shall notify both Governments and request their cooperation in the investigation.

Facilities to be fur-
nished.

The High Contracting Parties agree to furnish the Permanent International Commission with all the means and facilities required for its investigation and report.

Report.

The report of the Commission shall be completed within one year after the date on which it shall declare its investigation to have begun, unless the High Contracting Parties shall limit or extend the time by mutual agreement. The report shall be prepared in triplicate; one copy shall be presented to each Government, and the third retained by the Commission for its files.

Right of independ-
ent action reserved.

The High Contracting Parties reserve the right to act independently on the subject matter of the dispute after the report of the Commission shall have been submitted.

ARTICLE IV

Ratification.

The present treaty shall be ratified by the President of the United States of America by and with the advice and consent of the Senate thereof, and by the President of the Republic of Liberia in accordance with the constitutional laws of the Republic.

Effective date; du-
ration.

The ratifications shall be exchanged at Monrovia as soon as possible, and the treaty shall take effect on the date of the exchange of ratifications. It shall thereafter remain in force continuously unless and until terminated by one year's written notice given by either High Contracting Party to the other.

In faith whereof the respective Plenipotentiaries have signed this treaty in duplicate in the English language and hereunto affixed their seals.

Done at Monrovia this 21st day of August One Thousand Nine Hundred and Thirty-nine.

[SEAL] LESTER A. WALTON
[SEAL] C. L. SIMPSON

AND WHEREAS the said Treaty has been duly ratified on both parts, and the ratifications of the two Governments were exchanged at Monrovia on the thirteenth day of March, one thousand nine hundred and forty-one;

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said Treaty to be made public to the end that the same and every article and clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof.

IN TESTIMONY 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 fourth day of April in the year of our Lord one thousand nine hundred and forty-one,
[SEAL] and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

January 31, 1940
[T. S. 969]

Supplementary extradition treaty between the United States of America and Switzerland. Signed at Bern January 31, 1940; ratification advised by the Senate of the United States November 26, 1940; ratified by the President of the United States December 20, 1940; ratified by Switzerland February 4, 1941; ratifications exchanged at Washington April 8, 1941; proclaimed by the President of the United States April 11, 1941.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

WHEREAS a Supplementary Extradition Treaty between the United States of America and Switzerland was concluded and signed by their respective Plenipotentiaries at Bern on the thirty-first day of January, one thousand nine hundred and forty, the original of which Supplementary Treaty, being in the English and French languages, is word for word as follows:

SUPPLEMENTARY TREATY TO THE TRAITÉ ADDITIONNEL AU TRAITÉ
EXTRADITION TREATY BE- D'EXTRADITION ENTRE LES
TWEEN THE UNITED STATES OF ETATS-UNIS D'AMÉRIQUE ET LA
AMERICA AND SWITZERLAND. SUISSE.

The President of the United
States of America
and

the Swiss Federal Council,
animated by the desire to assure
a better administration of justice
and to suppress crime on their ter-
ritory and under their jurisdiction,
have resolved to conclude a sup-
plementary treaty enlarging the
list of crimes or offenses which are
extraditable under the treaties
concluded respectively May 14,
1900 ^[1] and January 10, 1935, ^[2] be-
tween the United States of Amer-
ica and Switzerland and have
named as their Plenipotentiaries:

Plenipotentiaries.

The President of the United
States of America: Mr. Leland
Harrison, Envoy extraordinary

Le Président des Etats-Unis
d'Amérique
et

le Conseil Fédéral Suisse,
animés du désir d'assurer une
meilleure administration de la
justice et de réprimer les crimes
sur leur territoire et sous leur
jurisdiction, ont résolu de conclure
un traité additionnel élargissant la
liste des crimes ou délits donnant
lieu à extradition en vertu des
traités conclus respectivement le
14 mai 1900 et le 10 janvier 1935
entre les Etats-Unis d'Amérique
et la Suisse et ont nommé pour
leurs Plénipotentiaires, savoir:

Le Président des Etats-Unis
d'Amérique: Monsieur Leland
Harrison, Envoyé extraordinaire

¹ [Treaty Series 354; 31 Stat. 1928.]

² [Treaty Series 889; 49 Stat. 3192.]

and Minister plenipotentiary of the United States of America, in Berne; et Ministre plénipotentiaire des Etats-Unis d'Amérique, à Berne;

The Swiss Federal Council: Mr. Johannes Baumann, Federal Councillor, Chief of the Federal Department of Justice and Police, who, after having exchanged their full powers, which were found to be in good and due form, have agreed upon the following articles: Le Conseil Fédéral Suisse: Monsieur Johannes Baumann, Conseiller fédéral, Chef du Département Fédéral de Justice et Police, lesquels, après s'être communiqué leurs pleins pouvoirs, trouvés en bonne et due forme, sont convenus des articles suivants:

ARTICLE I.

The list of crimes and offenses for which extradition may be requested, enumerated in Article II of the said treaty of May 14, 1900, as modified by the supplementary treaty of January 10, 1935, is amended as follows:

3. The word "extortion" is added after the word "robbery" and before the words "burglary, house-breaking or shop-breaking".

9. The words "abduction" and "kidnapping of minors" are omitted. The words "traffic in women and children; sequestration, defined as the illegal detention or imprisonment of an individual, or other unlawful deprivation of his freedom; kidnapping;" are added before the words "rape; bigamy; abortion".

ARTICLE II.

This treaty shall be considered as an integral part of the treaty of May 14, 1900, and Article II of the latter treaty shall be read as if the list of crimes or offenses which appears therein had from the first included the modifications made and specified under numbers 3 and 9 in Article I of this treaty.

ARTICLE IER.

La liste des crimes et délits pour lesquels l'extradition peut être demandée et qui sont énumérés à l'article II dudit traité du 14 mai 1900, modifié par le traité additionnel du 10 janvier 1935, est amendée comme suit:

Chiffre 3: Le mot "extorsion" est ajouté après les mots "vol commis à l'aide de la violence ou de l'intimidation" et avant les mots "vol commis de nuit avec effraction ou escalade, effraction ou escalade dans une maison ou un magasin".

Chiffre 9: Les mots "rapt" et "enlèvement de mineurs" sont supprimés. Les mots "traite des femme et des enfants; séquestration, définie comme la détention ou l'emprisonnement illégal d'une personne ou autre privation illégale de sa liberté; enlèvement" sont ajoutés avant les mots "viol; bigamie; avortement".

ARTICLE II.

Le présent traité sera considéré comme une partie intégrante du traité du 14 mai 1900 et l'article II de ce dernier traité sera lu comme si la liste des crimes ou délits qui y figurent avait compris dès l'origine les modifications apportées et spécifiées sous chiffres 3 et 9 dans l'article Ier du présent traité.

List of extraditable crimes and offenses, amendments.

Considered part of treaty of May 14, 1900. 31 Stat. 1928.

Ratification.

This treaty shall be ratified by the High Contracting Parties and shall become effective on the date of the exchange of the instruments of ratification, which shall take place at Washington as soon as possible.

Effective date.

Le présent traité sera ratifié par les Hautes Parties contractantes et entrera en vigueur à la date de l'échange des instruments de ratification, qui aura lieu à Washington aussitôt que faire se pourra.

In witness whereof, the above-named Plenipotentiaries have signed this treaty and have hereunto affixed their seals.

En foi de quoi, les Plénipotentiaires susnommés ont signé le présent traité et y ont apposé leurs sceaux.

Done at Berne, in duplicate, in the English and French languages, the 31st day of January 1940.

Fait à Berne, en double expédition, en langues anglaise et française, le 31 janvier 1940.

[SEAL] LELAND HARRISON
[SEAL] J. BAUMANN

AND WHEREAS, the said Supplementary Treaty has been duly ratified on both parts, and the ratifications of the two Governments were exchanged at the city of Washington on the eighth day of April, one thousand nine hundred and forty-one;

Now, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said Supplementary Treaty to be made public to the end that the same and every article and clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof.

IN TESTIMONY 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 eleventh day of April, in the year of our Lord one thousand nine hundred and forty-one, and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

Agreement and protocol between the United States of America and other American republics respecting coffee marketing. Agreement signed at Washington November 28, 1940; ratification advised by the Senate of the United States February 3, 1941; ratified by the President of the United States February 12, 1941; ratification of the United States of America deposited with the Pan American Union at Washington April 14, 1941; protocol signed at Washington April 15, 1941, bringing the agreement into force on April 16, 1941 among the Governments which had deposited ratifications or approvals of the agreement; agreement and protocol proclaimed by the President of the United States April 15, 1941.

November 28, 1940

[T. S. 970]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

WHEREAS an Inter-American Coffee Agreement [¹] between the Governments of the United States of America, Brazil, Colombia, Costa Rica, Cuba, the Dominican Republic, Ecuador, El Salvador, Guatemala, Haiti, Honduras, Mexico, Nicaragua, Peru, and Venezuela was concluded and signed by their respective Plenipotentiaries at Washington on the twenty-eighth day of November, one thousand nine hundred and forty, which Agreement, being in the Spanish, English, Portuguese, and French languages, is word for word as follows:

¹ [Executive orders and rules and regulations that may be issued by the President under this agreement and the joint resolution of Congress approved Apr. 11, 1941 (*ante*, p. 133), or either of them, will be published, as issued, in the *Federal Register*.]

CONVENIO INTERAMERICANO DEL CAFÉ
INTER-AMERICAN COFFEE AGREEMENT
CONVÊNIO INTERAMERICANO DO CAFÉ
ACCORD INTERAMÉRICAIN DU CAFÉ

CONVENIO INTERAMERICANO
DEL CAFÉ

Los Gobiernos del Brasil, Colombia, Costa Rica, Cuba, Ecuador, El Salvador, Estados Unidos de América, Guatemala, Haití, Honduras, México, Nicaragua, Perú, la República Dominicana y Venezuela,

INTER-AMERICAN COFFEE
AGREEMENT

The Governments of Brazil, Colombia, Costa Rica, Cuba, the Dominican Republic, Ecuador, El Salvador, Guatemala, Haiti, Honduras, Mexico, Nicaragua, Peru, the United States of America and Venezuela,

CONSIDERANDO

que en vista del desequilibrio existente en el mercado internacional de café, que afecta la economía del Hemisferio Occidental, se hace necesario y conveniente adoptar medidas para promover la venta ordenada del café con el fin de asegurar condiciones de comercio equitativas para productores y consumidores por medio de la adaptación de la oferta a la demanda,

Han resuelto concertar el siguiente Convenio:

ARTÍCULO I

Con el objeto de distribuir equitativamente el mercado de café en los Estados Unidos de América entre los distintos países productores de café, se adoptan como cuotas básicas anuales para las exportaciones de café a los Estados Unidos de América de los

CONSIDERING

that in view of the unbalanced situation in the international trade in coffee affecting the economy of the Western Hemisphere, it is necessary and desirable to take steps to promote the orderly marketing of coffee, with a view to assuring terms of trade equitable for both producers and consumers by adjusting the supply to demand,

Have accordingly agreed as follows:

ARTICLE I

In order to allocate equitably the market of the United States of America for coffee among the various coffee producing countries, the following quotas are adopted as basic annual quotas for the exportation of coffee to the United States of America from the other

<sup>Basic annual quotas
for U. S. market.</sup>

CONVÊNIO INTERAMERICANO DO ACCORD INTERAMÉRICAIN DU
CAFÉ CAFÉ

Os Governos do Brasil, Colômbia, Costa Rica, Cuba, el Salvador, Equador, Estados Unidos da América, Guatemala, Haití, Honduras, México, Nicarágua, Perú, República Dominicana e Venezuela,

Les Gouvernements du Brésil, de la Colombie, du Costa Rica, de Cuba, de l'Equateur, d'El Salvador, des Etats-Unis d'Amérique, de Guatémala, d'Haïti, de Honduras, du Mexique, du Nicaragua, du Pérou, de la République Dominicaine et de Vénézuéla,

CONSIDERANDO

que, em vista do desequilíbrio no mercado internacional do café que ora afeta a economia do Hemisfério Ocidental, se torna necessário e conveniente adotar medidas para promover a venda metódica do café com o fim de assegurar condições de comércio equitativas para produtores e consumidores por meio da adaptação da oferta à procura,

Resolveram de comum acôrdo firmar o seguinte Convênio:

ARTIGO I

No intuito de distribuir equitativamente o mercado do café nos Estados Unidos da América entre os diferentes países produtores de café, ficam estabelecidas as seguintes quotas como quotas básicas anuais de exportação para os Estados Unidos da América de

CONSIDERANT

que le manque d'équilibre qui existe dans le marché international du café et qui affecte l'économie de l'Hémisphère Occidentale, rend nécessaire et opportun de prendre les mesures destinées à encourager la vente ordonnée du café en assurant de conditions équitables de commerce, tant pour les consommateurs que pour les producteurs, au moyen de l'adaptation de l'offre à la demande,

Ont résolu de conclure l'Accord suivant:

ARTICLE I

Dans le but de distribuer équitablement le marché du café aux Etats-Unis d'Amérique entre les différents pays producteurs de café, les quotités suivantes sont adoptées comme représentant les quotités de base annuelles por l'exportation du café aux Etats-

otros países participantes en este Convenio, las siguientes:

countries participating in this agreement:

<i>Pais Productor</i>	<i>Sacos de 60 Kgs. Netos o su Equiva- lente</i>	<i>Producing Country</i>	<i>Bags of 60 Kilograms Net, or Equivalent Quantities</i>
Brasil	9, 300, 000	Brazil	9, 300, 000
Colombia	3, 150, 000	Colombia	3, 150, 000
Costa Rica	200, 000	Costa Rica	200, 000
Cuba	80, 000	Cuba	80, 000
Ecuador	150, 000	Dominican Republic	120, 000
El Salvador	600, 000	Ecuador	150, 000
Guatemala	535, 000	El Salvador	600, 000
Haití	275, 000	Guatemala	535, 000
Honduras	20, 000	Haiti	275, 000
México	475, 000	Honduras	20, 000
Nicaragua	195, 000	Mexico	475, 000
Perú	25, 000	Nicaragua	195, 000
República Dominicana	120, 000	Peru	25, 000
Venezuela	420, 000	Venezuela	420, 000
TOTAL	15, 545, 000	TOTAL	15, 545, 000

Statistical basis.

Para el control de las cuotas para el mercado de los Estados Unidos se emplearán las estadísticas oficiales recopiladas por el Departamento de Comercio de los Estados Unidos.

For the control of the quotas for the United States market, the official import statistics compiled by the United States Department of Commerce shall be used.

ARTÍCULO II

ARTICLE II

Basic annual quotas for market outside U. S.

Se adoptan como cuotas básicas anuales para las exportaciones de café al mercado de fuera de los Estados Unidos de los otros países participantes en este Convenio, las siguientes:

The following quotas have been adopted as basic annual quotas for the exportation of coffee to the market outside the United States from the other countries participating in this Agreement:

<i>Pais Productor</i>	<i>Sacos de 60 Kgs. Netos o su Equiva- lente</i>	<i>Producing Country</i>	<i>Bags of 60 Kilograms Net, or Equivalent Quantities</i>
Brasil	7, 813, 000	Brazil	7, 813, 000
Colombia	1, 079, 000	Colombia	1, 079, 000
Costa Rica	242, 000	Costa Rica	242, 000
Cuba	62, 000	Cuba	62, 000
Ecuador	89, 000	Dominican Republic	138, 000
El Salvador	527, 000	Ecuador	89, 000
Guatemala	312, 000	El Salvador	527, 000
Haití	327, 000	Guatemala	312, 000
Honduras	21, 000	Haiti	327, 000
México	239, 000	Honduras	21, 000
Nicaragua	114, 000	Mexico	239, 000
Perú	43, 000	Nicaragua	114, 000
República Dominicana	138, 000	Peru	43, 000
Venezuela	606, 000	Venezuela	606, 000
TOTAL	11, 612, 000	TOTAL	11, 612, 000

café procedente dos outros países Unis d'Amérique des autres pays
participantes deste Convênio: participants au présent Accord:

<i>Pais Produtor</i>	<i>Sacos de 60 Kgs. líquidos ou seu Equivalente</i>	<i>Pays producteur</i>	<i>Sacs de 60 kgs. nets ou l'équivalent</i>
Brasil	9, 300, 000	le Brésil	9, 300, 000
Colômbia	3, 150, 000	la Colombie	3, 150, 000
Costa Rica	200, 000	le Costa Rica	200, 000
Cuba	80, 000	Cuba	80, 000
Equador	150, 000	l'Equateur	150, 000
El Salvador	600, 000	El Salvador	600, 000
Guatemala	535, 000	Guatemala	535, 000
Haití	275, 000	Haití	275, 000
Honduras	20, 000	Honduras	20, 000
México	475, 000	le México	475, 000
Nicarágua	195, 000	le Nicaragua	195, 000
Perú	25, 000	le Pérou	25, 000
República Dominicana	120, 000	la République Dominicaine	120, 000
Venezuela	420, 000	le Vénézuéla	420, 000
TOTAL	15, 545, 000	TOTAL	15, 545, 000

Para o controle das quotas destinadas ao mercado dos Estados Unidos, serão empregadas as estatísticas oficiais de importação compiladas pelo Departamento do Comércio dos Estados Unidos.

Le contrôle des quotités du marché des Etats-Unis sera basé sur les statistiques officielles établies par le Département du Commerce des Etats-Unis.

ARTIGO II

ARTICLE II

Ficam estabelecidas como quotas básicas anuais para a exportação de café para o mercado fora dos Estados Unidos dos outros países participantes deste Convênio, as seguintes:

Les quotités suivantes sont adoptées comme représentant les quotités de base du café à exporter au marché au dehors des Etats-Unis par les autres pays participants au présent Accord:

<i>Pais Produtor</i>	<i>Sacos de 60 kgs. Líquidos ou seu Equivalente</i>	<i>Pays producteur</i>	<i>Sacs de 60 kgs. nets ou l'équivalent</i>
Brasil	7, 813, 000	le Brésil	7, 813, 000
Colômbia	1, 079, 000	la Colombie	1, 079, 000
Costa Rica	242, 000	le Costa Rica	242, 000
Cuba	62, 000	Cuba	62, 000
Equador	89, 000	l'Equateur	89, 000
El Salvador	527, 000	El Salvador	527, 000
Guatemala	312, 000	Guatemala	312, 000
Haití	327, 000	Haití	327, 000
Honduras	21, 000	Honduras	21, 000
México	239, 000	le México	239, 000
Nicarágua	114, 000	le Nicaragua	114, 000
Perú	43, 000	le Pérou	43, 000
República Dominicana	138, 000	la République Dominicaine	138, 000
Venezuela	606, 000	le Vénézuéla	606, 000
TOTAL	11, 612, 000	TOTAL	11, 612, 000

ARTÍCULO III

ARTICLE III

Changes in quotas.
U. S. market.

La Junta Interamericana del Café, que se establece en el Artículo IX de este Convenio, estará facultada para aumentar o disminuir las cuotas para el mercado de los Estados Unidos, con el objeto de ajustar la oferta al cálculo o estimación de la demanda. Tal aumento o disminución no podrá acordarse con más frecuencia de una vez cada seis meses; y ninguna modificación excederá en cada caso del cinco por ciento de las cuotas básicas especificadas en el Artículo I. El aumento total o la disminución total en el primer año de cuota no excederá del cinco por ciento de tales cuotas básicas. Cualquier aumento o disminución en las cuotas permanecerá en vigor hasta que sea substituído por un nuevo cambio de las mismas, y las que se fijen para cada año de cuota serán calculadas aplicando a las cuotas básicas el promedio compensado (weighted average) de los cambios que hubiere acordado la Junta en el mismo año. Salvo lo estipulado en los Artículos IV, V y VII, no se alterará el porcentaje de cada uno de los países participantes sobre la cantidad total de café que éstos podrán exportar al mercado de los Estados Unidos.

Market outside U. S.

La Junta estará también facultada para aumentar o disminuir las cuotas de exportación para el mercado de fuera de los Estados Unidos en la medida que estime necesaria para ajustar la oferta al cálculo o estimación de la demanda, pero sin alterar el porcentaje de cada uno de los países participantes sobre la cantidad total de café que puedan exportar a ese mercado, salvo lo estipulado en

The Inter-American Coffee Board provided for in Article IX of this Agreement shall have the authority to increase or decrease the quotas for the United States market in order to adjust supplies to estimated requirements. No such increase or decrease shall be made oftener than once every six months nor shall any change at any one time exceed 5 percent of the basic quotas specified in Article I. The total increase or decrease in the first quota year shall not exceed 5 percent of such basic quotas. Any increase or decrease in the quotas shall remain in effect until superseded by a new change in quotas, and the quotas for any quota year shall be calculated by applying to the basic quotas the weighted average of the changes made by the Board during the same year. Except as provided in Articles IV, V and VII, the percentage of each of the participating countries in the total quantity of coffee which these countries may export to the United States market shall be maintained unchanged.

The Board shall also have the authority to increase or decrease the export quotas for the market outside the United States to the extent that it deems necessary to adjust supplies to estimated requirements, maintaining unchanged the percentage of each of the participating countries in the total quantity of coffee to be exported to that market, except as provided in Articles IV, V and VII.

ARTIGO III

ARTICLE III

A Junta Interamericana do Café estabelecida pelo Artigo IX deste Convênio, terá atribuições para aumentar ou diminuir as quotas para o mercado dos Estados Unidos no intuito de ajustar a oferta à procura calculada. Esse aumento ou diminuição só poderá ser feito uma vez em cada seis meses, não devendo nenhuma modificação em cada caso exceder de 5 por cento às quotas básicas especificadas no Artigo I. Fica entendido, porém, que o aumento ou a diminuição total no primeiro ano de controle não poderá exceder de 5 por cento das quotas básicas. Esses aumentos ou diminuições nas quotas permanecerão em vigor até que sejam substituídas por uma nova mudança nas quotas, e as quotas fixadas para qualquer ano de controle serão calculadas aplicando-se às quotas básicas a média compensada (weighted average) das mudanças feitas pela Junta durante o dito ano. Salvo o estipulado nos Artigos IV, V e VII, não se alterará a porcentagem de cada um dos países participantes na quantidade total do café que tais países podem exportar para o mercado dos Estados Unidos.

A Junta terá também atribuições para aumentar ou diminuir as quotas de exportação para mercados fora dos Estados Unidos, conforme julgar conveniente para ajustar a oferta à procura calculada, sem alterar, porém, a porcentagem de cada um dos países participantes na quantidade total do café a ser exportado para o dito mercado, salvo o estipulado nos Artigos IV, V e VII. Sem

Le Conseil Interaméricain du Café, établi à l'Article IX du présent Accord, aura le pouvoir d'augmenter ou de diminuer les quotités pour le marché des Etats-Unis dans le but d'adapter l'offre à la demande estimée. Toute augmentation ou diminution ne sera consentie qu'une fois chaque semestre; et cette modification ne dépassera, en aucun cas, 5 pour cent de la quotité de base établie à l'Article I. Pendant la première année de contrôle ni l'augmentation ni la diminution totale ne pourront être supérieures aux 5 pour cent de ladite quotité de base. Toute augmentation ou diminution des quotités demeurera en vigueur jusqu'à ce qu'elle soit remplacée par une nouvelle modification des quotités, et les quotités fixées pour chaque année de contrôle seront établies en appliquant aux quotités de base la moyenne quantitative (weighted average) des modifications qu'aura consenties le Conseil pendant la même année. Sous réserve des dispositions des Articles IV, V et VII, le pourcentage établi sur la quantité totale de café que chaque pays participant pourra exporter à destination du marché des Etats-Unis, ne sera pas modifié.

Le Conseil aura aussi le pouvoir d'augmenter ou de diminuer les quotités d'exportation destinées au marché au dehors des Etats-Unis, suivant qu'il le jugera nécessaire, sans, toutefois, modifier le pourcentage alloué à chacun des pays participants sur la quantité totale de café qu'ils pourront exporter à destination de ce marché sous réserve des stipulations des Articles IV, V et VII. Néanmoins, le Con-

los artículos IV, V y VII. Sin embargo, la Junta no estará facultada para distribuir esas cuotas entre determinados países o regiones del mercado de fuera de los Estados Unidos.

Nevertheless, the Board shall not have the authority to distribute these quotas among determined countries or regions of the market outside the United States.

ARTÍCULO IV

ARTICLE IV

Agreement to limitation.

Cada país productor participante en este Convenio se compromete a limitar sus exportaciones de café a los Estados Unidos de América de modo que éstas no excedan, durante cada año de cuota, su cuota de exportación respectiva.

Each producing country participating in this Agreement undertakes to limit its coffee exports to the United States of America during each quota year, to its respective export quota.

Adjustments.

En caso de que por circunstancias imprevistas la exportación total de café de un país a los Estados Unidos de América excediere en cualquier año de cuota el límite de su cuota de exportación para el mercado de los Estados Unidos, la del siguiente año le será disminuída en una cantidad igual al exceso.

In the event that, due to unforeseen circumstances, a country's total exports of coffee to the United States of America exceed in any quota year its export quota for the United States market, that quota for the following year shall be decreased by the amount of the excess.

Si cualquiera de los países productores que participan en este Convenio llegare a exportar, en cualquier año de cuota, una cantidad de café inferior a su cuota asignada para el mercado de los Estados Unidos, la Junta podrá aumentar la cuota de dicho país para el año de cuota próximo siguiente en una cantidad igual al saldo no cubierto en el año de cuota anterior, hasta el límite de un diez por ciento de la cuota correspondiente al referido año anterior.

If any producing country participating in this Agreement has exported in any quota year less than its quota for the United States market, the Board may increase that country's quota for the immediately following quota year by an amount equal to the deficiency for the preceding quota year, up to the limit of 10 percent of the quota for such previous year.

Las disposiciones de este Artículo se aplicarán también a las cuotas de exportación para el mercado de fuera de los Estados Unidos.

The provisions of this Article shall also apply to the export quotas for the market outside the United States.

Cualquier exportación de café al mercado de fuera de los Estados Unidos que se perdiere por in-

Any exportation of coffee to the market outside the United States which may be lost by fire, inunda-

embargo, a Junta não terá faculdades para distribuir essas quotas entre determinados países ou regiões do mercado fóra dos Estados Unidos.

seil n'aura pas le pouvoir de distribuer ces quotités entre certains pays ou régions déterminés du marché au dehors des Etats-Unis.

ARTIGO IV

Cada país produtor participante neste Convênio obriga-se a limitar as suas exportações de café para os Estados Unidos da América, durante cada ano de contrôle, à sua respectiva quota de exportação.

Se por circunstâncias imprevisitas, a exportação total de café de um país para os Estados Unidos da América ultrapassar em qualquer ano de quota o limite de sua quota de exportação para o mercado dos Estados Unidos, essa quota para o ano seguinte deverá diminuir em quantidade igual à em que tiver excedido.

Se qualquer dos países produtores participantes no Convênio exportar em qualquer ano de contrôle uma quantidade de café inferior à sua quota para o mercado dos Estados Unidos, a Junta poderá aumentar a quota do dito país para o ano de contrôle seguinte, em quantidade igual ao saldo não coberto no ano anterior, até o limite de dez por cento da quota para o dito ano anterior.

As disposições deste artigo aplicam-se também às quotas de exportação destinadas ao mercado fóra dos Estados Unidos.

Qualquer exportação de café para o mercado fora dos Estados Unidos que se perder em conse-

ARTICLE IV

Chaque pays producteur participant au présent Accord s'engage à limiter ses exportations de café aux Etats-Unis d'Amérique, pendant chaque année de contrôle, à sa quotité respective d'exportation.

Si, par suite de circonstances imprévues, l'exportation totale de café d'un pays aux Etats-Unis d'Amérique, en une année de contrôle quelconque, dépasse sa quotité d'exportation pour le marché des Etats-Unis, ladite quotité pour l'année suivante sera diminuée d'une quantité égale à l'excédent.

S'il arrive que l'un quelconque des pays producteurs participants au présent Accord exporte, en une année de contrôle quelconque, une quantité de café au-dessous de sa quotité respective pour le marché des Etats-Unis, le Conseil pourra augmenter la quotité dudit pays pour l'année de contrôle suivante, par une quantité égale à celle non exportée pendant l'année précédente, pourvu que la quantité non exportée n'excède pas dix pour cent de la quotité de l'année en question.

Les dispositions du présent Article s'appliqueront également aux quotités d'exportation accordées pour le marché au dehors des Etats-Unis.

Si une quantité de café exportée au marché au dehors des Etats-Unis est détruite par un

cendio, inundación u otro accidente, antes de llegar a cualquier puerto extranjero, no se cargará a la cuota de exportación del respectivo país correspondiente a la fecha de embarque, siempre que la pérdida se compruebe debidamente ante la Junta Interamericana del Café.

tion or any other accident, before arriving at any foreign port, shall not be charged against the quota of the respective country corresponding to the date of shipment, provided that the loss is duly established before the Inter-American Coffee Board.

ARTÍCULO V

ARTICLE V

Transfer of quotas in case of change in demand.

En vista de la posibilidad de cambios en la demanda de café de determinada procedencia en el mercado de fuera de los Estados Unidos, la Junta estará facultada, previa aprobación por las dos terceras partes de sus votos, para traspasar, a solicitud de cualquiera de los países participantes, una parte de la cuota de dicho país en el mercado de los Estados Unidos, a su respectiva cuota para el mercado de fuera de los Estados Unidos, a fin de lograr un mejor equilibrio entre la oferta y la demanda de tipos especiales de café. En tales casos, la Junta estará facultada para llenar el déficit consiguiente en la cuota total para el mercado de los Estados Unidos, aumentando las cuotas de los otros países productores participantes en este Convenio en proporción a sus cuotas básicas.

In view of the possibility of changes in the demand for coffee of a particular origin in the market outside the United States, the Board is empowered, by a two-thirds vote, to transfer, on the request of any participating country, a part of that country's quota for the United States market to its quota for the market outside the United States in order to bring about a better balance between supply and demand in special types of coffee. In such cases, the Board is authorized to make up the resulting deficiency in the total quota for the United States market by increasing the quotas of the other producing countries participating in this agreement in proportion to their basic quotas.

ARTÍCULO VI

ARTICLE VI

Official certification for shipments.

Cada país productor que participa en este Convenio adoptará todas las medidas necesarias de su parte para la ejecución y funcionamiento del mismo y expedirá para cada embarque de café un documento oficial que certifique que el embarque está dentro de la cuota correspondiente fijada de acuerdo con las estipulaciones de este Convenio.

Each producing country participating in this Agreement shall take all measures necessary on its part for the execution and operation of this Agreement and shall issue for each coffee shipment an official document certifying that the shipment is within the corresponding quota fixed in accordance with the provisions of this Agreement.

quência de incêndio, inundação ou outro qualquer acidente, antes de chegar a qualquer pôrto estrangeiro, não será levada à conta da quota de exportação do respectivo país correspondente à data de embarque, sempre que a perda for devidamente comprovada perante a Junta Interamericana do Café.

incendie, une inondation, ou un autre accident, avant d'atteindre un port étranger, cette quantité de café ne sera pas mise au compte de la quotité d'exportation du pays en question correspondant à la date du chargement, à condition que la perte soit dûment établie auprès du Conseil Interaméricain du Café.

ARTIGO V

Em vista da possibilidade de haver mudanças na procura do café de determinada procedência no mercado fora dos Estados Unidos, a Junta poderá, após aprovação por dois terços dos seus votos, transferir, a pedido de qualquer país participante, parte da quota do dito país no mercado dos Estados Unidos para a quota do mesmo país no mercado fora dos Estados Unidos, afim de conseguir melhor equilíbrio entre a oferta e a procura de tipos especiais de café. Nesse caso a Junta acha-se autorizada a preencher a deficiência que daí resultará na quota total para o mercado dos Estados Unidos, aumentando as quotas dos outros países produtores participantes neste Convênio na proporção de suas quotas básicas.

ARTICLE V

Etant donné la possibilité de variation dans la demande de café d'une origine déterminée sur le marché au dehors des Etats-Unis, le Conseil est autorisé, moyennant approbation par les deux tiers de ses votes, de transférer, à la demande de l'un quelconque des pays participants, une partie de la quotité dudit pays pour le marché des Etats-Unis à sa quotité respective pour le marché au dehors des Etats-Unis, afin d'améliorer l'équilibre entre l'offre et la demande de genres spéciaux de café. Dans ce cas, le Conseil est autorisé à combler la lacune que résultera dans les quotités totales pour le marché des Etats-Unis en augmentant les quotités des autres pays producteurs participants au présent Accord, au pro rata de leurs quotités de base.

ARTIGO VI

Cada país produtor participante neste Convênio tomará por sua parte todas as medidas necessárias para a execução e funcionamento do mesmo e emitirá para cada embarque de café um documento oficial atestando que o embarque está dentro da quota correspondente fixada de acôrdo com as estipulações deste Convênio.

ARTICLE VI

Chaque pays producteur participant au présent Accord adoptera toutes les mesures nécessaires qui lui incombent pour l'exécution et le fonctionnement de cet Accord, et fera établir, pour chaque chargement de café, un document officiel attestant que le chargement se trouve dans les limites de la quotité correspondante fixée d'après les stipulations du présent Accord.

ARTÍCULO VII

ARTICLE VII

U. S. limitation on entry.

El Gobierno de los Estados Unidos de América adoptará todas las medidas necesarias de su parte para la ejecución y funcionamiento de este Convenio y limitará durante cada año de cuota la importación a los Estados Unidos de América de café producido en los países enumerados en el Artículo I a las cuotas establecidas en dicho Artículo, o a las cuotas modificadas de acuerdo con otras estipulaciones de este Convenio, siendo entendido que la Junta dará aviso de toda modificación de cuotas a los Gobiernos de los países participantes en este Convenio.

Asimismo, el Gobierno de los Estados Unidos de América se compromete a limitar la importación total de café producido en países distintos de los enumerados en el Artículo I de este Convenio, a una cuota básica anual de 355,000 sacos de 60 kilogramos netos, o su equivalente. La cuota para dichos cafés será aumentada o disminuida en la misma proporción y al mismo tiempo que la cuota global de los países participantes para el mercado de los Estados Unidos.

En caso de que, por circunstancias imprevistas, una cuota sea excedida durante cualquier año de cuota, esa cuota para el año próximo siguiente será disminuida en una cantidad igual al exceso.

The Government of the United States of America shall take all measures necessary on its part for the execution and operation of this Agreement and shall limit, during each quota year, the entry for consumption into the United States of America of coffee produced in the countries listed in Article I to the quotas as established in the said Article or as modified pursuant to other provisions of this Agreement, it being understood that notice of any modified quotas will be communicated by the Board to the Governments of the countries participating in this Agreement.

The Government of the United States of America also undertakes to limit the total entry for consumption of coffee produced in countries other than those listed in Article I of this Agreement to a basic annual quota of 355,000 bags of 60 kilograms net or equivalent quantities. The quota on such coffee shall be increased or decreased by the same proportion and at the same time as the global quota of the participating countries for the United States market.

In the event that due to unforeseen circumstances any quota is exceeded during any quota year, that quota for the following year shall be decreased by the amount of the excess.

ARTÍCULO VIII

ARTICLE VIII

Increase of quotas in event of shortage.

En caso de que se previese una inminente escasez de café en el mercado de los Estados Unidos en relación con sus necesidades, la Junta Interamericana del Café estará facultada para aumentar,

In the event that there should be foreseen an imminent shortage of coffee in the United States market in relation to its requirements, the Inter-American Coffee Board shall have the authority, as an emer-

ARTIGO VII

ARTICLE VII

O Governo dos Estados Unidos da América tomará, por sua parte, todas as medidas necessárias à execução e funcionamento dêste Convênio e limitará durante cada ano de contrôle, a entrada nos Estados Unidos da América de café produzido nos países constantes do Artigo I dêste Convênio às quotas especificadas no dito Artigo, ou às modificações que de conformidade com o mesmo Convênio se acorde adotar posteriormente, as quais serão comunicadas aos Governos dos países partes dêste Convênio.

Le Gouvernement des Etats-Unis d'Amérique s'engage à prendre toutes les mesures nécessaires qui lui incombent pour l'exécution et le fonctionnement du présent Accord, et limitera, pendant chaque année de contrôle, l'importation aux Etats-Unis d'Amérique de cafés produits par les pays énumérés à l'Article I du présent Accord, au montant des quotités établies par ledite Article, ou aux quotités modifiés en conformité des autres provisions du présent Accord, lesquelles modifications seront à notifier aux Gouvernements participants au présent Accord.

O Governo dos Estados Unidos também se compromete a limitar a importação do café produzido em países outros que os enumerados no Artigo I dêste Convênio, a uma quota básica anual de 355,000 sacos de 60 quilogramas líquidos, ou seu equivalente. A quota para os referidos cafés será aumentada ou diminuída na mesma proporção e ao mesmo tempo que a quota global dos países participantes para o mercado dos Estados Unidos.

Le Gouvernement des Etats-Unis d'Amérique s'engage également à limiter l'entrée des cafés produits dans des pays autres que ceux énumérés à l'Article I du présent Accord à une quotité de base de 355,000 sacs de 60 kilogrammes nets, ou l'équivalent. La quotité pour les dits cafés sera augmentée ou diminuée dans les mêmes proportions et à la même époque que la quotité globale des pays participants pour le marché des Etats-Unis.

Se por circunstâncias imprevistas uma quota fôr excedida durante qualquer ano de contrôle, essa quota para o ano seguinte será diminuída em uma quantidade igual ao excesso.

Si, par suite de circonstances imprévues, une quotité était dépassée, pendant une année de contrôle, cette quotité pour l'année suivante sera diminuée par une quantité égale à l'excédent.

ARTIGO VIII

ARTICLE VIII

Caso se preveja uma escassez iminente de café no mercado dos Estados Unidos em relação com as suas necessidades, a Junta Interamericana do Café fica autorizada a aumentar, como medida de

Pour le cas où il serait prévu une imminente insuffisance de café sur le marché des Etats-Unis, par rapport à leurs besoins, le Conseil Interaméricain du Café sera autorisé, comme mesure d'urgence, à

como una medida de emergencia, gency measure, to increase the las cuotas para el mercado de quotas for the United States market, in proportion to the basic los Estados Unidos, en proporción a las cuotas básicas, hasta la cantidad necesaria para satisfacer dichas necesidades, aunque en esta forma exceda los límites especificados en el Artículo III. Cualquiera de los miembros de la Junta podrá pedir tal aumento y éste podrá ser autorizado por una tercera parte de los votos de la Junta.

Reduction of quotas.

Asimismo, cuando por circunstancias especiales resultare necesario para los fines del presente Convenio reducir las cuotas para el mercado de los Estados Unidos en un porcentaje mayor del que establece el Artículo III, la Junta Interamericana del Café estará facultada para exceder el porcentaje de reducción más allá de los límites que establece dicho Artículo III, siempre que esto sea aprobado por unanimidad de los votos de la Junta.

When, owing to special circumstances, it may be necessary for the purposes of the present Agreement to reduce the quotas for the United States market by a percentage greater than that established in Article III, the Inter-American Coffee Board shall also have the authority to exceed the percentage of reduction beyond the limits established by the said Article III, provided that this is approved by the unanimous vote of the Board.

ARTÍCULO IX

ARTICLE IX

Inter-American Coffee Board.
Composition.

La administración del presente Convenio se confiará a una Junta que se denominará "Junta Interamericana del Café", integrada por delegados de los Gobiernos de los países participantes.

The present Agreement shall be under the administration of a Board, which shall be known as the "Inter-American Coffee Board", and which shall be composed of delegates representing the Governments of the participating countries.

Cada Gobierno designará un delegado a la Junta al aprobar el Convenio. En caso de ausencia del delegado de cualquiera de los países participantes, su respectivo Gobierno designará a un delegado suplente, quien actuará en lugar del primero. Los nombramientos posteriores deberán ser notificados por los respectivos Gobiernos al Presidente de la Junta.

Each Government shall appoint a delegate to the Board upon approval of the Agreement. In the absence of the delegate of any participating country, his Government shall appoint an alternate who shall act in place of the delegate. Subsequent appointments shall be communicated by the respective Governments to the Chairman of the Board.

emergência, as quotas destinadas ao mercado dos Estados Unidos em proporção às quotas básicas, até à quantidade suficiente para atender às ditas necessidades, mesmo que esta exceda os limites especificados no Artigo III. Qualquer membro da Junta poderá pedir tal aumento e este aumento poderá ser autorizado por uma terça parte dos votos da Junta.

Se, por circunstâncias especiais, for necessário para os fins deste Convênio reduzir as quotas para o mercado dos Estados Unidos em uma porcentagem maior do que a estabelecida no Artigo III, a Junta Interamericana do Café terá também atribuições para fazer a dita redução em porcentagem além dos limites estabelecidos pelo dito Artigo III, após voto unânime de aprovação da Junta.

ARTIGO IX

O presente Convênio funcionará sob a administração de uma Junta a ser denominada "Junta Interamericana do Café", composta de delegados dos Governos dos países participantes.

Uma vez aprovado o Convênio, cada Governo designará um delegado à Junta. Na ausência do delegado de qualquer dos países participantes, o seu respectivo Governo designará um delegado suplente que atuará no lugar do primeiro. As nomeações posteriores deverão ser notificadas pelos respectivos Governos ao Presidente da Junta.

augmenter la quotité pour le marché des Etats-Unis au pro rata des quotités de base, jusqu'à ce quesoit atteinte la quantité nécessaire pour satisfaire aux dits besoins, même si de cette façon ladite quantité arrive à excéder les limits établis à l'Article III. Un membre quelconque du Conseil pourra demander une telle augmentation, et celle-ci pourra être autorisée par le vote favorable du tier du Conseil.

Si pour atteindre les fins du présent Accord, des circonstances spéciales rendent nécessaire la réduction des quotités pour le marché des Etats-Unis, par un pourcentage supérieur à celui prévu à l'Article III, le Conseil Interaméricain du Café est autorisé, moyennant approbation par un vote unanime, à augmenter le pourcentage de réduction au delà des limites prévues audit Article III.

ARTICLE IX

L'administration du présent Accord est confiée à un Conseil dénommé "Conseil Interaméricain du Café", et qui sera composé de délégués des pays participants.

Chaque Gouvernement désignera un délégué au Conseil, lorsqu'il approuvera l'Accord. En cas d'absence du délégué de l'un quelconque des pays participants, le Gouvernement intéressé désignera un délégué suppléant, lequel tiendra lieu du premier délégué. Les nominations subséquentes devront être notifiées par les Gouvernements intéressés au Président du Conseil.

La Junta elegirá de entre sus miembros, un Presidente y un Vicepresidente, quienes ocuparán sus cargos por el período que la misma Junta determine.

The Board shall elect from among its members a Chairman and a Vice Chairman who shall hold office for such period as it may determine.

Seat of Board.

La sede de la Junta será la ciudad de Wáshington, D. C.

The seat of the Board shall be in Washington, D. C.

ARTÍCULO X

ARTICLE X

Additional powers and duties of Board.

La Junta, además de las facultades y deberes que establecen otros artículos de este Convenio, tendrá los siguientes:

The Board shall have the following powers and duties in addition to those specifically set forth in other Articles of this Agreement:

a) La administración general del presente Convenio;

(a) The general administration of the present Agreement;

b) Nombrar los empleados que considere necesarios y determinar las atribuciones y deberes de éstos, lo mismo que sus salarios y el tiempo de duración de sus cargos;

(b) To appoint any employees that it may consider necessary and determine their powers, duties, compensation and duration of employment;

c) Nombrar un Comité Ejecutivo y cualesquiera otros comités permanentes o temporales que considere convenientes, y determinar sus facultades y deberes;

(c) To appoint an Executive Committee and such other permanent or temporary committees as it considers advisable, and to determine their functions and duties;

d) Aprobar un presupuesto anual de erogaciones y determinar la suma con que debe contribuir cada Gobierno participante, de conformidad con lo estipulado en el Artículo XIII;

(d) To approve an annual budget of expenses and fix the amount to be contributed by each participating Government, in accordance with the principles laid down in Article XIII;

e) Solicitar aquellas informaciones que considere necesarias para el debido funcionamiento y administración de este Convenio; publicar aquéllas que estime convenientes;

(e) To seek such information as it may deem necessary to the proper operation and administration of this Agreement; and to publish such information as it may consider desirable;

f) Presentar, al finalizar cada año de cuota, un informe que cubra todas las actividades de la Junta durante el mismo año, así como otros asuntos de interés relacionados con este Convenio. Dicho informe será trasmitido a cada uno de los Gobiernos participantes.

(f) To make an annual report covering all of its activities and any other matters of interest in connection with this Agreement at the end of each quota year. This report shall be transmitted to each of the participating Governments.

A Junta elegerá de entre os seus membros, um Presidente e um Vice-Presidente que exercerão os seus cargos pelo período que a mesma Junta determinar.

A Junta terá sua sede na cidade de Washington, D. C.

ARTIGO X

Compete à Junta, além das faculdades e deveres que lhe confiam outros artigos deste Convênio:

(a) A administração geral do presente Convênio;

(b) Nomear os empregados que considere necessários e determinar as atribuições e deveres dos mesmos, assim como a sua remuneração e o prazo de duração dos seus cargos;

(c) Nomear um Comitê Executivo e quaisquer outros comitês permanentes ou provisórios que julgar conveniente; manter e determinar suas faculdades e deveres;

(d) Aprovar um orçamento anual de despesas e fixar a importância com que cada um dos Governos participantes deverá contribuir, de conformidade com o disposto no artigo XIII;

(e) Procurar obter as informações que julgar necessárias para o eficaz funcionamento e administração deste Convênio e publicar as informações que julgar aconselhável divulgar;

(f) Apresentar no fim de cada ano de controle um relatório abrangendo todas as atividades da Junta e quaisquer outros assuntos de interesse relativos a este Convênio. Esse relatório será transmitido a cada um dos Governos participantes.

Le Conseil élira parmi ses membres un Président et un Vice Président, pour une durée à fixer par le Conseil lui-même.

Le siège du Conseil sera dans la ville de Washington, D. C.

ARTICLE X

En plus des pouvoirs et devoirs spécifiés par d'autres Articles du présent Accord, le Conseil sera chargé:

(a) de l'administration générale du présent Accord;

(b) de nommer les fonctionnaires qu'il jugera nécessaires; de déterminer leurs attributions et devoirs et de fixer leurs traitements, ainsi que la durée de leurs fonctions;

(c) de nommer un Comité Exécutif et tous autres comités permanents ou provisoires qu'il jugera nécessaires, ainsi que de déterminer leurs pouvoirs et attributions;

(d) d'approuver un budget annuel de dépenses et de fixer la contribution de chaque Gouvernement participant, en conformité des stipulations de l'Article XIII;

(e) d'obtenir les renseignements qu'il jugera nécessaires pour la bonne exécution du présent Accord, de publier ces renseignements dans la mesure où il l'estimera nécessaire;

(f) de présenter, à la fin de chaque année de contrôle, un rapport sur toutes les activités du Conseil pendant ladite année, ainsi que sur toutes autres questions ayant un intérêt en rapport avec le présent Accord. Ledit rapport sera transmis à chacun des Gouvernements participants.

ARTÍCULO XI

ARTICLE XI

Coffee surpluses.

La Junta emprenderá, tan pronto como sea posible, el estudio del problema de los excedentes de café en los países productores participantes en este Convenio y dará los pasos convenientes para determinar los mejores métodos de financiar el almacenaje de dichos excedentes cuando tales gestiones se necesiten urgentemente para estabilizar la industria del café. A solicitud de parte interesada, la Junta ayudará y aconsejará a cualquier Gobierno participante que desee negociar préstamos en relación con el funcionamiento del presente Convenio. La Junta queda facultada además para prestar ayuda en todo aquello que se relacione con la clasificación, el almacenaje y el manejo del café.

The Board shall undertake, as soon as possible, a study of the problem of coffee surpluses in the producing countries participating in this Agreement, and shall also take appropriate steps with a view to working out satisfactory methods of financing the storage of such surpluses in cases where such action is urgently needed to stabilize the coffee industry. Upon request, the Board shall assist and advise any participating Government which may desire to negotiate loans in connection with the operation of this Agreement. The Board is also authorized to render assistance in matters relating to the classification, storage and handling of coffee.

Loans.

ARTÍCULO XII

ARTICLE XII

Secretariat.

La Junta nombrará un Secretario y tomará las medidas necesarias para establecer una Secretaría, la cual será enteramente libre e independiente de toda otra entidad o institución de carácter nacional o internacional.

The Board shall appoint a Secretary and take all other necessary measures to establish a Secretariat which shall be entirely free and independent of any other national or international organization or institution.

ARTÍCULO XIII

ARTICLE XIII

Expenses of administration, etc.

Los gastos de los delegados a la Junta serán sufragados por sus respectivos Gobiernos. Los demás gastos necesarios para la administración del presente Convenio, incluyendo los de la Secretaría, serán cubiertos por contribuciones anuales de los Gobiernos de los países participantes. La cantidad total y la forma y fecha en que ha de efectuarse el pago de dichas contribuciones se determinará por la Junta mediante una mayoría no menor de dos terceras partes de

The expenses of delegates to the Board shall be defrayed by their respective Governments. All other expenses necessary for the administration of the present Agreement, including those of the Secretariat, shall be met by annual contributions of the Governments of the participating countries. The total amount, manner and time of payment shall be determined by the Board by a majority of not less than two thirds of the votes. The contribution of each

ARTIGO XI

A Junta empreenderá, logo que fôr possível, um estudo dos excedentes do café nos países produtores partes deste Convênio e tomará também as devidas medidas no sentido de elaborar um método satisfatório de financiar o armazenamento d'esses excedentes, sempre que isto se tornar necessário para estabilizar a indústria do café. À pedido da parte interessada, a Junta auxiliará e aconselhará a qualquer Governo participante que desejar negociar empréstimos em relação com o funcionamento do presente Convênio. A Junta terá atribuições, também, para prestar auxílio em tudo quanto se relacione com a classificação, a armazenagem e a manipulação do café.

ARTICLE XI

Le Conseil entreprendra, aussitôt que possible, l'étude du problème des excédants de café dans les pays producteurs participants au présent Accord, et prendra les mesures nécessaires pour déterminer les meilleurs moyens de financer et d'emmagasiner les dits excédents, lorsque ces transactions seront jugées de nécessité urgente pour stabiliser l'industrie du café. A la demande d'une partie intéressée, le Conseil assistera et conseillera les Gouvernements participants désireux de négocier des emprunts, en rapport avec le fonctionnement du présent Accord. De plus, le Conseil est autorisé à prêter son concours relativement à tout ce qui concerne le classement, l'emmagasinement et la manipulation du café.

ARTIGO XII

A Junta nomeará um Secretário e tomará todas as medidas necessárias para estabelecer uma Secretaria, a qual será inteiramente livre e independente de qualquer outra entidade ou instituição de caráter nacional ou internacional.

ARTICLE XII

Le Conseil nommera un Secrétaire et prendra les mesures nécessaires pour établir une Secrétariat, lequel sera entièrement libre et indépendant de toute autre entité ou institution de caractère national ou international.

ARTIGO XIII

As despesas dos delegados à Junta serão custeadas pelos seus respectivos Governos. As demais despesas necessárias para a administração do presente Convênio, inclusive as da Secretaria, serão custeadas por contribuições anuais dos Governos participantes. A quantia total e a forma e data em que deverão ser efetuados os pagamentos serão determinadas por uma maioria não inferior a dois terços dos votos. A contribuição de cada Governo será em propor-

ARTICLE XIII

Les dépenses des délégués au Conseil seront à la charge de leurs Gouvernements respectifs. Les autres dépenses nécessaires pour l'administration du présent Accord, y compris celle du Secrétariat, seront couvertes par les contributions annuelles des Gouvernements participants. Le montant, la forme et la date du versement des dites contributions seront fixés par le Conseil moyennant une majorité des deux tiers, au moins, des votes émis. La contribution

U. S. contribution. sus votos. La contribución co- Government shall be proportion-
rrespondiente a cada Gobierno se ate to the total of its respective
fijará en proporción al total de sus basic quotas, except that the
cuotas básicas respectivas, con la Government of the United States
excepción de que el Gobierno de of America will accept as its con-
los Estados Unidos de América tribution an amount equal to 33-
contribuirá con una suma igual al 1/2 percent of the total required
33-1/2 por ciento de la contribución contribution.
total requerida.

ARTÍCULO XIV

ARTICLE XIV

Meetings of Board.

Las sesiones ordinarias de la Regular meetings of the Board
Junta se celebrarán el primer shall be held on the first Tuesday
martes de enero, de abril, de julio y of January, April, July and Octo-
de octubre. Las sesiones espe- ber. Special meetings shall be
ciales serán convocadas por el called by the Chairman at any
Presidente en cualquiera otra oca- other time at his discretion, or
sión, ya sea a iniciativa propia o upon written request of delegates
previa solicitud por escrito de dele- representing not less than five of
gados que representen, por lo the participating Governments, or
menos, cinco de los Gobiernos fifteen percent of the quotas speci-
participantes, o el 15% de las fied in Article I, or one third of the
cuotas especificadas en el Artículo votes established in Article XV.
I, o una tercera parte de los votos Notice of all special meetings shall
de que trata el Artículo XV. Las be communicated to the delegates
citaciones para sesiones especiales not less than three days before the
serán comunicadas a los delegados date fixed for the meeting.

Quorum.

Para que haya quórum en toda The presence of delegates rep-
reunión se requerirá la presencia resenting not less than 75 percent
de delegados que representen, por lo of the total votes of all the par-
menos 75 por ciento del total de los ticipating Governments shall be
votos de todos los Gobiernos necesary to constitute a quorum
participantes. Cualquier Gobierno for a meeting. Any participating
participante podrá, por intermedio Government may, through its
de su delegado y mediante notifi- delegate, by written notice to the
cación por escrito hecha al Presi- Chairman, appoint the delegate
dente, designar al delegado de otro of another participating Govern-
Gobierno participante para que lo ment to represent it and to vote
represente y vote en su nombre en on its behalf at any meeting of the
cualquiera de las reuniones de la Board.
Junta.

Proxies.

Decisions of Board.

Salvo lo que en contrario se dis- Except as otherwise provided in
ponga en este Convenio, las resolu- this Agreement, decisions of the
ciones de la Junta se tomarán por Board shall be taken by a simple

ção ao total de suas respectivas quotas básicas, com a exceção de que o Governo dos Estados Unidos se prontifica a aceitar como sua contribuição uma soma igual a trinta e três e um terço por cento da contribuição total requerida.

de chaque Gouvernement sera fixée proportionnellement au total de ses quotités de base à l'exception du Gouvernement des Etats-Unis d'Amérique, lequel contribuera une somme égale aux 33- $\frac{1}{3}$ pour cent de la contribution globale nécessaire.

ARTIGO XIV

As sessões ordinárias da Junta terão lugar na primeira terça-feira de janeiro, abril, julho e outubro. O Presidente poderá convocar reuniões especiais em qualquer outra ocasião, sob sua própria iniciativa, ou à pedido por escrito de delegados que representem no mínimo cinco dos Governos participantes, ou 15 por cento das quotas especificadas no Artigo I, ou um terço dos votos estabelecidos no Artigo XV. As convocações para as reuniões especiais serão comunicadas aos delegados pelo menos três dias antes da data fixada para a reunião.

ARTICLE XIV

Les réunions ordinaires du Conseil auront lieu le premier mardi de janvier, d'avril, de juillet et d'octobre. Les réunions spéciales seront convoquées par le Président, à n'importe quel moment jugé utile, soit sur sa propre initiative, soit à la demande écrite d'un nombre de délégués représentant, au moins, cinq des Gouvernements participants, ou 15 pour cent des quotités établies à l'Article I, ou un tier des votes établis à l'Article XV. Les notifications des réunions spéciales seront communiquées aux délégués au moins trois jours avant la date fixée pour ladite réunion.

Para haver quorum será preciso que estejam presentes os delegados que representem pelo menos 75 por cento dos votos totais de todos os Governos participantes. Qualquer Governo participante poderá, por intermédio do seu delegado, e mediante notificação por escrito feita ao Presidente, designar o delegado de outro Governo participante para representá-lo e votar em seu nome na reunião da Junta.

Pour constituer un quorum en toute réunion, il faudra la présence d'un nombre de délégués représentant au moins le 75 pour cent du nombre total des votes de tous les Gouvernements participants. Tout Gouvernement participant pourra, par l'intermédiaire de son délégué et moyennant notification écrite faite au Président, désigner le délégué d'un autre Gouvernement participant pour le représenter et pour voter en son nom à n'importe quelle réunion du Conseil.

Salvo disposição em contrário neste Convênio, as resoluções da Junta serão tomadas por simples

Sauf disposition contraire du présent Accord, les décisions du Conseil seront prises par une ma-

medio de simple mayoría de votos, majority of the votes, it being understood that, in every case, the computation shall be calculated on the basis of the total votes of all the participating Governments.

ARTÍCULO XV

ARTICLE XV

Apportionment of votes.

Los votos que corresponderán a los respectivos delegados de los Gobiernos participantes serán como sigue:

The votes to be exercised by the delegates of the participating Governments shall be as follows:

Brasil	9	Brazil	9
Colombia	3	Colombia	3
Costa Rica	1	Costa Rica	1
Cuba	1	Cuba	1
Ecuador	1	Dominican Republic	1
El Salvador	1	Ecuador	1
Estados Unidos de América	12	El Salvador	1
Guatemala	1	Guatemala	1
Haití	1	Haiti	1
Honduras	1	Honduras	1
México	1	Mexico	1
Nicaragua	1	Nicaragua	1
Perú	1	Peru	1
República Dominicana	1	United States of America	12
Venezuela	1	Venezuela	1
TOTAL	36	TOTAL	36

ARTÍCULO XVI

ARTICLE XVI

Official reports to be quadrilingual.

Los informes oficiales de la Junta a los Gobiernos participantes se harán por escrito en los cuatro idiomas oficiales de la Unión Panamericana.

The official reports of the Board to the participating Governments shall be written in the four official languages of the Pan American Union.

ARTÍCULO XVII

ARTICLE XVII

Maintenance of normal operation of coffee trade.

Los Gobiernos participantes convienen en mantener, dentro de lo posible, el funcionamiento normal y corriente del comercio del café.

The participating Governments agree to maintain, in so far as possible, the normal and usual operation of the coffee trade.

ARTÍCULO XVIII

ARTICLE XVIII

Advisory committees.

La Junta estará autorizada para establecer comités consultivos en los mercados principales, a fin de que los consumidores, importadores y distribuidores de café crudo y tostado, como también

The Board is authorized to appoint advisory committees in the important markets, to the end that consumers, importers and distributors of green and roasted coffee, as well as other interested

maioria de votos, entendendo-se que a contagem em cada caso será feita à base do total de todos os votos dos Governos participantes.

majorité simple des votes, il reste entendu que, dans tous les cas, le calcul devra se faire sur le total des votes de tous les Gouvernements participants.

ARTIGO XV

Os votos, que deverão corresponder aos delegados dos Governos participantes, serão:

Brasil	9
Colômbia	3
Costa Rica	1
Cuba	1
Equador	1
El Salvador	1
Estados Unidos	12
Guatemala	1
Haiti	1
Honduras	1
México	1
Nicarágua	1
Perú	1
República Dominicana	1
Venezuela	1
TOTAL	36

ARTIGO XVI

Os relatórios oficiais da Junta aos Governos participantes serão redigidos nos quatro idiomas oficiais da União Panamericana.

ARTIGO XVII

Os Governos participantes concordam em manter, até onde possível, as operações normais e correntes do comércio do café.

ARTIGO XVIII

Incumbe à Junta nomear comitês consultivos nos principais mercados, afim de que os consumidores, importadores e distribuidores do café em grão e café torrado, assim como outras pessoas interessadas,

ARTICLE XV

Les votes attribués aux délégués respectifs des Gouvernements participants seront les suivants:

le Brésil	9
la Colombie	3
le Costa Rica	1
Cuba	1
l'Equateur	1
El Salvador	1
les Etats-Unis d'Amérique	12
Guatemala	1
Haïti	1
Honduras	1
le Mexique	1
le Nicaragua	1
le Pérou	1
la République Dominicaine	1
le Vénézuéla	1
TOTAL	36

ARTICLE XVI

Les rapports officiels du Conseil aux Gouvernements participants seront faits par écrit, dans les quatre langues officielles de l'Union Panaméricaine.

ARTICLE XVII

Les Gouvernements participants conviennent de maintenir, dans la mesure du possible, le fonctionnement normal et ordinaire du commerce du café.

ARTICLE XVIII

Le Conseil est autorisé à créer des comitês consultatifs dans les principaux marchés pour permettre aux consommateurs, importateurs et distributeurs de café vert ou grillé, ainsi que les autres per-

las demás personas interesadas, persons, may be given an opportunity to express their views concerning the operation of the program established under this Agreement. en el presente Convenio. ment.

ARTÍCULO XIX

ARTICLE XIX

Charges of noncompliance.

Si el delegado de cualquiera de los Gobiernos participantes alegare que alguno de dichos Gobiernos ha dejado de cumplir con las obligaciones del presente Convenio, la Junta decidirá si se ha efectuado infracción alguna del referido Convenio, y, en tal caso, qué medidas habrán de recomendarse para corregir la situación creada como consecuencia de aquélla.

If the delegate of any participating Government alleges that any participating Government has failed to comply with the obligations of the present Agreement, the Board shall decide whether any infringement of the Agreement has taken place, and, if so, what measures shall be recommended to correct the situation arising therefrom.

ARTÍCULO XX

ARTICLE XX

Deposit of agreement.

El presente Convenio será depositado en la Unión Panamericana en Washington, la que transmitirá copias auténticas certificadas del mismo a los Gobiernos signatarios.

The present Agreement shall be deposited with the Pan American Union at Washington, which shall transmit authentic certified copies thereof to the signatory Governments.

Ratification.

El Convenio será ratificado o aprobado por cada uno de los Gobiernos signatarios de acuerdo con los requisitos de su legislación y entrará en vigor cuando los instrumentos de ratificación o aprobación de todos los Gobiernos signatarios hayan sido depositados en la Unión Panamericana. Tan pronto como sea posible después del depósito de cualquier ratificación, la Unión Panamericana informará de ella a cada uno de los Gobiernos signatarios.

The Agreement shall be ratified or approved by each of the signatory Governments in accordance with its legal requirements and shall come into force when the instruments of ratification or approval of all the signatory Governments have been deposited with the Pan American Union. As soon as possible after the deposit of any ratification the Pan American Union shall inform each of the signatory Governments thereof.

Effecting of agreement by means of protocol.

Si dentro de noventa días desde la fecha de firma de este Convenio,

If, within ninety days from the date of signature of this Agree-

possam ter o ensejo de exprimir os seus pontos de vista relativamente ao funcionamento do programa estabelecido no presente Convênio.

sonnes intéressées, d'exprimer leurs avis sur le fonctionnement du programme établi par le présent Accord.

ARTIGO XIX

Se o delegado de qualquer Governo participante alegar que qualquer dos ditos Governos tenha deixado de cumprir com as obrigações do presente Convênio, a Junta decidirá se houve infração do referido Convênio, e no caso afirmativo, quais as medidas que deverão ser recomendadas para corrigir a situação decorrente de tal infração.

ARTICLE XIX

Si le délégué d'un Gouvernement participant déclare que l'un quelconque des Gouvernements a manqué aux obligations du présent Accord, le Conseil décidera s'il a été commis une infraction au dit Accord, et, dans l'affirmative, déterminera les mesures qu'il y aura lieu de recommander pour rectifier la situation résultée de ladite infraction.

ARTIGO XX

O presente Convênio será depositado na União Panamericana em Washington, que transmitirá cópias autenticadas do mesmo aos Governos signatários.

ARTICLE XX

Le présent Accord sera déposé à l'Union Panaméricaine à Washington, D. C., qui enverra des copies authentiques et certifiées du dit Accord aux Gouvernements signataires.

O Convênio será ratificado ou aprovado por cada um dos Governos signatários de conformidade com as exigências de suas próprias leis, e entrará em vigor quando os instrumentos de ratificação ou aprovação de todos os Governos signatários forem depositados na União Panamericana. Logo que for possível depois do depósito de qualquer ratificação a União Panamericana deverá levar tal ratificação ao conhecimento dos Governos signatários.

L'Accord sera ratifié et approuvé par chacun des Gouvernements signataires conformément à leur législation respective, et entrera en vigueur lorsque les instruments de ratification ou d'approbation de tous les Gouvernements auront été déposés à l'Union Panaméricaine. [1]

Se dentro de noventa dias a contar da data da assinatura

Si, dans les quatre-vingt-dix jours qui suivront la signature du

¹ [There appears at this place in the signed original of the French text the following sentence, which does not appear in the certified copy that was proclaimed: "Après le dépôt de quelque ratification, l'Union Panaméricaine y devra communiquer sans délai à chacun des Gouvernements signataires."]

los instrumentos de ratificación o aprobación de todos los Gobiernos signatarios no han sido depositados, los Gobiernos que hayan depositado sus instrumentos de ratificación o aprobación podrán poner el Convenio en vigor entre ellos por medio de un Protocolo. Tal Protocolo será depositado en la Unión Panamericana, la que suministrará copias certificadas del mismo a cada uno de los Gobiernos en cuyo nombre el Protocolo o el presente Convenio fué firmado.

ment, the instruments of ratification or approval of all the signatory Governments have not been deposited, the Governments which have deposited their instruments of ratification or approval may put the Agreement into force among themselves by means of a Protocol. Such Protocol shall be deposited with the Pan American Union, which shall furnish certified copies thereof to each of the Governments on behalf of which the Protocol or the present Agreement was signed.

ARTÍCULO XXI

ARTICLE XXI

Suspension of inconsistent prior provisions.

Mientras permanezca en vigencia, el presente Convenio prevalecerá sobre las disposiciones y estipulaciones en pugna con el mismo que puedan existir en cualquier otro Convenio previamente celebrado entre cualesquiera de los Gobiernos participantes. Al expirar el presente Convenio, las disposiciones y estipulaciones que por virtud de él hayan quedado temporalmente suspendidas entrarán automáticamente de nuevo en vigencia, a menos que hayan terminado definitivamente por otros motivos.

As long as the present Agreement remains in force, it shall prevail over provisions inconsistent therewith which may be contained in any other agreement previously concluded between any of the participating Governments. Upon the termination of the present Agreement, all the provisions which may have been temporarily suspended by virtue of this Agreement shall automatically again become operative unless they have been definitively terminated for other reasons.

ARTÍCULO XXII

ARTICLE XXII

Customs territory of U. S. included.

El presente Convenio se aplicará, en cuanto a los Estados Unidos de América, al territorio comprendido por la jurisdicción aduanera de los Estados Unidos. Queda entendido, que las exportaciones a los Estados Unidos de América y las cuotas para el mercado de los Estados Unidos se referirán al territorio bajo la jurisdicción aduanera de los Estados Unidos.

The present Agreement shall apply, on the part of the United States of America, to the customs territory of the United States. Exports to the United States of America and quotas for the United States market shall be understood to refer to the customs territory of the United States.

dêste Convênio, os instrumentos de ratificação ou aprovação de todos os Governos signatários não tiveram sido depositados, os Governos que tenham depositado os seus instrumentos de ratificação ou aprovação poderão pôr em vigor o Convênio entre si mediante um Protocolo. Este Protocolo será depositado na União Panamericana, que fornecerá cópias autenticadas do mesmo a cada um dos Governos por parte dos quais fôr assinado o Protocolo ou o presente Convênio.

présent Accord, des instruments de ratification ou d'approbation n'ont pas été déposés par tous les Gouvernements signataires, les Gouvernements qui auront déposé leurs instruments de ratification ou d'approbation pourront mettre l'Accord en vigueur entre eux moyennant un Protocole. Ce Protocole sera déposé à l'Union Panaméricaine, qui en enverra des copies certifiées à chacun des Gouvernements signataires.

ARTIGO XXI

ARTICLE XXI

Enquanto permanecer em vigor, êste Convênio prevalecerá sôbre outras disposições contrárias contidas em qualquer outro acôrdo previamente assinado entre quaisquer dos Governos participantes. Concluído o prazo do presente Convênio todas as disposições provisoriamente suspensas em virtude do mesmo Convênio entrarão automaticamente em vigor novamente, a não ser que tenham terminado definitivamente por outros motivos.

Pendant toute la durée du présent Accord, ses dispositions l'emporteront sur les stipulations contraires qui pourront exister dans tout autre Accord conclu antérieurement par aucuns des Gouvernements participants. A l'expiration du présent Accord, les dispositions et stipulations qui auront été provisoirement suspendues en vertu dudit Accord rentreront en vigueur ipso facto si d'autre raisons ne l'empêchent.

ARTIGO XXII

ARTICLE XXII

O presente Convênio se aplicará, no que se refere aos Estados Unidos da América, ao território compreendido na jurisdição aduaneira dos Estados Unidos da América. Fica entendido que as exportações para os Estados Unidos da América e as quotas para o mercado dos Estados Unidos, se referem ao território sob a jurisdição aduaneira dos Estados Unidos.

Le présent Accord s'appliquera, en ce qui concerne les Etats-Unis d'Amérique, au territoire compris dans la juridiction douanière des Etats-Unis. Il est entendu que les exportations aux Etats-Unis d'Amérique et les quotités pour le marché des Etats-Unis s'appliqueront au territoire sous la juridiction douanière des Etats-Unis.

ARTÍCULO XXIII

ARTICLE XXIII

Definitions.

Para las finalidades de este Convenio, se adoptan las siguientes definiciones:

For the purpose of this Agreement the following definitions are adopted:

(1) "Año de cuota" significa el período de doce meses que principia el primero de octubre y termina el 30 de septiembre del siguiente año civil;

(1) "Quota year" means the period of twelve months beginning October 1, and ending September 30 of the following calendar year.

(2) "Países productores participantes en este Convenio" significa todos los países participantes, excepto los Estados Unidos de América;

(2) "Producing countries participating in this Agreement" means all participating countries except the United States of America.

(3) "La Junta" significa la Junta Interamericana del Café, establecida en el Artículo IX.

(3) "The Board" means the Inter-American Coffee Board provided for in Article IX.

ARTÍCULO XXIV

ARTICLE XXIV

Duration.

Salvo la eventualidad prevista por el Artículo XXV, el presente Convenio estará en vigencia hasta el primero de octubre de 1943.

Subject to the eventuality covered by Article XXV, the present Agreement shall remain in force until October 1, 1943.

Recommendations for continuance.

Con anticipación no menor de un año al primero de octubre de 1943, la Junta hará recomendaciones a los Gobiernos participantes respecto a la conveniencia de continuar o no el Convenio. Si las recomendaciones favorecen su continuación, podrá sugerirse en ellas enmiendas al Convenio.

Not less than one year prior to October 1, 1943 the Board shall make recommendations to the participating Governments as to the continuation or otherwise of the Agreement. The recommendations, if in favor of continuation, may suggest amendments to the Agreement.

Amendments.

Cada uno de los Gobiernos participantes dará a conocer a la Junta, si acepta o rechaza las recomendaciones mencionadas en el párrafo inmediato anterior, debiendo hacerlo dentro de los seis meses siguientes a la fecha del recibo de dichas recomendaciones. Este período podrá ser prolongado a juicio de la Junta.

Each participating Government shall signify to the Board its acceptance or rejection of the recommendations referred to in the immediately preceding paragraph within six months after the date of the receipt of such recommendations. This period may be extended by the Board.

Si las recomendaciones son aceptadas por todos los Gobiernos participantes, éstos se comprometen a adoptar las medidas necesarias para llevar a efecto

If said recommendations are accepted by [all the participating Governments, the participating Governments undertake to take such measures as may be neces-

ARTIGO XXIII

Para os fins deste Convênio foram adotados as seguintes definições:

(1) "Ano de controle" significa o período de doze meses que principia à 1 de outubro e termina a 30 de setembro do seguinte ano civil;

(2) "Países produtores participantes neste Convênio" significa todos os países participantes exceto os Estados Unidos da América.

(3) "A Junta" significa a Junta Interamericana do Café, estabelecida no Artigo IX.

ARTIGO XXIV

Salvo a eventualidade prevista pelo Artigo XXV, o presente Convênio permanecerá em vigor até o dia 1 de outubro de 1943.

Pelo menos um ano antes de primeiro de outubro de 1943, a Junta fará recomendações aos Governos participantes quanto à conveniência de continuar ou não o Convênio. Caso as recomendações favorecerem sua continuação, poderão sugerir emendas e incluir propostas relativas ao Convênio.

Cada um dos Governos participantes levará ao conhecimento da Junta a sua decisão de aceitar ou rejeitar as recomendações constantes do parágrafo anterior, dentro de seis meses contados da data do recebimento das supra citadas recomendações. Este prazo poderá ser prolongado à juízo da Junta.

Caso sejam aceitas as recomendações por todos os Governos participantes, estes se comprometem a tomar todas as medidas necessárias para levar a efeito as

ARTICLE XXIII

Aux fins du présent Accord, les définitions suivantes sont adoptées:

(1) Le terme "Année de contrôle" signifie l'intervalle de douze mois qui commence le premier octobre et se termine le 30 septembre de l'année civile suivante;

(2) Le terme "Pays producteurs participants au présent Accord" signifie tous les pays participants, à l'exception des Etats-Unis d'Amérique.

(3) Le terme "le Conseil" signifie le Conseil Interaméricain du Café créé par l'Article IX.

ARTICLE XXIV

Sous réserve de l'éventualité prévue à l'Article XXV, le présent Accord restera en vigueur jusqu'au premier octobre 1943.

Au moins un an avant le premier octobre 1943, le Conseil soumettra aux Gouvernements participants des recommandations relativement à l'opportunité de continuer ou de terminer l'Accord. Si les recommandations favorisent sa continuation, elles pourront contenir des propositions de modification de l'Accord.

Chacun des Gouvernements participants fera connaître au Conseil s'il accepte ou rejette les recommandations mentionnées au paragraphe précédant, dans les six mois qui suivront la date à laquelle il aura reçu ces communications. Ce délai pourra être prolongé si le Conseil le juge utile.

Si les recommandations sont acceptées par tous les Gouvernements participants, ceux-ci s'engagent à adopter les mesures nécessaires pour l'application des

dichas recomendaciones. La Junta redactará una declaración en la que se certificarán los términos de las recomendaciones y su aceptación por todos los Gobiernos participantes; y el presente Convenio se considerará enmendado de acuerdo con esa declaración, desde la fecha que se especifique en la misma. Se enviará a la Unión Panamericana y a cada uno de los Gobiernos participantes una copia certificada de la declaración, así como también una copia certificada del Convenio enmendado.

El mismo procedimiento para hacer enmiendas o para la continuación del Convenio podrá seguirse en cualquiera otra oportunidad.

ARTÍCULO XXV

Cualquiera de los Gobiernos participantes podrá retirarse del presente Convenio después de notificar su intención en ese sentido, con un año de anticipación, a la Unión Panamericana, la cual lo comunicará inmediatamente a la Junta. Si un número de Gobiernos participantes que represente un 20 por ciento o más del total de las cuotas especificadas en el Artículo I de este Convenio, se retirase del mismo, el Convenio caducará.

ARTÍCULO XXVI

Quando por circunstancias especiales y extraordinarias la Junta creyere que puede reducirse el término fijado por el Artículo XXIV para la vigencia de este Convenio, lo comunicará inmediatamente a todos los Gobiernos participantes, los que, por acuerdo unánime, podrán resolver la terminación de este Convenio antes del 1° de octubre de 1943.

Termination prior to fixed date.

sary to carry out said recommendations. The Board shall draw up a declaration certifying the terms of said recommendations and their acceptance by all the participating Governments, and the present Agreement shall be deemed to be amended in accordance with this declaration as from the date specified therein. A certified copy of the declaration together with a certified copy of the Agreement as amended shall be communicated to the Pan American Union and to each of the participating Governments.

The same procedure for making amendments or for the continuation of the Agreement may be followed at any other time.

ARTICLE XXV

Any of the participating Governments may withdraw from the present Agreement after prior notification of one year to the Pan American Union which shall promptly inform the Board. If one or more participating Governments representing 20 percent or more of the total quotas specified in Article I of this Agreement withdraw therefrom, the Agreement will thereupon terminate.

ARTICLE XXVI

In the event that because of special and extraordinary circumstances the Board should believe that the period fixed by Article XXIV for the duration of this Agreement might be reduced, it shall immediately notify all the participating Governments which, by unanimous agreement, may decide to terminate this Agreement prior to October 1, 1943.

referidas recomendações. A Junta redigirá uma certidão com os termos das ditas recomendações e a sua aceitação por todos os Governos participantes, e o presente Convênio se considerará emendado, de acôrdo com essa declaração, a partir da data especificada na certidão. Será enviada à União Panamericana e a cada um dos Governos participantes uma cópia autenticada da certidão e bem assim uma cópia autenticada do Convênio emendado.

Pode-se seguir êsse mesmo processo em qualquer ocasião, para fazer emendas ou para a continuação do Convênio.

ARTIGO XXV

Qualquer dos Governos participantes poderá retirar-se do presente Convênio depois de notificar a sua intenção nesse sentido, com um ano de antecedência, à União Panamericana, que a comunicará imediatamente à Junta. Caso um ou mais dos Governos participantes representando 20 por cento ou mais do total das quotas especificadas no Artigo I deste Convênio se retirarem do mesmo, o Convênio caducará.

ARTIGO XXVI

Quando por circunstâncias especiais e extraordinárias a Junta acreditar que se poderá reduzir o prazo fixado pelo Artigo XXIV para a vigência deste Convênio, comunicará isto imediatamente a todos os Governos participantes, os quais, por acôrdo unânime, poderão resolver a terminação deste Convênio antes de 1 de outubro de 1943.

dites recommandations. Le Conseil rédigea une déclaration comportant les termes des recommandations et l'acceptation des Gouvernements participants, et le présent Accord sera considéré comme étant modifié dans le sens de cette déclaration, après la date indiquée dans celle-ci. Une copie certifiée conforme de la déclaration, ainsi qu'une copie certifiée conforme de l'Accord modifié, seront transmises à l'Union Panaméricaine et à chacun des Gouvernements participants.

La même procédure pour modifier ou continuer cet Accord, pourra être toujours suivie.

ARTICLE XXV

Tout Gouvernement participant pourra se retirer du présent Accord après avoir notifié son intention à cet effet, au moins un an à l'avance, à l'Union Panaméricaine, laquelle communiquera sans délai ladite notification au Conseil. Si un nombre de Gouvernements participants représentant le 20 pour cent, ou plus, du total des quotités établies à l'Article I du présent Accord, se retirent, l'Accord cessera d'être en vigueur.

ARTICLE XXVI

Si, par suite de circonstances spéciales et extraordinaires, le Conseil juge que le délai établi à l'Article XXIV pour la duration du présent Accord pourra être ecourté, il le fera savoir immédiatement à tous les Gouvernements participants, les quels pourront décider unanimement de mettre fin au présent Accord avant le premier octobre 1943.

ARTÍCULO TRANSITORIO

TRANSITORY ARTICLE

Todo el café importado a los Estados Unidos de América desde el primero de octubre de 1940, inclusive, hasta el 30 de septiembre de 1941, inclusive, se cargará a las cuotas para el primer año de cuota.

Todo el café exportado con destino al mercado de fuera de los Estados Unidos desde el primero de octubre de 1940, inclusive, hasta el 30 de septiembre de 1941, inclusive, se cargará a las cuotas para el primer año de cuota.

Hecho en la ciudad de Washington, en los idiomas español, inglés, portugués y francés, el día 28 de noviembre de 1940.

All coffee entered for consumption into the United States of America between October 1, 1940 and September 30, 1941, both inclusive, shall be charged against the quotas for the first quota year.

All coffee exported to the market outside the United States between October 1, 1940 and September 30, 1941, both inclusive, shall be charged against the quotas for the first quota year.

Done at the City of Washington, in English, Spanish, Portuguese and French, the twenty-eighth day of November, 1940.

POR BRASIL

(F) E. PENTEADO (SELLO)

POR COLOMBIA

(F) M. MEJÍA (SELLO)

POR COSTA RICA

(F) OCTAVIO BEECHE (SELLO)

POR CUBA

(F) PEDRO MARTÍNEZ FRAGA
(SELLO)

POR ECUADOR

(F) C. E. ALFARO (SELLO)

POR EL SALVADOR

(F) HÉCTOR DAVID CASTRO
(SELLO)

POR LOS ESTADOS UNIDOS DE AMÉRICA

(F) SUMNER WELLES (SELLO)

POR GUATEMALA

(F) ENRIQUE LÓPEZ
HERRARTE (SELLO)

POR HAITI

(F) E. LESCOT (SELLO)

FOR BRAZIL

(S) E. PENTEADO (SEAL)

FOR COLOMBIA

(S) M. MEJÍA (SEAL)

FOR COSTA RICA

(S) OCTAVIO BEECHE (SEAL)

FOR CUBA

(S) PEDRO MARTÍNEZ FRAGA
(SEAL)

FOR THE DOMINICAN REPUBLIC

(S) A. PASTORIZA (SEAL)

FOR ECUADOR

(S) C. E. ALFARO (SEAL)

FOR EL SALVADOR

(S) HÉCTOR DAVID CASTRO
(SEAL)

FOR GUATEMALA

(S) ENRIQUE LÓPEZ
HERRARTE (SEAL)

FOR HAITI

(S) E. LESCOT (SEAL)

DISPOSIÇÕES TRANSITÓRIAS

ARTICLE TRANSITOIRE

Todo o café importado nos Estados Unidos da América entre 1 de outubro de 1940, inclusive, e 30 de setembro de 1941, inclusive, será levado à conta das quotas correspondentes ao primeiro ano de controle.

Todo o café exportado para o mercado fóra dos Estados Unidos entre 1 de outubro de 1940, inclusive, e 30 de setembro de 1941, inclusive, será levado à conta das quotas do primeiro ano de controle.

Lavrado na cidade de Washington, em português, inglês, espanhol e francês, aos 28 dias de novembro de 1940.

Tout le café importé aux Etats-Unis d'Amérique à partir du premier octobre 1940, jusqu'au 30 septembre 1941, inclusivement, sera mis au compte des quotités pour la première année de contrôle.

Tout le café exporté à destination du marché au dehors des Etats-Unis entre le premier octobre 1940 et le 30 septembre 1941, inclusivement, sera mis au compte des quotités pour la première année de contrôle.

Fait en la ville de Washington, dans les langues française, anglaise, portugaise et espagnole, le vingt-huitième jour de novembre, mil neuf-cent quarante.

PELO BRASIL

(A) E. PENTEADO (SÊLO)

POUR LE BRESIL

(S) E. PENTEADO (SCEAU)

PELA COLÔMBIA

(A) M. MEJÍA [¹] (SÊLO)

POUR LA COLOMBIE

(S) M. MEJÍA [¹] (SCEAU)

POR COSTA RICA

(A) OCTAVIO BEECHE (SÊLO)

POUR LE COSTA RICA

(S) OCTAVIO BEECHE (SCEAU)

POR CUBA

(A) PEDRO MARTÍNEZ FRAGA (SÊLO)

POUR CUBA

(S) PEDRO MARTÍNEZ FRAGA (SCEAU)

PELO EQUADOR

(A) C. E. ALFARO (SÊLO)

POUR L'EQUATEUR

(S) C. E. ALFARO (SCEAU)

POR EL SALVADOR

(A) HÉCTOR DAVID CASTRO (SÊLO)

POUR EL SALVADOR

(S) HÉCTOR DAVID CASTRO (SCEAU)

PELOS ESTADOS UNIDOS
DA AMÉRICA

(A) SUMNER WELLES (SÊLO)

POUR LES ETATS-UNIS
D'AMERIQUE

(S) SUMNER WELLES (SCEAU)

PELA GUATEMALA

(A) ENRIQUE LÓPEZ
HERRARTE (SÊLO)

POUR GUATEMALA

(S) ENRIQUE LÓPEZ
HERRARTE (SCEAU)

PELO HAITÍ

(A) E. LESCOT (SÊLO)

POUR HAÏTI

(S) E. LESCOT (SCEAU)

¹ [In the Portuguese text of the original signed agreement no seal or signature appears for Colombia.]

¹ [In the French text of the original signed agreement no seal or signature appears for Colombia.]

POR HONDURAS		FOR HONDURAS	
(F) JULIÁN R. CÁCERES		(S) JULIÁN R. CÁCERES	
	(SELLO)		(SEAL)
POR MÉXICO		FOR MEXICO	
(F) A. ESPINOSA DE LOS		(S) A. ESPINOSA DE LOS	
MONTEROS	(SELLO)	MONTEROS	(SEAL)
POR NICARAGUA		FOR NICARAGUA	
(F) LEÓN DE BAYLE	(SELLO)	(S) LEÓN DE BAYLE	(SEAL)
POR EL PERÚ		FOR PERU	
(F) EDUARDO GARLAND		(S) EDUARDO GARLAND	
	(SELLO)		(SEAL)
POR LA REPÚBLICA DOMI-		FOR THE UNITED STATES OF	
NICANA		AMERICA	
(F) A. PASTORIZA	(SELLO)	(S) SUMNER WELLES	(SEAL)
POR VENEZUELA		FOR VENEZUELA	
(F) LUIS COLL-PARDO		(S) LUIS COLL-PARDO	
	(SELLO)		(SEAL)

POR HONDURAS		POUR HONDURAS	
(A) JULIÁN R. CÁCERES		(S) JULIÁN R. CÁCERES	
	(SÊLO)		(SCEAU)
PELO MÉXICO		POUR LE MEXIQUE	
(A) A. ESPINOSA DE LOS		(S) A. ESPINOSA DE LOS	
MONTEROS [1]	(SÊLO)	MONTEROS [1]	(SCEAU)
PELA NICARÁGUA		POUR LE NICARAGUA	
(A) LEÓN DE BAYLE	(SÊLO)	(S) LEÓN DE BAYLE	(SCEAU)
PELO PERÚ		POUR LE PEROU	
(A) EDUARDO GARLAND		(S) EDUARDO GARLAND	
	(SÊLO)		(SCEAU)
PELA REPÚBLICA DO-		POUR LA REPUBLIQUE	
MINICANA		DOMINICAINE	
(A) A. PASTORIZA	(SÊLO)	(S) A. PASTORIZA	(SCEAU)
PELA VENEZUELA		POUR VENEZUELA	
(A) LUIS COLL-PARDO		(S) LUIS COLL-PARDO	
	(SÊLO)		(SCEAU)

¹ [In the Portuguese text of the original signed agreement no seal or signature appears for Mexico.]

¹ [In the French text of the original signed agreement no seal or signature appears for Mexico.]

I hereby certify that the foregoing document is a true and faithful copy of the original in the English, Spanish, Portuguese, and French languages, of the Inter-American Coffee Agreement, which was signed at Washington and deposited with the Pan American Union on November 28, 1940.

WASHINGTON, D. C., *December 30, 1940.*

[SEAL] PEDRO DE ALBA,
*Secretary of the Governing Board
of the Pan American Union*

WHEREAS it is provided by Article XX of the said Agreement that the Agreement shall be ratified or approved by each of the signatory Governments in accordance with its legal requirements and shall come into force when the instruments of ratification or approval of all the signatory Governments have been deposited with the Pan American Union; but that if within ninety days from the date of signature of the Agreement the instruments of ratification or approval of all the signatory Governments have not been deposited, the Governments which have deposited their instruments of ratification or approval may put the Agreement into force among themselves by means of a protocol;

WHEREAS a period of ninety days has elapsed without the deposit at the Pan American Union of the instruments of ratification or approval of all the signatory Governments;

WHEREAS the said Agreement has been ratified or approved by the Government of the United States of America and by certain other of the signatory Governments, and their respective instruments of ratification or approval have been deposited with the Pan American Union at Washington;

WHEREAS, in accordance with the provisions of Article XX of the said Agreement, a protocol, in the Spanish, English, Portuguese and French languages, was signed at the Pan American Union in Washington on April 15, 1941, by the authorized representatives of the Government of the United States of America and by other of the signatory Governments of the said Agreement which have deposited their instruments of ratification or approval at the Pan American Union;

WHEREAS it is provided in the said protocol, a certified copy of which is annexed hereto, that the parties thereto agree to proceed immediately to put the Inter-American Coffee Agreement of November 28, 1940 into force among themselves, pending the ratification or approval of the said Agreement by all the signatory Governments, and that with respect to the other signatory Governments of the said Agreement, the protocol shall remain open for signature on or after the date on which each Government shall deposit its instrument of ratification or approval of the Agreement;

WHEREAS it is further provided in the said protocol that it shall become operative as regards each Contracting Party on the day following the date of signature by such Party;

AND WHEREAS Section 1 of a joint resolution of the Congress of the United States of America, approved April 11, 1941, entitled "Joint Resolution To carry out the obligations of the United States under the Inter-American Coffee Agreement, signed at Washington on November 28, 1940, and for other purposes", provides as follows:

Ante, p. 133.

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That on and after the entry into force of the Inter-American Coffee Agreement, as proclaimed by the President, and during the continuation in force of the obligations of the United States thereunder, no coffee imported from any foreign country may be entered for consumption except as provided in the said agreement.";

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said Agreement signed on November 28, 1940, and the said Protocol signed on April 15, 1941, to be made public, to the end that the said Agreement shall be given effect pursuant to the said Protocol and the aforesaid Joint Resolution of the Congress of the United States of America, and that every article and clause thereof shall be observed and fulfilled with good faith by the United States of America and the citizens thereof, and I do hereby proclaim that the said Inter-American Coffee Agreement, signed on November 28, 1940, will enter into force on April 16, 1941, in respect of the obligations of the United States of America thereunder, including the limitation of entries for consumption of coffee from any foreign country or countries to the quotas therein provided for.

Entry into force on part of U. S.

IN TESTIMONY 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 fifteenth day of April in the year of our Lord one thousand nine hundred and forty-
[SEAL] one, and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

PROCOLO AL CONVENIO INTERAMERICANO DEL CAFE

PROTOCOL TO THE INTER-AMERICAN COFFEE AGREEMENT

PROCOLO AO CONVÊNIO INTERAMERICANO DO CAFÉ

PROTOCOLE A L'ACCORD INTERAMERICAIN DU CAFE

CONSIDERANDO:

Ante, p. 1168.

Que los párrafos segundo y tercero del Artículo XX del Convenio Interamericano del Café, firmado en Washington el 28 de noviembre de 1940, establecen que:

“El Convenio será ratificado o aprobado por cada uno de los Gobiernos signatarios de acuerdo con los requisitos de su legislación y entrará en vigor cuando los instrumentos de ratificación o aprobación de todos los Gobiernos signatarios hayan sido depositados en la Unión Panamericana. Tan pronto como sea posible después del depósito de cualquier ratificación, la Unión Panamericana informará de ella a cada uno de los Gobiernos signatarios.

“Si dentro de noventa días desde la fecha de firma de este Convenio, los instrumentos de ratificación o aprobación de todos los Gobiernos signatarios no han sido depositados, los Gobiernos que hayan depositado sus instrumentos de ratificación o aprobación podrán poner el Convenio en vigor entre ellos por medio de un Protocolo. Tal Protocolo será depositado en la Unión Panamericana, la que suministrará copias certificadas del mismo a cada uno de los Gobiernos en cuyo nombre el Protocolo o el presente Convenio fué firmado.”; y

WHEREAS:

The second and third paragraphs of Article XX of the Inter-American Coffee Agreement, signed at Washington on November 28, 1940, provide that:

“The Agreement shall be ratified or approved by each of the signatory Governments in accordance with its legal requirements and shall come into force when the instruments of ratification or approval of all the signatory Governments have been deposited with the Pan American Union. As soon as possible after the deposit of any ratification the Pan American Union shall inform each of the signatory Governments thereof.

“If, within ninety days from the date of signature of this Agreement, the instruments of ratification or approval of all the signatory Governments have not been deposited, the Governments which have deposited their instruments of ratification or approval may put the Agreement into force among themselves by means of a Protocol. Such Protocol shall be deposited with the Pan American Union, which shall furnish certified copies thereof to each of the Governments on behalf of which the Protocol or the present Agreement was signed.”;

CONSIDERANDO:

Que os parágrafos segundo e terceiro do Artigo XX do Convênio Interamericano do Café, assinado em Washington, a 28 de novembro de 1940, estabelecem que:

“O Convênio será ratificado ou aprovado por cada um dos Governos signatários de conformidade com as exigências de suas próprias leis, e entrará em vigor quando os instrumentos de ratificação ou aprovação de todos os Governos signatários forem depositados na União Panamericana. Logo que for possível depois do depósito de qualquer ratificação à União Panamericana deverá levar tal ratificação ao conhecimento dos Governos signatários.

“Se dentro de noventa dias a contar da data da assinatura deste Convênio, os instrumentos de ratificação ou aprovação de todos os Governos signatários não tiveram sido depositados, os Governos que tenham depositado os seus instrumentos de ratificação ou aprovação poderão pôr em vigor o Convênio entre si mediante um Protocolo. Este Protocolo será depositado na União Panamericana, que fornecerá cópias autenticadas do mesmo a cada um dos Governos por parte dos quais fôr assinado o Protocolo ou o presente Convênio.”, e

CONSIDERANT:

Que le deuxième et le troisième paragraphes de l'Article XX de l'Accord Interaméricain du Café, signé à Washington le 28 novembre, 1940, établissent que:

“L'Accord sera ratifié ou approuvé par chacun des Gouvernements signataires conformément à leur législation respective, et entrera en vigueur lorsque les instruments de ratification ou d'approbation de tous les Gouvernements auront été déposés à l'Union Panaméricaine. Après le dépôt de quelque ratification, l'Union Panaméricaine y devra communiquer sans délai à chacun des Gouvernements signataires.

“Si, dans les quatre-vingt-dix jours qui suivront la signature du présent Accord, des instruments de ratification ou d'approbation n'ont pas été déposés par tous les Gouvernements signataires, les Gouvernements qui auront déposé leurs instruments de ratification ou d'approbation pourront mettre l'Accord en vigueur entre eux moyennant un Protocole. Ce Protocole sera déposé à l'Union Panaméricaine, qui en enverra des copies certifiées à chacun des Gouvernements signataires.”, et

Que han transcurrido noventa días desde la fecha en que se firmó el mencionado Convenio sin que los instrumentos de ratificación o aprobación de todos los Gobiernos signatarios hayan sido depositados en la Unión Panamericana;

AND WHEREAS ninety days have elapsed since the date of signature of the said Agreement without the instruments of ratification or approval of all the signatory Governments having been deposited with the Pan American Union;

Los Gobiernos del Brasil, Colombia, Costa Rica, El Salvador, Estados Unidos de América, Guatemala, Haití, Honduras, México y Perú, habiendo depositado sus respectivos instrumentos de ratificación o aprobación en la Unión Panamericana, y deseosos de poner dicho Convenio en vigor entre sí, han convenido en lo siguiente:

The Governments of Brazil, Colombia, Costa Rica, El Salvador, Guatemala, Haiti, Honduras, Mexico, Peru and the United States of America which have deposited their respective instruments of ratification or approval with the Pan American Union, being desirous of bringing the said Agreement into force among themselves, have agreed as follows:

ARTICULO I

ARTICLE I

Putting into force of agreement.

Las Partes en el presente Protocolo convienen en proceder inmediatamente a poner en vigor entre ellas mismas el Convenio Interamericano del Café, firmado en Washington el 28 de noviembre de 1940.

The Parties to the present Protocol agree to proceed immediately to put into force among themselves the Inter-American Coffee Agreement, signed at Washington on November 28, 1940.

ARTICULO II

ARTICLE II

Effective date.

El presente Protocolo entrará en vigor respecto de cada una de las Partes Contratantes, desde el día siguiente a la fecha en que éste sea firmado por dicha Parte.

The present Protocol is operative as regards each Contracting Party on the day following the date of signature by such Party.

Subsequent signatures.

Mientras quede pendiente el depósito en la Unión Panamericana de los instrumentos de ratificación o aprobación por todos los Gobiernos signatarios del mencionado Convenio Interamericano de Café del 28 de noviembre de 1940, el presente Protocolo quedará abierto a la firma de cada uno de los Gobiernos signatarios del Convenio mencionado en la fecha en que cada uno de éstos deposite su instrumento de ratificación o aprobación, o en fecha posterior.

Pending the deposit with the Pan American Union of the instruments of ratification or approval by all the signatory Governments of the said Agreement of November 28, 1940, the present Protocol shall remain open for signature by each signatory of the Inter-American Coffee Agreement on or after the date on which it shall deposit its instrument of ratification or approval thereof.

Que já transcorreram noventa dias da data em que se assinou o mencionado Convênio sem que os instrumentos de ratificação ou aprovação de todos os Governos signatários tenham sido depositados na União Panamericana;

Os Governos do Brasil, Colômbia, Costa Rica, El Salvador, Estados Unidos da América, Guatemala, Haítí, Honduras, México, e Perú, havendo depositado os seus respectivos instrumentos de ratificação ou aprovação na União Panamericana, e desejosos de pôr o dito Convênio em vigor entre si, convieram no seguinte:

ARTIGO I

As Partes no presente Protocolo conveem em proceder imediatamente a pôr em vigor entre si o Convênio Interamericano do Café, assinado em Washington, a 28 de novembro de 1940.

ARTIGO II

O presente Protocolo entrará em vigor com relação a cada uma das Partes Contratantes, desde o dia seguinte à data em que este fôr assinado pela dita Parte.

Enquanto estiver pendente o depósito na União Panamericana dos instrumentos de ratificação ou aprovação por todos os Governos signatários do mencionado Convênio Interamericano do Café, de 28 de novembro de 1940, o presente Protocolo ficará aberto à assinatura de cada um dos Governos signatários do Convênio mencionado na data em que cada um destes depositar o seu instrumento de ratificação ou aprovação, ou em data posterior.

Que quatre-vingt-dix jours se sont écoulés depuis la date à laquelle fut signée le dit Accord, sans que les instruments de ratification ou d'approbation de tous les Gouvernements signataires n'aient été déposés à l'Union Panaméricaine;

Les Gouvernements du Brésil, de la Colombie, du Costa Rica, d'El Salvador, des États-Unis d'Amérique, de Guatemala, d'Haïti, de Honduras, du Mexique et du Pérou, ayant déposé respectivement leurs instruments de ratification ou d'approbation à l'Union Panaméricaine, et désireux de mettre le dit Accord en vigueur entre eux, ont convenu des articles suivants:

ARTICLE I

Les Parties au présent Protocole conviennent de procéder immédiatement à la mise en vigueur entre elles de l'Accord Interaméricain du Café, signé à Washington, le 28 novembre, 1940.

ARTICLE II

Le présent Protocole entrera en vigueur pour chacune des Parties Contractantes à partir du jour qui suivra la date où il sera signé par la dite Partie.

En attendant le dépôt à l'Union Panaméricaine des instruments de ratification ou d'approbation de tous les Gouvernements signataires du dit Accord Interaméricain du Café, du 28 novembre, 1940, le présent Protocole restera ouvert à la signature de chacun des Gouvernements signataires du dit Accord, à la date où chacun de ces Gouvernements déposera son instrument de ratification ou d'approbation, ou à une date subséquente.

ARTICULO III

ARTICLE III

Deposit of protocol.

El presente Protocolo, cuyo original está firmado en los idiomas español, francés, inglés y portugués, todos cuyos textos tendrán la misma autenticidad, será depositado en la Unión Panamericana en Wáshington, la cual transmitirá copias certificadas del mismo a todos los países signatarios del Convenio Interamericano del Café.

The present Protocol, signed in one original in the English, Spanish, Portuguese and French languages, all of which texts are equally authentic, shall be deposited with the Pan American Union at Washington, which shall transmit certified copies thereof to all the signatories of the Inter-American Coffee Agreement.

EN FE DE LO CUAL, los infrascritos, debidamente autorizados por sus respectivos Gobiernos, firman y sellan el presente Protocolo.

IN WITNESS WHEREOF the undersigned, duly authorized by their respective Governments, have signed the present Protocol and have affixed their respective seals hereto.

Hecho en la ciudad de Wáshington, a los 15 días del mes de abril de 1941.

Done at the City of Washington, this fifteenth day of April, 1941.

ARTIGO III

ARTICLE III

O presente Protocolo, cujo original está assinado nos idiomas português, espanhol, francês e inglês, todos os cujos textos terão a mesma autenticidade, será depositado na União Panamericana em Washington, a qual transmitirá cópias certificadas do mesmo a todos os países signatários do Convênio Interamericano do Café.

Le présent Protocole, dont l'original est signé dans les langues française, anglaise, espagnole et portugaise, et dont tous ces quatre textes seront d'égale authenticité, sera déposé à l'Union Panaméricaine à Washington, laquelle en transmettra des copies certifiées conformes à tous les pays signataires de l'Accord Interaméricain du Café.

EM FÉ DO QUE, OS abaixo assinados, devidamente autorizados pelos seus respectivos Governos, assinam e selam o presente Protocolo.

EN FOI DE QUOI les soussignés, dûment autorisés par leurs Gouvernements respectifs, signent le présent Protocole.

Feito na cidade de Washington aos quinze dias de abril de 1941.

Fait à Washington, le quinze avril, 1941.

Pelo Brasil:
 (s) E. PENTEADO (SEAL)

Por Colombia:
 (s) GABRIEL TURBAY (SEAL)

Por Costa Rica:
 (s) OCTAVIO BEECHE (SEAL)

Por El Salvador:
 (s) HÉCTOR DAVID CASTRO (SEAL)

Por Guatemala:
 (s) ENRIQUE LÓPEZ HERRARTE (SEAL)

Pour Haïti:
 [1]

Por Honduras:
 (s) JULIÁN R. CÁCERES (SEAL)

Por México:
 (s) F. CASTILLO NÁJERA (SEAL)

Por Perú:
 (s) EDUARDO GARLAND (SEAL)

For the United States of America:
 (s) SUMNER WELLES (SEAL)

[2]

I hereby certify that the foregoing document is a true and faithful copy of the original of the Protocol to the Inter-American Coffee Agreement, which was signed at Washington and deposited with the Pan American Union on April 15th, 1941.

WASHINGTON, D. C., *April 15th, 1941.*

[SEAL] L. S. ROWE,
*Director General of the
 Pan American Union*

¹ [At the time of signature of the protocol on April 15, 1941 the Haitian representative had not received the authorization from his Government to sign; hence no signature for Haiti appears on the certified copy that was proclaimed. Upon receiving the necessary authorization later, the Haitian representative signed the protocol on April 17, 1941, effective as of April 15, 1941.]

² [The protocol was signed for Ecuador on April 29, 1941; for the Dominican Republic on April 30, 1941; for Nicaragua on May 13, 1941; and for Venezuela on August 14, 1941.]

Agreement between the United States of America and Mexico respecting the transit of military aircraft. Signed at Washington April 1, 1941; ratification advised by the Senate of the United States April 3, 1941; ratified by the President of the United States April 8, 1941; ratified by Mexico April 15, 1941; ratifications exchanged at Washington April 25, 1941; proclaimed by the President of the United States April 28, 1941.

April 1, 1941
[T. S. 971]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS an Agreement between the United States of America and Mexico to Facilitate the Reciprocal Transit of Military Aircraft through the territories and territorial waters of the two countries was concluded and signed by their respective Plenipotentiaries at Washington on the first day of April, one thousand nine hundred and forty-one, the original of which Agreement, being in the English and Spanish languages, is word for word as follows:

AGREEMENT TO FACILITATE
THE RECIPROCAL TRANSIT
OF MILITARY AIRCRAFT

CONVENIO PARA FACILITAR EL
TRANSITO RECIPROCO DE
AERONAVES MILITARES

The Under Secretary of State of the United States of America, Sumner Welles, and the Ambassador Extraordinary and Plenipotentiary of Mexico, Dr. Francisco Castillo Nájera, the former appointed by the President of the United States, Franklin D. Roosevelt, and the latter by the President of Mexico, General Manuel Avila Camacho, after having communicated to each other their respective full powers, which were found to be in due and proper form, and following instructions from their Governments, declare that both countries, the United States and Mexico, in view of the exceptional circumstances which have arisen from the present European conflict, and taking into consideration the necessity of en-

El Subsecretario de Estado de los Estados Unidos, señor Sumner Welles, y el Embajador Extraordinario y Plenipotenciario de México, Doctor Francisco Castillo Nájera, nombrado el primero por el Presidente de los Estados Unidos, señor Franklin D. Roosevelt, y el segundo por el Presidente de México, señor General Manuel Avila Camacho, después de haberse comunicado sus Plenos Poderes, de haberlos encontrado en debida forma, y siguiendo instrucciones por ellos recibidas de sus Gobiernos, declaran: que los dos países, los Estados Unidos y México, dadas las circunstancias excepcionales que ha venido a suscitar el actual conflicto europeo, y teniendo en cuenta la necesidad de asegurar condiciones de máxi-

ensuring conditions of maximum speed for the movements required in the defense of the American Continent in matters of aviation and desirous of organizing a substantial and efficient collaboration by both countries in their task to defend the Americas, and with the highest regard for their juridical equality and respect for the sovereignty of both countries, have agreed to permit the reciprocal transit of military aircraft through their territories and territorial waters, pursuant to the following clauses:

Duration.

FIRST.—The mutual concessions which the High Contracting Parties grant each other under this Agreement, will be effective only for the duration of the present state of possible threats of armed aggression against either of them and, if so required, in the opinion of both Governments, by the needs of their mutual defense.

PRIMERA.—Las concesiones mutuas que las Altas Partes Contratantes se otorgan en este Convenio solamente subsistirán mientras dure el actual estado de posibles amenazas de agresión armada a cualquiera de ellas y si lo requieren las necesidades de su mutua defensa, a juicio de ambos Gobiernos.

Free transit.

SECOND.—In view of the resolutions of the Second Meeting of Ministers of Foreign Relations, held at Habana, the United States and Mexico will grant free transit through their respective territories and territorial waters of military airplanes and seaplanes of the other country, without restrictions as to type, number, frequency of flights, personnel or material carried.

SEGUNDA.—En atención a las Resoluciones de la Segunda Reunión de Consulta de Secretarios de Relaciones Exteriores, celebrada en La Habana, tanto los Estados Unidos como México concederán el libre tránsito, por sus respectivos territorios y por sobre sus aguas territoriales, de aviones e hidroaviones de guerra del otro país, sin restricciones en cuanto al tipo, al número de ellos, a la frecuencia de los vuelos y al personal o material transportados.

Advance notice of flight; data required.

THIRD.—Each Government agrees to give to the other, official notice, at least twenty-four hours in advance, of the departure from its territory of any such aircraft which it is desired shall fly over the territory of the other, and such notice shall specify the number

TERCERA.—Cada uno de los Gobiernos se compromete a dar al otro, aviso oficial, por lo menos con veinticuatro horas de anticipación, de la salida de su propio territorio de cualquiera de dichas aeronaves que se desee vuele sobre el territorio del otro, y tal aviso

and type of the aerial units, the flight routes, the land and sea airports on which the airplanes and seaplanes contemplate making regular landings, and the number of their crew and individuals carried.

FOURTH.—The airplanes and seaplanes of each Government shall use only the routes previously determined by the other Government with regard to the flights over land and territorial waters of the latter. The Governments will also determine the regular landing places within their respective territorial boundaries.

The flights to which this Agreement refers, shall not be made until the routes and places referred to in the preceding paragraph shall have been designated.

FIFTH.—Each Government assumes the obligation that none of its aircraft shall take more than 24 hours to transit the territory of the other, including the use of all land and sea airports within the latter's territory or territorial waters, except in case of *force majeure* when the stay may be prolonged for the time deemed necessary by the Government whose territory is being traversed.

SIXTH.—Any military aircraft of one of the Contracting Parties, landing on any of the points designated for that purpose in the territory of the other Party, will have the right to be furnished only such fuel, food, provisions, etc., as the latter country may be willing to furnish according to its own legislation. But in no event shall an aircraft be denied fuel, food, provisions, supplies, etc., sufficient to enable it to reach the nearest

especificará el número y tipo de las unidades aéreas, las rutas de vuelo, los aeropuertos terrestres o navales donde se proyecte hacer escalas regulares, y el número de tripulantes y personal transportados.

CUARTA.—Los aviones e hidroaviones de guerra de cada Gobierno usarán, precisamente, las rutas señaladas previamente por el otro Gobierno, por lo que se refiere a los vuelos sobre el territorio y aguas territoriales de este último. Los Gobiernos señalarán, igualmente, los sitios regulares de aterrizaje o de amarizaje dentro de sus propias fronteras.

Los vuelos objeto de este Convenio no se efectuarán sino hasta que se hayan designado las rutas y lugares a los que se refiere el párrafo anterior.

QUINTA.—Cada Gobierno asume la obligación de que ninguna de sus naves aéreas tomará más de 24 horas para transitar el territorio del otro, incluyendo el uso de todos los puntos de aterrizaje o amarizaje dentro del territorio y aguas territoriales de este último, salvo el caso de fuerza mayor en que podrá prorrogarse la estancia por el tiempo que juzgue necesario el Gobierno cuyo territorio se transite.

SEXTA.—Cualquier aeroplano o hidroplano militar de cualesquiera de las Partes Contratantes que aterrice o amarice en cualquiera de los puntos designados para tal objeto en el territorio de la otra Parte, tendrá derecho a la suministra- ción solamente de aquellos combustibles, alimentos, provisiones, etc., que el último país esté conforme en suministrar de acuerdo con su propia legislación. Pero en ningún caso se negará a un aereo-

Previously determined routes.

Twenty-four hour limit; exception.

Supplies for military aircraft.

source of supply within the jurisdiction of its own country.

Protection of landing points.

SEVENTH.—Each Government, within its own territory and by means of its own forces, shall protect the points designated on land or sea for the landing of aircraft. Should either Government be in need of material or equipment for this purpose which the other Government may be in a position to furnish, the matter shall form the subject of discussion and any material or equipment furnished shall be on such terms and conditions as may be agreed upon.

Duration of reciprocal concessions.

EIGHTH.—Present conditions of possible threats of armed aggression against the American Continent will exist, in so far as the reciprocal concessions emanating from this Agreement are concerned, so long as the Governments of the United States and Mexico shall jointly deem them to exist; and it is expressly understood that the mere notification by one of the High Contracting Parties to the other that it considers that the state of affairs that has brought about this Agreement has disappeared, will suffice for the complete termination of the concessions and obligations herein contained. Such notification may be given through the usual diplomatic channels, or direct by one Government to the other. Aircraft of either Party in transit at the time such unilateral notification is given shall have twenty-four hours within which to leave the territory of the other.

plano o hidroplano el combustible, alimentos, provisiones, etc., suficientes con el fin de capacitarlo para llegar al lugar más cercano de aprovisionamiento dentro de la jurisdicción de su propio país.

SÉPTIMA.—Cada Gobierno, dentro de su propio territorio y por medio de sus propias fuerzas, protegerá los puntos designados en tierra o mar para el aterrizaje o amarizaje de las naves aéreas. Si alguno de los Gobiernos tuviera necesidad de material o equipo para este fin, que el otro Gobierno esté en condiciones de suministrar, el asunto será motivo de conversaciones, y cualquier material o equipo será suministrado en los términos y condiciones que se acuerden.

OCTAVA.—El actual estado de posibles amenazas de agresión armada al Continente Americano subsistirá, por lo que se refiere a las concesiones recíprocas derivadas de este Convenio, por todo el tiempo que el Gobierno de los Estados Unidos y el de México así lo reconozcan conjuntamente, y queda expresamente entendido que la sola notificación por una de las Altas Partes Contratantes a la otra, de que considera que ha desaparecido el estado de cosas, motivo de este Convenio, será suficiente para la completa terminación de las concesiones y obligaciones a que el mismo se refiere. Tal notificación podrá ser hecha por los conductos diplomáticos usuales, o directamente por un Gobierno al otro. Las naves aéreas de cualesquiera de las Partes que se encuentren en tránsito en el momento en que tal notificación unilateral sea hecha, tendrán 24 horas para salir del territorio de la otra.

NINTH.—This Agreement, when ratified by the Constitutional branch of each Government, will become effective as of the date of the exchange of ratifications, which shall take place in the city of Washington as soon as possible.

NOVENA.—El presente Convenio, ratificado por los respectivos órganos constitucionales de cada Gobierno, entrará en vigor a partir de la fecha del canje de ratificaciones que se efectuará en la ciudad de Wáshington, tan pronto como sea posible.

Effective date.

IN WITNESS WHEREOF, and with the powers hereinbefore stated, the Under Secretary of State of the United States of America and the Ambassador of Mexico, sign and cause their seals to be affixed to this Agreement, made in duplicate, in the English and Spanish languages, in the city of Washington, on the first day of April of the year nineteen hundred forty-one.

En fe de lo cual, y con la representación antes dicha, el Subsecretario de Estado de los Estados Unidos y el Embajador de México firman y sellan el presente Convenio, por duplicado, en los idiomas inglés y español, en la ciudad de Wáshington, el día primero de abril de 1941.

SUMNER WELLES [SEAL]
*Under Secretary of State
of the United States*

F. CASTILLO NÁJERA [SEAL]
Ambassador of Mexico

AND WHEREAS, the said Agreement has been duly ratified on both parts, and the ratifications of the two Governments were exchanged in the city of Washington on the twenty-fifth day of April, one thousand nine hundred and forty-one;

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said Agreement to be made public, to the end that the same and every article and clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof.

IN TESTIMONY 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-eighth day of April, in the year of our Lord one thousand nine hundred and [SEAL] forty-one, and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

September 22, 1939
[T. S. 972]

Supplementary extradition treaty between the United States of America and Ecuador. Signed at Quito September 22, 1939; ratification advised by the Senate of the United States November 26, 1940; ratified by the President of the United States December 20, 1940; ratified by Ecuador December 11, 1940; ratifications exchanged at Washington January 23, 1941; proclaimed by the President of the United States May 19, 1941.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

WHEREAS a Supplementary Extradition Treaty between the United States of America and the Republic of Ecuador was concluded and signed by their respective Plenipotentiaries at Quito on the twenty-second day of September, one thousand nine hundred and thirty-nine, the original of which Treaty, being in the English and Spanish languages, is word for word as follows:

SUPPLEMENTARY EXTRADITION
TREATY BETWEEN THE UNITED
STATES AND ECUADOR.

TRATADO COMPLEMENTARIO DE
EXTRADICION ENTRE EL ECUA-
DOR Y LOS ESTADOS UNIDOS

The United States of America and the Republic of Ecuador, being desirous of enlarging the list of crimes on account of which extradition may be granted under the treaty concluded between the two countries on June 28, 1872, [1] 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 treaty for this purpose and have appointed as their Plenipotentiaries, to wit:

La República del Ecuador y los Estados Unidos de América, deseosos de aumentar la lista de delitos por los cuales puede concederse la extradición según el tratado celebrado entre los dos países el 28 de junio de 1.872, a fin de obtener una mejor administración de justicia y la prevención de crímenes en sus respectivos territorios y jurisdicciones, han resuelto celebrar con tal propósito un tratado complementario y han designado como sus Plenipotenciarios, como sigue:

Plenipotentiaries.

The President of the United States of America; His Excellency Boaz Long, Envoy Extraordinary and Minister Plenipotentiary of the United States of America to Ecuador, and

El Presidente de la República del Ecuador; al Excelentísimo Señor Ministro de Relaciones Exteriores, doctor Julio Tobar Doso, y

¹[Treaty Series 79; 18 Stat. (pt. 2) 199; 18 Stat. (pt. 3) 756.]

The President of the Republic of Ecuador; His Excellency the Minister for Foreign Affairs, Doctor Julio Tobar Donoso.

Who, after having exhibited to each other their 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 1st to 6th in the second Article of the Treaty of Extradition concluded between the United States of America and the Republic of Ecuador on June 28, 1872; that is to say:

7th. Embezzlement by a person hired or salaried, to the detriment of his employer, where the amount of money or the value of the property embezzled exceeds two hundred dollars, or Ecuadorean equivalent.

8th. Perjury or the subornation of perjury.

9th. Malicious destruction, or attempted destruction of railways, bridges, vessels, dwellings, public edifices, or other buildings, when the act endangers human life.

10th. Abortion.

11th. Abduction or detention of women or girls for immoral purposes.

12th. Bigamy.

13th. 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.

El Presidente de los Estados Unidos de América; al Excelentísimo Señor Boaz Long, Enviado Extraordinario y Ministro Plenipotenciario de los Estados Unidos de América en el Ecuador.

Quienes, después de haberse exhibido mutuamente sus respectivos plenos poderes, hallados en buena y debida forma, han convenido y concluido en los siguientes artículos:

ARTICULO I

Las Altas Partes Contratantes convienen en que se añadan las siguientes infracciones a la lista de delitos enumerados del 1o. al 6o. en el segundo artículo del Tratado de Extradición celebrado entre la República del Ecuador y los Estados Unidos de América el 28 de junio de 1.872; o sean:

7o.—Desfalco por una persona empleada o asalariada, en detrimento de su patrono, cuando la cantidad de dinero o el valor de los bienes desfalcados exceda de doscientos dólares, o de su equivalente en moneda ecuatoriana.

8o.—Perjurio o soborno para un perjurio.

9o.—Destrucción maliciosa, o intento de destrucción de ferrocarriles, puentes, barcos, habitaciones, edificios públicos, u otros edificios, cuando el acto ponga en peligro la vida humana.

10o.—Aborto.

11o.—Rapto o detención de mujeres o muchachas con fines inmorales.

12o.—Bigamia.

13o.—Secuestro de menores o adultos, definido como el rapto o detención de una persona o personas, con el fin de exigir dinero de ellas, de sus familias o de cualesquiera otra persona o personas, o con cualquier otro fin ilegal.

Additions to list of extraditable crimes.

14th. Larceny, defined to be the fraudulent taking of effects, personal property, or money, of the value of twenty-five dollars or more, or Ecuadorean equivalent.

15th. 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 Ecuadorean equivalent.

16th. 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 Ecuadorean equivalent.

17th. Bribery.

18th. Crimes against the bankruptcy laws.

19th. Crimes against the laws for the suppression of the traffic in narcotics.

20th. Wilful desertion or wilful non-support of minor or dependent children, or of other dependent persons, provided that the crime is punishable by the laws of both countries.

21st. 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.

14o.—Hurto, definido como la substracción fraudulenta de efectos, bienes personales, o dinero, por valor de veinticinco dólares o más, o su equivalente en moneda ecuatoriana.

15o.—Obtención de dinero, títulos de valor u otros bienes con falsos pretextos, o recepción de cualquier dinero, títulos de valor u otros bienes sabiendo que éstos han sido obtenidos ilegalmente, cuando la cantidad de dinero o el valor de los bienes así obtenidos o recibidos exceda de doscientos dólares, o su equivalente en moneda ecuatoriana.

16o.—Fraude o abuso de confianza por un depositario, banquero, agente, comisionado, síndico, albacea, administrador guardador, director o funcionario de cualquiera compañía o corporación, o por alguien que ocupe cualquier posición fiduciaria, cuando la suma de dinero o el valor de los bienes malversados exceda de doscientos dólares, o su equivalente en moneda ecuatoriana.

17o.—Cohecho.

18o.—Delitos contra las leyes de quiebra.

19o.—Delitos contra las leyes para la supresión del tráfico de narcóticos.

20o.—Abandono deliberado o incumplimiento intencional del deber de mantener a niños menores o dependientes, o a otras personas dependientes, siempre que el delito sea castigado por las leyes de ambos países.

21o.—También habrá lugar a la extradición por la participación en cualquiera de los delitos arriba indicados como cómplice antes o después del hecho o en cualquier intento de cometer cualquiera de los delitos antes mencionados.

Participation as accessory; attempt.

The extradition for the crimes or misdemeanors specified in the paragraphs 7 to 21 will be granted when the individual required is accused or condemned as author, accomplice or concealer of an infraction of the Penal Code, punishable in the United States and Ecuador with a penalty of not less than one year in prison.

La extradición por los delitos especificados en los numerales 7 a 21 se concederá cuando el individuo requerido esté sindicado o condenado como autor, cómplice o encubridor de una infracción de la Ley Penal, punible en el Ecuador y en los Estados Unidos con pena no menor de un año de prisión.

When extradition granted.

ARTICLE II

ARTICULO II

The present Treaty shall be considered as an integral part of the said Extradition Treaty of June 28, 1872 and it is agreed that the paragraph or crimes added by the present Treaty and numbered 21st herein shall be applicable under appropriate circumstances to all the crimes listed in the said Treaty of June 28, 1872.

El presente Tratado será considerado como parte integrante del referido Tratado de Extradición de 28 de junio de 1.872 y se conviene en que el párrafo o los delitos añadidos por el presente Tratado en el No. 21o. se aplicará en circunstancias apropiadas a todos los crímenes enunciados en dicho Tratado de 28 de junio de 1.872.

Considered part of treaty of June 28, 1872. 18 Stat. 756.

ARTICLE III

ARTICULO III

The present Treaty shall be ratified and the ratifications shall be exchanged at Washington as soon as possible. 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 said Treaty of June 28, 1872.

El presente Tratado será ratificado y las ratificaciones se cambiarán en Washington lo más pronto posible. Entrará en vigencia diez días después de su publicación de conformidad con las Leyes de las Altas Partes Contratantes, período que se computará desde la publicación en el país que la hiciere al último, y continuará y terminará de la misma manera que dicho Tratado de 28 de junio de 1.872.

Ratification.

Coming into force.

Duration.

In testimony whereof, the respective Plenipotentiaries have signed the present Treaty, in duplicate, and have hereunto affixed their seals.

En testimonio de lo cual, los respectivos Plenipotenciarios han firmado el presente Tratado, en duplicado, y han puesto sus sellos en él.

Done, in duplicate, at Quito, this twenty-second day of September, one thousand nine hundred and thirty nine.

Hecho en duplicado en Quito, el veintidos de Setiembre de mil novecientos treinta y nueve.

BOAZ LONG
[SEAL]

J. TOBAR DONOSO
[SEAL]

AND WHEREAS the said Supplementary Extradition Treaty has been ratified on both parts, and the ratifications of the two Governments were exchanged at the city of Washington, on the twenty-third day of January, one thousand nine hundred and forty-one;

AND WHEREAS it is provided in Article III of the said Treaty that 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 WHEREAS the said Treaty was published in conformity with the laws of the Republic of Ecuador on April 21, 1941;

Now, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said Treaty to be made public to the end that the same and every Article and clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof, on and from May 29, 1941, the tenth day after the date of this, my Proclamation, pursuant to the aforesaid Article III.

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 at the city of Washington this nineteenth day of May in the year of our Lord one thousand nine hundred and forty-one, [SEAL] and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State

Protocol between the United States of America and certain other American States embodying a declaration on the juridical personality of foreign companies. Opened for signature at the Pan American Union at Washington June 25, 1936; signed for the United States of America, subject to two understandings, June 23, 1939; ratification advised by the Senate of the United States, subject to the said understandings, June 12, 1941; ratified by the President of the United States, subject to the said understandings, June 23, 1941; ratification of the United States of America deposited with the Pan American Union at Washington July 10, 1941; proclaimed by the President of the United States August 21, 1941.

 June 23, 1939

[T. S. 973]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

WHEREAS a Protocol embodying a declaration concerning the Juridical Personality of Foreign Companies, which was opened for signature at the Pan American Union on June 25, 1936, was signed by the Plenipotentiary of the United States of America on June 23, 1939, subject to two understandings, as follows:

“1. It is understood that the companies described in the Declaration shall be permitted to sue or defend suits of any kind, without the requirement of registration or domestication.

“2. It is further understood that the Government of the United States of America may terminate the obligations arising under the Declaration at any time after twelve months' notice given in advance.”

and by the Plenipotentiaries of certain other American States, namely, Chile with a statement formulating the principle of the declaration, June 25, 1936; Ecuador, El Salvador, Nicaragua and Peru, July 22, 1936; Venezuela, June 30, 1936; and the Dominican Republic with a statement formulating the principle of the Declaration, November 7, 1939, the original of which Protocol, being in the English, Spanish, Portuguese and French languages, and including the aforesaid understandings on the part of the United States of America and statements on the part of Chile and the Dominican Republic, is word for word as follows:

DECLARATION ON THE JURIDICAL PERSONALITY OF FOREIGN COMPANIES.

The Seventh International Conference of American States approved the following resolution (Number XLVIII):

"The Seventh International Conference of American States, Resolves:

1. That the Governing Board of the Pan American Union shall appoint a Commission of five experts, to draft a project for simplification and uniformity of powers of attorney, and the juridical personality of foreign companies, if such uniformity is possible. If such uniformity is not possible, the Commission shall suggest the most adequate procedure for reducing to a minimum both the number of different systems of legislation on these subjects and the reservations made to the several conventions.

2. The report should be issued in 1934, and be given to the Governing Board of the Pan American Union in order that it may submit it to the consideration of all the Governments, members of the Pan American Union, for the purposes indicated."

Committee of Experts.

In compliance with the foregoing resolution, the Governing Board at its session of November 7, 1934, appointed a Committee of Experts composed of the Ministers of Venezuela, Panama, and Haiti,

DECLARACIÓN SOBRE LA PERSONALIDAD JURÍDICA DE LAS COMPAÑÍAS EXTRANJERAS.

La Séptima Conferencia Internacional Americana aprobó la siguiente Resolución Número XLVIII):

"La Séptima Conferencia Internacional Americana, resuelve:

1. Que el Consejo Directivo de la Unión Panamericana designe una Comisión de Expertos formada por cinco miembros para que redacte un anteproyecto de unificación de legislaciones sobre simplificación y uniformidad de poderes y personería jurídica de compañías extranjeras, si tal unificación es posible; y en caso contrario, para que aconseje el procedimiento más adecuado para reducir al mínimo posible los sistemas a que responden las distintas legislaciones sobre estas materias, así como también las reservas de que se hace uso en las convenciones al respecto.

2. El informe será expedido en el año 1934 y remitido al Consejo Directivo para que éste lo someta a la consideración de todos los Gobiernos de la Unión Panamericana a los efectos preindicados."

En cumplimiento de la preinserta Resolución, el Consejo Directivo nombró en su sesión del 7 de noviembre de 1934 la Comisión de Expertos compuesta por los señores Ministros de Venezuela,

DECLARAÇÃO SOBRE A PERSONALIDADE JURÍDICA DAS COMPANHIAS ESTRANGEIRAS.

A Setima Conferencia Internacional Americana aprovou a seguinte Resolução (Numero XLVIII):

“A Setima Conferencia Internacional Americana resolve:

1. Que o Conselho Director da União Panamericana designe uma comissão de peritos formada por cinco membros, para que formule um anteprojecto de unificação de legislações sobre simplificação e uniformidade de procurações e personalidade jurídica de companhias estrangeiras, se tal unificação é possível, e em caso contrario, para que aconselhe o procedimento mais adequado para reduzir ao menor numero possível os diversos sistemas legislativos sobre estas materias, assim como tambem as reservas de que se faz uso nas convenções a esse respeito.

2. O relatório será emitido no anno de 1934 e remetido ao Conselho Director para que este o submeta á consideração de todos os Governos da União Panamericana para os efeitos acima indicados.”

Em cumprimento da supracitada Resolução, o Conselho Director nomeou, em sua sessão de 7 de novembro de 1934, a Comissão de Peritos composta dos senhores Ministros de Venezuela,

DECLARATION SUR LA PERSONALITE JURIDIQUE DES SOCIETES ETRANGERES

La Septième Conférence Internationale des Etats Américains a adopté la résolution suivante (no. XLVIII):

“La Septième Conférence Internationale des Etats Américains émet le voeu:

1. Que le Conseil de Direction de l'Union Panaméricaine crée une Commission de cinq Experts chargée de rédiger un projet de texte pour simplifier et uniformiser les procurations et la personnalité juridique des sociétés étrangères, au le cas où cette uniformisation serait possible; que dans le cas contraire la Commission soit chargée de suggérer le moyen le plus propre à réduire au nombre minimum les différents systèmes législatifs sur ces questions et les réserves faites dans les différentes conventions.

2. Que le rapport soit terminé en 1934 et qu'il soit présenté au Conseil de Direction de l'Union Panaméricaine pour que celui-ci puisse le soumettre à l'Union Panaméricaine, aux fins indiquées.”

Se conformant à la susdite résolution, le Conseil de Direction, dans sa réunion du 7 novembre, 1934, a créé une Commission de cinq Experts composée des Ministres du Venezuela, de Panamá

Committee report submitted.

and Mr. David E. Grant and Dr. E. Gil Borges. This Committee submitted to the Governing Board at the session of December 5, 1934, a report on the juridical personality of foreign companies in the countries of America. The conclusion of the report of the Committee was presented in the form of the following recommendation:

Panamá y Haití, y los señores Don David E. Grant y Dr. E. Gil Borges, la cual sometió al Consejo Directivo en su sesión del 5 de diciembre de 1934 un informe sobre la personalidad jurídica de las Compañías extranjeras en los países de América. Como conclusión de su informe, la Comisión hizo la siguiente recomendación:

Recommendation.

"Companies constituted in accordance with the laws of one of the Contracting States, and which have their seats in its territory, shall be able to exercise in the territories of the other Contracting States, notwithstanding that they do not have a permanent establishment, branch or agency in such territories, any commercial activity which is not contrary to the laws of such States and to enter all appearances in the courts as plaintiffs or defendants, provided they comply with the laws of the country in question."

"Las sociedades constituídas según las leyes de uno de los Estados Contratantes con sede en su territorio, que no tengan asiento, sucursal o representación social en otro de los Estados Contratantes, podrán, sin embargo, practicar en el territorio de éstos actos de comercio que no sean contrarios a sus leyes y comparecer en juicio como demandantes o como demandadas, con sujeción a las leyes del país."

Declaration.

The undersigned, being properly authorized by their respective Governments, declare that the principle formulated by the Committee of Experts in the foregoing conclusion to the report mentioned above, is in harmony with the doctrine established in the laws of their respective countries.

Los suscritos, debidamente autorizados por sus respectivos Gobiernos, declaran que los principios formulados por la Comisión en la conclusión del informe arriba inserta, están en armonía con la doctrina establecida en la legislación de sus respectivos países.

Deposit of protocol.

The present protocol, in Spanish, Portuguese, English and French, under the present date, shall be deposited in the Pan American Union and remain open for the signature of States which desire to make an analogous declaration.

El presente protocolo, en español, portugués, inglés y francés, con la fecha de hoy, será depositado en la Unión Panamericana y quedará abierto a la firma de los países que deseen hacer análoga declaración.

Provision for adherence with modifications.

The representatives of the States which desire to adhere with modi-

Los representantes de los Estados que deseen adherir con algunas

Panamá e Haiti, do senhor David E. Grant e do Dr. E. Gil-Borges, a qual submetteu ao Conselho Director, em sua sessão de 5 de dezembro de 1934, um relatório sobre a personalidade jurídica das companhias estrangeiras nos países da America. Como conclusão do seu relatório a Comissão fez a seguinte recommendação:

“As sociedades constituídas segundo as leis de um dos Estados Contractantes com sede em seu territorio, que não tenham assento, succursal, ou representação social em outro dos Estados Contractantes, poderão, todavia, praticar no territorio destes, actos de commercio que não sejam contrarios ás suas leis e comparecer em juizo como demandantes ou como demandadas com sujeição ás leis do paiz.”

Os abaixo-assignados, devidamente autorizados pelos seus respectivos Governos, declaram que os principios formulados pela Comissão na conclusão do relatório acima transcripto, estão em harmonia com a doutrina estabelecida na legislação dos seus respectivos países.

O presente protocollo, em espanhol, portuguez, inglez e francez, com a data de hoje, será depositado na União Panamericana, e ficará aberto á assignatura dos países que desejarem fazer semelhante declaração.

Os representantes dos Estados que desejarem adherir com algu-

et de Haïti, de M. David E. Grant et de M. le Dr. E. Gil Borges. Cette Commission a présenté au Conseil de Direction, à sa réunion du 5 décembre, 1934, un rapport sur la personnalité juridique des sociétés étrangères dans les pays de l'Amérique. Les conclusions du rapport de la Commission furent présentées dans la recommandation suivante:

“Les sociétés constituées d'après les lois d'un des Etats contractants et ayant leur siège dans le territoire du dit Etat pourront poursuivre, dans le territoire des autres Etats contractants, même si elles n'ont, dans les dits territoires, ni établissement permanent, ni succursale, ni agence, toutes les activités commerciales qui ne sont pas contraires aux lois de ces Etats, et se constituer parties réclamantes ou défendantes pour toutes affaires et devant tous les tribunaux, à condition quelles se conforment aux lois du pays en question.”

Les soussignés, munis de léautorisation nécessaire de la part de leurs Gouvernements respectifs, déclarent que le principe formulé par la Commission d'Experts dans la précédente conclusion au rapport susmentionné, est en accord avec le principe établi dans la législation de leurs pays respectifs.

Le présent protocole, rédigé en langues espagnole, portuguaise, anglaise et française et daté d'aujourd'hui, sera déposé aux archives de l'Union Panaméricaine, et restera ouvert à la signature des Etats désireux de faire la même déclaration.

Les représentants des Etats désireux d'adhérer avec réserve au

fications to the principle enunciated in this declaration, may insert before their signatures the formula which they desire to sign.

modificaciones a los principios enunciados en esta declaración podrán insertar antes de su firma la fórmula que ellos deseen suscribir.

IN WITNESS WHEREOF, the undersigned representatives sign this protocol on behalf of their respective governments, and affix thereto their seals, on the dates appearing opposite their signatures.

EN FE DE LO CUAL, los infrascriptos Representantes firman y sellan este Protocolo en nombre de sus respectivos Gobiernos en las fechas indicadas junto a sus firmas.

mas modificações aos princípios enunciados nesta declaração, poderão inserir antes de sua assinatura a formula que desejarem subscrever.

EM FÉ DO QUE, os Representantes abaixo-assignados, em nome dos seus respectivos Governos, firmam o presente Protocollo e nelle appõem os seus sellos nas datas indicadas junto ás suas assignaturas.

EN FOI DE QUOI les soussignés plénipotentiaires ont signé le présent protocole au nom de leurs Gouvernements respectifs, et y ont apposé leurs sceaux aux dates apparaissant en regard de leurs signatures.

The foregoing document has been deposited on this date with the Pan American Union and opened to the signature of the States, Members of the Pan American Union, in accordance with the Resolution of January 8, 1936, of the Governing Board of the Pan American Union.

WASHINGTON, D. C., *the twenty-fifth day of June 1936.*

(S.) L. S. ROWE,
*Director General of the
Pan American Union.*

Por Chile: [1]

Al firmar el presente Protocolo el Representante de Chile formula de la siguiente manera el principio de la preinserta Declaración sobre la Personalidad Jurídica de las Compañías Extranjeras;

Las sociedades mercantiles constituidas según las leyes de uno de los Estados signatarios con sede en su territorio, que no tengan asiento, sucursal o representación social en otro de los Estados signatarios, podrán, sin embargo, comparecer en juicio en el territorio de éstos como demandantes o como demandadas, con sujeción a las leyes del país, y ejecutar actos civiles y de comercio que no sean contrarios a sus leyes, salvo que para la realización continuada de dichos actos, de suerte que ellos importen un ejercicio del objeto social, requiera la sociedad mercantil autorización especial de autoridad competente según las leyes del país donde tales actos hubieran de realizarse.

(S.) M. TRUCCO 25 de junio de 1936 (SEAL)

Por Ecuador:

(S.) C. E. ALFARO, Julio 22 de 1936 (SEAL)

Por El Salvador:

(S.) HÉCTOR DAVID CASTRO, Julio 22 de 1936 (SEAL)

Por Nicaragua:

(S.) HENRI DE BAYLE, Julio 22, 1936 (SEAL)

Por Perú:

(S.) M. DE FREYRE Y S. Julio 22, 1936 (SEAL)

Por Venezuela:

(S.) JACINTO FOMBONA PACHANO, Junio 30, 1936 (SEAL)

¹[Translation

For Chile:

On signing the present Protocol, the representative of Chile formulates as follows the principle of the above-inserted Declaration on the Juridical Personality of Foreign Companies;

Mercantile companies constituted under the laws of one of the signatory states with domicile in the territory thereof, not having any company office, branch, or representation in any other of the signatory states may, nevertheless, appear in court in the territory of these latter as plaintiffs or as defendants, subject to the laws of the country, and execute civil and commercial acts which are not contrary to its laws, except that, for the continued realization of the said acts so that they amount to a fulfilling of the function of the company the mercantile company must have special authorization from the competent authorities according to the laws of the country where such acts are to be carried out.

(S.) M. TRUCCO June 25, 1936 (SEAL)]

For the United States of America:

(S.) CORDELL HULL, June 23, 1939 (SEAL)

"The Secretary of State of the United States of America signs the foregoing Declaration on the Juridical Personality of Foreign Companies with the following understandings:

"1. It is understood that the companies described in the Declaration shall be permitted to sue or defend suits of any kind, without the requirement of registration or domestication.

"2. It is further understood that the Government of the United States of America may terminate the obligations arising under the Declaration at any time after twelve month's notice given in advance."

Por la República Dominicana:[¹]

(S.) A. PASTORIZA, Noviembre 7, 1939 (SEAL)

"Al firmar el presente Protocolo, el Representante de la República Dominicana formula de la siguiente manera el principio de la preinserta Declaración:

"Las sociedades constituídas según las leyes de uno de los Estados Contratantes con sede en su territorio, que no tengan asiento, sucursal o representación social en otro de los Estados Contratantes, podrán, sin embargo, practicar en el territorio de estos Estados actos de la vida jurídica que no sean contrarios a sus leyes y comparecer en juicio como demandantes o como demandados, con sujeción a las leyes del país."

I hereby certify that the foregoing document is a true and faithful copy of the original, with the signatures affixed thereto up to the present date, of the Declaration on the Juridical Personality of Foreign Companies, which was deposited in the Pan American Union and opened for signature by the States, members of the Union, on the twenty-fifth day of June 1936.

WASHINGTON, D. C., March 3, 1941.

(SEAL) PEDRO DE ALBA
Secretary of the Governing Board
of the Pan American Union

¹ Translation

For the Dominican Republic:

(S.) A. PASTORIZA, NOVEMBER 7, 1939 (SEAL)

On signing the present Protocol, the representative of the Dominican Republic formulates as follows the principle of the Declaration inserted above:

Companies established under the laws of one of the Contracting states with domicil in the territory thereof, not having any company office, branch, or representation in any other of the Contracting States, may, nevertheless, execute in the territory of the said States juridical acts which are not contrary to their laws and may appear in court as plaintiffs or defendants, subject to the laws of the country.]

AND WHEREAS the said Protocol has been duly ratified by the President of the United States of America subject to the aforesaid two understandings, and the President's instrument of ratification was deposited with the Pan American Union on July 10, 1941;

AND WHEREAS the said Protocol has been duly ratified also by the Republic of Venezuela, and the instrument of ratification thereof was deposited with the Pan American Union on September 23, 1937;

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said Protocol to be made public, to the end that the same and every clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof, subject to the aforesaid two understandings.

IN TESTIMONY 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 August,
in the year of our Lord one thousand nine hundred and
[SEAL] forty-one and of the Independence of the United States of
America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

Treaty between the United States of America and Australia amending in their application to Australia certain provisions of the treaty for the advancement of peace between the United States of America and Great Britain signed September 15, 1914. Signed at Washington September 6, 1940; ratification advised by the Senate of the United States November 26, 1940; ratified by the President of the United States December 20, 1940; ratified by His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India, in respect of Australia, March 21, 1941; ratifications exchanged at Washington August 13, 1941; proclaimed by the President of the United States August 21, 1941.

September 6, 1940
[T. S. 974]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS a Treaty between the President of the United States of America and His Majesty the King of Great Britain, Ireland and the British Dominions beyond the Seas, Emperor of India, in respect of the Commonwealth of Australia, amending in their application to the Commonwealth of Australia certain provisions of the Treaty for the Advancement of Peace between the President of the United States of America and His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas, Emperor of India, signed at Washington on the fifteenth day of September, one thousand nine hundred and fourteen, [1] was signed by their respective Plenipotentiaries at Washington on the sixth day of September, one thousand nine hundred and forty, the original of which Treaty is word for word as follows:

The President of the United States of America and His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India, in respect of the Commonwealth of Australia, being desirous, in view of the present constitutional position and international status of Australia, to amend in their application to the Commonwealth of Australia certain provisions of the Treaty for the Advancement of Peace between the President of the United States of America and His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas, Emperor of India, signed at Washington, September 15, 1914, have for that purpose 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

¹ [Treaty Series 602; 38 Stat. 1353.]

His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India, for the Commonwealth of Australia :

The Right Honorable Richard Gardiner Casey, D. S. O., M. C., His Majesty's Envoy Extraordinary and Minister Plenipotentiary for Australia at Washington ;

Who, having communicated to each other their respective full powers, found to be in proper form, have agreed upon and concluded the following articles :

ARTICLE I

Article II of the Treaty for the Advancement of Peace between the President of the United States of America and His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas, Emperor of India, signed at Washington, September 15, 1914, is hereby superseded in respect of the Commonwealth of Australia by the following :

38 Stat. 1853.

International Commission, composition.

Insofar as concerns disputes arising in the relations between the United States of America and the Commonwealth of Australia, the International Commission shall be composed of five members to be appointed as follows: One member shall be chosen from the United States of America by the Government thereof; one member shall be chosen from the Commonwealth of Australia by the Government thereof; one member shall be chosen by each Government from some third country; the fifth member shall be chosen by agreement between the Government of the United States of America and the Government of the Commonwealth of Australia, it being understood that he shall be a citizen of some third country of which no other member of the Commission is a citizen. The expression "third country" means a country not under the sovereignty or authority of the United States of America nor under the sovereignty, suzerainty, protection or mandate of His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India. The expenses of the Commission shall be paid by the two Governments in equal proportions.

"Third country."

Expenses.

Appointment of Commission.

The International Commission shall be appointed within six months after the exchange of the ratifications of the present Treaty; and vacancies shall be filled according to the manner of the original appointment.

ARTICLE II

The second paragraph of Article III of the said Treaty of September 15, 1914, is hereby abrogated so far as concerns its application to disputes which are mainly those of the Commonwealth of Australia.

ARTICLE III

Except as provided in Articles I, II and IV of the present Treaty the stipulations of the said Treaty of September 15, 1914, shall be

considered as an integral part of the present Treaty and shall be observed and fulfilled by the two Governments as if they were literally herein embodied.

ARTICLE IV

The present Treaty shall be ratified by the President of the United States of America by and with the advice and consent of the Senate thereof and by His Majesty in respect of the Commonwealth of Australia. It shall take effect on the date of the exchange of the ratifications which shall take place at Washington as soon as possible. It shall continue in force for a period of five years; and it shall thereafter remain in force until twelve months after one of the High Contracting Parties has given notice to the other of an intention to terminate it.

Effective date.

Duration.

On the termination of the present Treaty in accordance with the provisions of the preceding paragraph, the said Treaty of September 15, 1914, shall in respect of the Commonwealth of Australia cease to have effect.

In witness whereof the respective plenipotentiaries have signed the present Treaty and have affixed their seals thereto.

Done in duplicate at the City of Washington this sixth day of September, one thousand nine hundred and forty.

CORDELL HULL [SEAL]
R G CASEY [SEAL]

AND WHEREAS the said Treaty has been duly ratified on both parts, and the ratifications of the two Governments were exchanged in the city of Washington on the thirteenth day of August, one thousand nine hundred and forty-one;

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said Treaty to be made public, to the end that the same and every article and clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof.

IN TESTIMONY 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 August, in the year of our Lord one thousand nine hundred and [SEAL] forty-one, and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

September 6, 1940
[T. S. 675]

Treaty between the United States of America and Canada amending in their application to Canada certain provisions of the treaty for the advancement of peace between the United States of America and Great Britain signed September 15, 1914. Signed at Washington September 6, 1940; ratification advised by the Senate of the United States November 26, 1940; ratified by the President of the United States December 20, 1940; ratified by His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India, in respect of Canada, March 14, 1941; ratifications exchanged at Washington August 13, 1941; proclaimed by the President of the United States August 21, 1941.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS a Treaty between the President of the United States of America and His Majesty the King of Great Britain, Ireland and the British dominions beyond the Seas, Emperor of India, in respect of Canada, amending in their application to Canada certain provisions of the Treaty for the Advancement of Peace between the President of the United States of America and His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British dominions beyond the Seas, Emperor of India, signed at Washington on the fifteenth day of September, one thousand nine hundred and fourteen, [¹] was signed by their respective Plenipotentiaries at Washington on the sixth day of September, one thousand nine hundred and forty, the original of which Treaty is word for word as follows:

The President of the United States of America and His Majesty the King of Great Britain, Ireland, and the British dominions beyond the Seas, Emperor of India, in respect of Canada, being desirous, in view of the present constitutional position and international status of Canada, to amend in their application to Canada certain provisions of the Treaty for the Advancement of Peace between the President of the United States of America and His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British dominions beyond the Seas, Emperor of India, signed at Washington, September 15, 1914, have for that purpose 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

¹ [Treaty Series 602; 38 Stat. 1853.]

His Majesty the King of Great Britain, Ireland, and the British dominions beyond the Seas, Emperor of India, for Canada:

Mr. Loring Cheney Christie, His Majesty's Envoy Extraordinary and Minister Plenipotentiary for Canada in the United States of America;

Who, having communicated to each other their respective full powers, found to be in proper form, have agreed upon and concluded the following articles:

ARTICLE I

Article II of the Treaty for the Advancement of Peace between the President of the United States of America and His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British dominions beyond the Seas, Emperor of India, signed at Washington, September 15, 1914, is hereby superseded in respect of Canada by the following:

38 Stat. 1853.

Insofar as concerns disputes arising in the relations between the United States of America and Canada, the International Commission shall be composed of five members to be appointed as follows: One member shall be chosen from the United States of America by the Government thereof; one member shall be chosen from Canada by the Government thereof; one member shall be chosen by each Government from some third country; the fifth member shall be chosen by agreement between the Government of the United States of America and the Government of Canada, it being understood that he shall be a citizen of some third country of which no other member of the Commission is a citizen. The expression "third country" means a country not under the sovereignty or authority of the United States of America nor under the sovereignty, suzerainty, protection or mandate of His Majesty the King of Great Britain, Ireland, and the British dominions beyond the Seas, Emperor of India. The expenses of the Commission shall be paid by the two Governments in equal proportions.

International Commission, composition.

"Third country."

Expenses.

The International Commission shall be appointed within six months after the exchange of the ratifications of the present Treaty; and vacancies shall be filled according to the manner of the original appointment.

Appointment of Commission.

ARTICLE II

The second paragraph of Article III of the said Treaty of September 15, 1914, is hereby abrogated so far as concerns its application to disputes which are mainly those of Canada.

ARTICLE III

Except as provided in Articles I, II and IV of the present Treaty the stipulations of the said Treaty of September 15, 1914, shall be

considered as an integral part of the present Treaty and shall be observed and fulfilled by the two Governments as if they were literally herein embodied.

ARTICLE IV

Effective date.

Duration.

The present Treaty shall be ratified by the President of the United States of America by and with the advice and consent of the Senate thereof and by His Majesty in respect of Canada. It shall take effect on the date of the exchange of the ratifications which shall take place at Washington as soon as possible. It shall continue in force for a period of five years; and it shall thereafter remain in force until twelve months after one of the High Contracting Parties has given notice to the other of an intention to terminate it.

On the termination of the present Treaty, in accordance with the provisions of the preceding paragraph, the said Treaty of September 15, 1914, shall in respect of Canada cease to have effect.

In witness whereof, the respective plenipotentiaries have signed the present Treaty and have affixed their seals thereto.

Done in duplicate at the City of Washington this sixth day of September, one thousand nine hundred and forty.

CORDELL HULL [SEAL]
LORING C. CHRISTIE [SEAL]

AND WHEREAS the said Treaty has been duly ratified on both parts, and the ratifications of the two Governments were exchanged in the city of Washington on the thirteenth day of August, one thousand nine hundred and forty-one;

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said Treaty to be made public, to the end that the same and every article and clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof.

IN TESTIMONY 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 August, in the year of our Lord one thousand nine hundred and [SEAL] forty-one, and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

Treaty between the United States of America and New Zealand amending in their application to New Zealand certain provisions of the treaty for the advancement of peace between the United States of America and Great Britain signed September 15, 1914. Signed at Washington September 6, 1940; ratification advised by the Senate of the United States November 26, 1940; ratified by the President of the United States December 20, 1940; ratified by His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India, in respect of New Zealand April 28, 1941; ratifications exchanged at Washington August 13, 1941; proclaimed by the President of the United States August 21, 1941.

September 6, 1940
[T. S. 976]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS a Treaty between the President of the United States of America and His Majesty the King of Great Britain, Ireland and the British Dominions beyond the Seas, Emperor of India, in respect of the Dominion of New Zealand, amending in their application to the Dominion of New Zealand certain provisions of the Treaty for the Advancement of Peace between the President of the United States of America and His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas, Emperor of India, signed at Washington on the fifteenth day of September, one thousand nine hundred and fourteen,^[1] was signed by their respective Plenipotentiaries at Washington on the sixth day of September, one thousand nine hundred and forty, the original of which Treaty is word for word as follows:

The President of the United States of America and His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India, in respect of the Dominion of New Zealand, being desirous, in view of the present constitutional position and international status of New Zealand, to amend in their application to the Dominion of New Zealand certain provisions of the Treaty for the Advancement of Peace between the President of the United States of America and His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas, Emperor of India, signed at Washington, September 15, 1914, have for that purpose 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

¹ [Treaty Series 602; 38 Stat. 1853.]

His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India, for the Dominion of New Zealand:

The Right Honorable the Marquess of Lothian, C. H., His Majesty's Ambassador Extraordinary and Plenipotentiary at Washington;

Who, having communicated to each other their respective full powers, found to be in proper form, have agreed upon and concluded the following articles:

ARTICLE I

Article II of the Treaty for the Advancement of Peace between the President of the United States of America and His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas, Emperor of India, signed at Washington, September 15, 1914, is hereby superseded in respect of the Dominion of New Zealand by the following:

38 Stat. 1853.

International Commission, composition.

Insofar as concerns disputes arising in the relations between the United States of America and the Dominion of New Zealand, the International Commission shall be composed of five members to be appointed as follows: One member shall be chosen from the United States of America by the Government thereof; one member shall be chosen from the Dominion of New Zealand by the Government thereof; one member shall be chosen by each Government from some third country; the fifth member shall be chosen by agreement between the Government of the United States of America and the Government of the Dominion of New Zealand, it being understood that he shall be a citizen of some third country of which no other member of the Commission is a citizen. The expression "third country" means a country not under the sovereignty or authority of the United States of America nor under the sovereignty, suzerainty, protection or mandate of His Majesty the King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India. The expenses of the Commission shall be paid by the two Governments in equal proportions.

"Third country."

Expenses.

Appointment of Commission.

The International Commission shall be appointed within six months after the exchange of the ratifications of the present Treaty; and vacancies shall be filled according to the manner of the original appointment.

ARTICLE II

The second paragraph of Article III of the said Treaty of September 15, 1914, is hereby abrogated so far as concerns its application to disputes which are mainly those of the Dominion of New Zealand.

ARTICLE III

Except as provided in Articles I, II and IV of the present Treaty the stipulations of the said Treaty of September 15, 1914, shall be

considered as an integral part of the present Treaty and shall be observed and fulfilled by the two Governments as if they were literally herein embodied.

ARTICLE IV

The present Treaty shall be ratified by the President of the United States of America by and with the advice and consent of the Senate thereof and by His Majesty in respect of the Dominion of New Zealand. It shall take effect on the date of the exchange of the ratifications which shall take place at Washington as soon as possible. It shall continue in force for a period of five years; and it shall thereafter remain in force until twelve months after one of the High Contracting Parties has given notice to the other of an intention to terminate it.

On the termination of the present Treaty in accordance with the provisions of the preceding paragraph, the said Treaty of September 15, 1914, shall in respect of the Dominion of New Zealand cease to have effect.

In witness whereof the respective plenipotentiaries have signed the present Treaty and have affixed their seals thereto.

Done in duplicate at the City of Washington this sixth day of September, one thousand nine hundred and forty.

CORDELL HULL [SEAL]

LOTHIAN [SEAL]

Effective date.

Duration.

AND WHEREAS the said Treaty has been duly ratified on both parts, and the ratifications of the two Governments were exchanged in the city of Washington on the thirteenth day of August, one thousand nine hundred and forty-one;

NOW, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, have caused the said Treaty to be made public, to the end that the same and every article and clause thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof.

IN TESTIMONY 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 August, in the year of our Lord one thousand nine hundred and [SEAL] forty-one, and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

**INTERNATIONAL AGREEMENTS
OTHER THAN TREATIES**

INTERNATIONAL AGREEMENTS OTHER THAN TREATIES

Supplementary agreement between the United States of America and Haiti further modifying the agreement of August 7, 1933, for the temporary postponement during 1941 of certain interest payments. Signed February 13, 1941.

February 13, 1941
[E. A. S. 201]

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

The undersigned plenipotentiaries, duly authorized by their respective governments, have agreed upon the following Executive Agreement supplementary to the Agreement between the United States of America and the Republic of Haiti, signed at Port-au-Prince on August 7, 1933:

Les Plénipotentiaires, sous-signés, dûment autorisés par leurs Gouvernements respectifs, ont convenu le suivant Accord Exécutif Additionnel à l'Accord entre les Etats-Unis d'Amérique et la République d'Haiti, signé à Port-au-Prince le 7 Août 1933:

Article 1.—On and after February 1, 1941, and until and including September 30, 1941, all monies received by or for the Haitian Government shall be deposited in the National Bank of the Republic of Haiti to the credit of the Haitian Government with the exception of the following sums which will be deposited to the credit of the Fiscal Representative:

Article 1.—A partir du 1er. Février 1941 et jusqu'au 30 Septembre 1941, inclusivement, tous les fonds recouverts par ou pour le Gouvernement Haitien seront déposés, au crédit du Gouvernement Haitien, à la Banque Nationale de la République d'Haiti, à l'exception des sommes suivantes qui seront déposées au crédit du Représentant Fiscal:

1. The five per centum of customs revenues foreseen in Article 9 of the Accord of August 7, 1933, [1] and

1. Les 5% des recettes douanières prévues à l'Article IX de l'Accord du 7 Août 1933, [1] et

48 Stat. 1776.

Deposit of receipts.
To credit of Haitian Government.

To credit of Fiscal Representative.

48 Stat. 1780; 52
Stat. 1473; 53 Stat.
1923, 2402; 54 Stat.
2411.

¹ [Executive Agreement Series 46; see also the modifying agreements of January 13 and July 1, 1938, July 8, 1939 and September 27, 1940 (Executive Agreement Series 117, 123, 150, and 183).]

2. The amounts needed to pay two-thirds of the sums due and payable on the coupons maturing April 1, 1941, and October 1, 1941, on all outstanding bonds issued under the loan contracts of October 6, 1922, and May 26, 1925, which amounts shall be credited to the Fiscal Representative.

2. Les valeurs exigibles pour payer les deux tiers des sommes dûes et payables sur les coupons arrivant à échéance le 1er. Avril 1941 et le 1er. Octobre 1941, afférents à tous les titres en circulation, émis d'après les contrats d'emprunt des 6 Octobre 1922 et 26 Mai 1925, lesquelles sommes seront déposées au crédit du Représentant Fiscal.

Signed at Port-au-Prince, in duplicata, in the English and French languages, this 13 day of February nineteen hundred and forty-one.

Fait de bonne foi, en double, en anglais et en français, à Port-au-Prince, le 13 Février 1941.

EDWARD J SPARKS

FERNAND DENNIS

[SEAL]

[SEAL]

Agreement between the United States of America and Brazil respecting a military and military aviation mission. Signed January 17, 1941; effective January 17, 1941.

January 17, 1941
[E. A. S. 202]

CONTRATO ENTRE OS GOVERNOS
DOS ESTADOS UNIDOS DA
AMÉRICA E DO BRASIL

AGREEMENT BETWEEN THE
GOVERNMENT OF THE UNITED
STATES OF AMERICA AND THE
GOVERNMENT OF THE UNITED
STATES OF BRASIL

Consoante solicitação do Embaixador dos Estados Unidos do Brasil em Washington, D. C., o Presidente dos Estados Unidos da América autorizou a designação de uma Missão Militar e de Aeronáutica para o Brasil, sob as condições constantes do presente contrato, assinado no Rio de Janeiro pelos representantes dos dois Governos interessados.

In conformity with the request of the Ambassador of the United States of Brazil in Washington, D. C., the President of the United States of America has authorized the appointment of a Military and Military Aviation Mission to Brazil under the conditions of the following Agreement signed in Rio de Janeiro by the representatives of the two interested Governments.

TÍTULO I

TITLE I

FINALIDADE E DURAÇÃO

PURPOSE AND DURATION

Artigo 1—A Missão Militar e de Aeronáutica Americana tem por finalidade cooperar tecnicamente com o Ministério da Guerra Brasileiro no aumento e aperfeiçoamento da eficiência do Exército do Brasil em Artilharia de Costa e Aeronáutica, e nos diversos assuntos com ambas correlacionados.

Article 1—The purpose of the United States Military and Military Aviation Mission is to cooperate in technical matters with the Brazilian Ministry of War with the object of increasing and perfecting the efficiency of the Brazilian Army in Coast Artillery and Aviation, and in the various subjects correlated with both.

Artigo 2—A Missão deverá continuar por quatro anos, a contar da data da assinatura do presente contrato, a menos que o mesmo seja prorrogado ou seja terminado mais cedo, de acordo com o estipulado em suas cláusulas.

Article 2—The Mission shall continue for four years from the date of signing of this Agreement, unless extended, or terminated sooner, as herein provided.

Artigo 3—O Governo dos Estados Unidos da América poderá substituir qualquer membro da Missão que haja exercido suas

Article 3—The Government of the United States of America may replace any member of the Mission who has exercised his functions in

Replacement of
member.

funções no Brasil durante um período de pelo menos dois anos.

Brazil during a period of not less than two years.

Extension of agreement.

Artigo 4—O Governo dos Estados Unidos do Brasil, mediante proposta ao Governo dos Estados Unidos da América, recebida seis meses antes de expirar-se o presente contrato, poderá sugerir a continuação do mesmo por um prazo a ser ajustado pelos dois Governos.

Article 4—The Government of the United States of Brazil may, by means of a note of proposal to the Government of the United States of America, six months prior to expiration of this Agreement, suggest an extension thereof for such period as may be agreed upon by the two Governments.

Termination prior to specified time.

Artigo 5—Este contrato poderá terminar antes do prazo fixado no artigo 2, nos seguintes casos:

Article 5—This Agreement may be terminated prior to the time specified in Article 2 in the following manner:

- a) aviso escrito, feito três meses antes, por um dos Governos contratantes ao outro;
- b) por medida de interesse público, ou devido a hostilidades internas ou externas, em qualquer dos dois países, caso em que cessarão as exigências da letra *a* deste artigo.

- a) By written notice three months in advance by either of the two Governments to the other;
- b) As a measure in the public interest or because of internal or external hostilities in either of the two countries, in which case compliance with (a) shall be waived.

TÍTULO II

TITLE II

COMPOSIÇÃO E PESSOAL

COMPOSITION AND PERSONNEL

Artigo 6—A Missão Militar e de Aeronáutica Americana será composta de um Chefe—General de Brigada, Coronel ou Tenente-Coronel do serviço ativo do Exército Regular dos Estados Unidos da América—e do pessoal do Exército Regular e do Corpo Aéreo Militar que o Ministro da Guerra do Brasil, de acordo com o Departamento da Guerra dos Estados Unidos da América, venha a indicar por intermédio do seu representante autorizado em Washington.

Article 6—The United States Military and Military Aviation Mission shall be composed of a Chief—a Brigadier General, Colonel or Lieutenant Colonel on the active list of the Regular Army of the United States of America—and of such personnel of the Regular Army and Army Air Corps as the Brazilian Ministry of War, in agreement with the United States War Department, may indicate through the intermediary of the former's authorized representative in Washington.

Artigo 7—Os militares ora em serviço na Missão Militar Americana poderão continuar em suas funções, sob as condições deste

Article 7—The military personnel now serving with the United States Military Mission may continue in their functions under the

contrato, sendo-lhes computado, individualmente, o tempo de serviço anterior no Brasil, para os efeitos do artigo 2.

conditions of this Agreement, their time of previous service in Brazil to be credited to them in each case for the purposes of Article 2.

TÍTULO III

TITLE III

DEVERES, POSTOS E PRECEDÊNCIA DUTIES, RANK AND PRECEDENCE

Artigo 8—Os membros da Missão Militar e de Aeronáutica Americana exercerão as atribuições que lhes forem determinadas pelo Chefe da Missão, com aprovação do Ministro da Guerra do Brasil, a quem, unicamente, por intermédio do Chefe da Missão, ficarão subordinados.

Article 8—The members of the United States Military and Military Aviation Mission shall perform the duties assigned to them by the Chief of the Mission with the approval of the Brazilian Minister of War to whom, through the Chief of the Mission, they shall be solely responsible.

Artigo 9—Cada membro da Missão continuará com o seu posto, do Exército dos Estados Unidos da América, cujo uniforme usará, e se regerá pelos Regulamentos de seu país.

Article 9—Each member of the Mission shall continue to hold his rank in the Army of the United States of America, and shall wear the uniform and be governed by the Regulations thereof.

Artigo 10—Os membros da Missão gozarão das prerrogativas e privilégios outorgados pelos Regulamentos do Exército Brasileiro aos oficiais e praças de posto e graduação idênticos, porém, terão precedência sobre os mesmos, dentro de cada posto ou graduação.

Article 10—The members of the Mission shall enjoy the prerogatives and privileges fixed by the Regulations of the Brazilian Army for officers and enlisted personnel of identical rank and grade but shall take precedence within each such rank or grade.

TÍTULO IV

TITLE IV

REMUNERAÇÃO E VANTAGENS COMPENSATION AND PERQUISITES

Artigo 11—Durante seus serviços na Missão seus membros receberão, do Governo Brasileiro, a seguinte remuneração anual, pagavel em doze mensalidades iguais, em moeda papel brasileira, no último dia de cada mês:

Article 11—During their service with the Mission, its members shall receive from the Brazilian Government the following annual compensation in Brazilian paper currency payable in twelve equal installments on the last day of each month:

Chefe da Missão . . .	Rs. 72:000\$0	Chief of Mission . . .	Rs. 72:000\$0
Tenente-Coronel . . .	66:000\$0	Lieutenant Colonel . . .	66:000\$000
Major	60:000\$0	Major	60:000\$000
Capitão	54:000\$0	Captain	54:000\$000
Primeiro Tenente . . .	48:000\$0	First Lieutenant . . .	48:000\$000
Sub-Oficial ou assemelhado	26:000\$0	Non - commissioned officer	26:000\$000

Annual compensation.

- Flight pay.** *Artigo 12*—Os oficiais de Aviação receberão, também, uma remuneração de vôo de 1:000\$0 mensal, mediante comunicação escrita do Chefe da Missão, certificando o cumprimento, por parte deles, das condições exigidas pelos Regulamentos do Exército dos Estados Unidos da América. *Article 12*—Aviation officers shall also receive flight pay amounting to Rs. 1:000\$000 per month provided the Chief of the Mission, by written communication, certifies that they have fulfilled the requirements of the United States Army Regulations.
- Tax exemption.** *Artigo 13*—As remunerações fixadas nos dois artigos precedentes serão isentas de qualquer imposto federal ou estadual, durante o prazo deste contrato, e o Ministério da Guerra indenizará qualquer onus que possam sofrer, em consequência de impostos ulteriormente lançados no Brasil. *Article 13*—The compensation fixed in the two preceding articles shall be exempt from all Brazilian Federal and State taxes during the period of this Agreement and the Ministry of War shall reimburse any charge which may be imposed as a consequence of future taxes which may be levied in Brazil.
- Accrued leave and travel time.** *Artigo 14*—Cada membro da Missão receberá remuneração relativa a férias que não tenha gozado, como também ao período necessário para viajar para, ou, do Brasil, computado na base da rota marítima usualmente mais curta entre New York e Rio de Janeiro. A remuneração referente à viagem de retorno a New York será paga adeantadamente. *Article 14*—Each member of the Mission shall receive compensation for accrued leave and for the period necessary for travel to and from Brazil computed on the basis of the shortest usually traveled sea route between New York and Rio de Janeiro. Compensation for the return voyage to New York shall be paid in advance.
- First-class passage.** *Artigo 15*—O Governo dos Estados Unidos do Brasil fornecerá aos membros da Missão e respectivas famílias passagens de primeira classe, de New York para o Rio de Janeiro e do Rio de Janeiro para New York, pela rota marítima usualmente mais curta. *Article 15*—The members of the Mission shall be furnished by the Government of the United States of Brazil with first-class passage for themselves and their families from New York to Rio de Janeiro and from Rio de Janeiro to New York by the shortest usually traveled sea route.
- Transportation of furniture, etc.** *Artigo 16*—As despesas do transporte de móveis, bagagens e automovel, entre New York e sua residência no Brasil, para cada membro da Missão, inclusive retirada de bordo, na vinda e encaixotamento e colocação a bordo, no regresso, serão custeadas pelo Governo Brasileiro, uma vez em cada direção. As despesas para outros embarques ou desem- *Article 16*—The expenses for transportation of furniture, baggage and one automobile for each member of the Mission, including the cost of unloading on arrival and of packing and loading on departure, between New York and his residence in Brazil, shall be defrayed once in each direction by the Brazilian Government. Expenses for other shipments will not

barques não serão pagas por qualquer dos dois Governos, exceto quando ocorrerem por circunstâncias alheias à vontade do membro interessado, caso em que serão custeadas pelo Governo que as tiver motivado.

Artigo 17—As despesas de transporte de família, móveis e automovel do pessoal que venha se reunir à Missão para funções temporárias, a pedido do Ministro da Guerra do Brasil, serão indenizadas de acordo com o estipulado, para o caso, em ajuste à parte, entre o Secretário da Guerra dos Estados Unidos da América e o representante, em Washington, do Ministro da Guerra Brasileiro.

Artigo 18—O Governo dos Estados Unidos do Brasil, mediante solicitação do Chefe da Missão, concederá livre entrada nos portos brasileiros aos artigos de uso pessoal para seus membros e respectivas famílias.

Artigo 19—Quando os serviços de qualquer membro da Missão Militar e de Aeronáutica Americana terminarem antes do prazo mínimo de dois anos, em consequência de ação do Governo dos Estados Unidos da América, cessarão para ele as vantagens especificadas para a viagem de regresso constante dos artigos 14, 15 e 16.

Artigo 20—Quando o Governo dos Estados Unidos da América determinar, por motivo disciplinar, o regresso de qualquer membro da Missão, nenhuma despesa com sua volta será custeada pelo Governo dos Estados Unidos do Brasil.

Artigo 21—Si os serviços de qualquer membro da Missão terminarem antes de se completarem dois anos, por motivos outros que

be paid by either Government except where such shipments are required by circumstances beyond the control of the member of the Mission concerned, in which case the Government responsible therefor shall bear the cost.

Article 17—The transportation expenses of the family, furniture, and automobile of personnel who, at the request of the Minister of War of Brazil, may join the Mission for temporary duty, shall be defrayed in accordance with a separate agreement in each case between the Secretary of War of the United States of America and the representative in Washington of the Brazilian Ministry of War.

Article 18—The Government of the United States of Brazil shall grant, on request of the Chief of the Mission, free entry into Brazilian ports for articles of personal and family use.

Article 19—If, as a result of action on the part of the Government of the United States of America, the services of any members of the United States Military and Military Aviation Mission should terminate prior to the minimum period of two years, he shall not be entitled to the benefits of the return voyage stipulated by Articles 14, 15 and 16.

Article 20—Should the Government of the United States of America detach any member of the Mission for breach of discipline, no cost of the return shall be borne by the Government of the United States of Brazil.

Article 21—If the services of any member of the Mission should terminate prior to the completion of two years from motives

os especificados nos artigos precedentes, receberá ele do Governo Brasileiro todas as remunerações e vantagens como si se houvesse completado esse prazo, e ser-lhe-ão atribuídos os benefícios constantes do artigo 14, deste Título.

Artigo 22—As despesas de transporte e viagem no Brasil, a serviço oficial do Governo Brasileiro, serão por este custeadas, de acordo com o artigo 10.

Artigo 23—Será fornecido ao Chefe da Missão, pelo Governo Brasileiro, um automovel apropriado, com o respectivo motorista, e, mediante requisição prévia, um avião convenientemente equipado para o uso dos membros da Missão, quer a serviço oficial, quer para os vôos periódicos de treinamento, exigidos pelos Regulamentos do Exército Americano, ficando, ao mesmo tempo, seu pessoal autorizado a sobrevoar o território brasileiro em aviões do Exército Americano, mediante prévio entendimento com o Ministro da Guerra do Brasil.

Não será o Governo dos Estados Unidos, nem qualquer dos membros da Missão responsabilizado por danos ao material e equipamento, ou por ferimentos ou mortes de terceiros, causados ou resultantes de acidentes ocorridos no decorrer de qualquer vôo a serviço.

Artigo 24—Os membros da Missão disporão de instalações apropriadas para seus trabalhos.

Artigo 25—Si algum membro da Missão ou pessoa de sua família falecer no Brasil, o Governo Brasileiro fará transportar o corpo para

other than those specified in the foregoing Articles, he shall receive from the Brazilian Government all the compensation and allowances to which he would have been entitled upon the completion of two years, and shall be entitled to the benefits of Article 14 of this Title.

Article 22—Transportation and travel expenses in Brazil on the official business of the Brazilian Government shall be defrayed by that Government in accordance with Article 10.

Article 23—The Chief of the Mission shall be furnished by the Brazilian Government with a suitable automobile, with chauffeur, and upon advance requisition a properly equipped aircraft shall be supplied for the use of the members of the Mission either for official business or for the occasional training flights required by the Regulations of the United States Army; at the same time authority is granted to the personnel of the Mission to fly over Brazilian territory in United States Army aircraft after prior understanding with the Minister of War of Brazil.

Neither the United States Government nor any member of the Mission shall assume any responsibility for damage of material or equipment, or for injuries to or deaths of third persons, caused by or resulting from accidents occurring during any of these service flights.

Article 24—Suitable offices shall be made available for the members of the Mission.

Article 25—Should any member of the Mission, or of his family, die in Brazil, the Brazilian Government shall have the body trans-

Provision of automobile.

Aircraft.

Offices.

Transportation of remains in case of death.

a cidade dos Estados Unidos da América que a família do extinto indicar, não devendo porem a despesa feita pelo Governo Brasileiro exceder o custo do transporte dos restos mortais do lugar onde a morte ocorreu para a cidade de New York.

Si o extinto fôr membro da Missão, seus serviços serão considerados como terminados quinze dias após sua morte.

O transporte de regresso a New York para a família do extinto e respectiva bagagem, mobília e automovel, deverá ser providenciado como está estipulado nos artigos 15 e 16.

Toda a remuneração devida ao membro da Missão extinto, inclusive os vencimentos relativos aos quinze dias subsequentes à sua morte e o reembolso de despesas e transportes a ele devidos, por motivo de viagem em serviço oficial do Brasil, serão pagos à viuva ou a qualquer outra pessoa que haja sido designada por escrito pelo extinto, quando servindo sob os termos deste contrato, porem sem direito a qualquer pagamento consequente de férias ou licenças não gozadas pelo morto.

Todo o pagamento devido à viuva ou a outra pessoa designada pelo extinto, de acordo com o estabelecido no presente artigo, deve ser efetuado antes da partida do Brasil da viuva ou outra pessoa que for designada, e dentro de quinze dias após o falecimento.

TÍTULO V

REQUISITOS E CONDIÇÕES

Artigo 26—Durante a vigência do presente contrato ou de sua prorrogação, o Governo Brasileiro não contratará os serviços de qualquer pessoal, de qualquer outro

ported to such city in the United States of America as the family of the deceased may indicate, but the cost to the Brazilian Government 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 shall be considered to have terminated fifteen days after his death.

Return transportation to New York City for the family of the deceased and for their baggage, furniture and automobile shall be provided as prescribed by Articles 15 and 16.

All compensation due the deceased member, including salary for the fifteen days subsequent to his death, and reimbursement for expenses and transportation due him for travel on Brazilian official business, shall be paid to the widow or to any other person who may have been designated in writing by the deceased while serving under the terms of this Agreement; but no payments shall be made for accrued leave due and not taken by the deceased.

All payments due the widow or other person designated by the deceased under the provisions of this Article, shall be effected prior to the departure of the widow or other designated person from Brazil, and within fifteen days of the decease.

TITLE V

REQUISITES AND CONDITIONS

Article 26—So long as this Agreement, or any extension thereof, is in effect, the Brazilian Government shall not engage the services of any personnel of any other

Compensation due deceased member.

Services of personnel of other foreign governments, restriction.

governo estrangeiro, para as funções relativas à Artilharia de Costa e à Aviação Militar.

foreign government for duties pertaining to the Coast Artillery and Military Aviation.

Secrecy requirement.

Artigo 27—Nenhum membro da Missão revelará ou divulgará, de maneira alguma, a qualquer Governo estrangeiro ou a quem quer que seja, qualquer assunto de natureza secreta, confidencial ou reservada, de que tenha tomado conhecimento por via de suas funções como membro da Missão.

Article 27—No member of the Mission shall divulge or reveal in any manner to any foreign government or person whatsoever, any matter of a secret, confidential, or restricted nature of which he may become cognizant in his capacity as a member of the Mission.

Esta exigência perdurará, mesmo depois de findas as obrigações com a Missão e após haver sido terminado ou cancelado o presente contrato, ou sua prorrogação.

This requirement shall continue to be binding after termination of duty with the Mission, and after the expiration or cancelation of this Agreement or any extension thereof.

“Family” construed.

Artigo 28—A expressão *família* constante no texto deste contrato significa, para todos efeitos: esposa, filhos menores e filhas solteiras.

Article 28—The term *family* throughout the text of this Agreement shall be construed to mean for all relevant purposes: Wife, minor sons and unmarried daughters.

Annual leave.

Artigo 29—Cada membro da Missão terá direito a um mês de férias por ano, com vencimentos, ou a uma parte proporcional, com pagamento correspondente a essa parte.

Article 29—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.

As férias não gozadas serão acumuladas de ano para ano, durante o tempo de serviço como membro da Missão.

Unused leave shall be cumulative from year to year during service as a member of the Mission.

Artigo 30—As férias mencionadas no artigo anterior poderão ser gozadas fora do país, porém as despesas decorrente da viagem e transporte serão custeadas pelo oficial interessado. Todo o tempo de viagem será computado como férias e não será adicionado ao período autorizado no artigo precedente.

Article 30—The leave provided for in the preceding Article may be taken abroad, but the travel and transportation expenses incident thereto shall be borne by the officer taking the leave. All travel time shall count as leave and shall not be in addition to that authorized in the preceding Article.

Artigo 31—O Governo Brasileiro concordará com a concessão das férias, solicitadas por escrito pelo Chefe da Missão, desde que não

Article 31—The Brazilian Government agrees to grant leave requested by the Chief of the Mission in writing, provided that it

tragam inconveniência para a eficiência do serviço.

Artigo 32—Exceto quando for resolvido de outra maneira pelos Governos interessados, as substituições de membros da Missão serão feitas após contacto pessoal, no Brasil, entre o membro que se retira e o seu substituto.

Artigo 33—Serão prestados pelo Governo do Brasil cuidados médicos aos membros da Missão e suas famílias. No caso de um membro da Missão adoecer ou sofrer ferimento, será ele, si oficial, internado num hospital que o Chefe da Missão julgar conveniente, depois de consultadas as autoridades brasileiras, e todas as despesas decorrentes do tratamento da doença ou ferimento, enquanto o paciente for membro da Missão e permanecer no Brasil, serão pagas pelo Governo Brasileiro.

Si o membro hospitalizado for oficial, pagará somente as despesas de subsistência; si, entretanto, for praça de pret, a subsistência será paga pelo Governo Brasileiro, contanto que o tratamento seja facultado no *Hospital Central do Exército*.

Os privilégios estipulados neste artigo para os membros da Missão, serão igualmente extensivos às suas famílias, ficando seus chefes responsáveis, em cada caso, pelas despesas de subsistência decorrentes da hospitalização, ficando entendido que serão respeitados os direitos estabelecidos no artigo 10.

Artigo 34—Qualquer membro da Missão que se torne incapaz de desempenhar seus encargos, por motivo de longa e continuada enfermidade, será substituído.

does not interfere with the efficiency of the service.

Article 32—Except when otherwise agreed upon in advance by the respective Governments, reliefs shall be effected by personal contact in Brazil between retiring members and the relieving members.

Article 33—Medical attention shall be furnished by the Government of Brazil to the members of the Mission and their families. In case a member of the Mission becomes ill or suffers injury, he shall, if an officer, be placed in such hospital as the Chief of the Mission deems suitable, after consultation with the Brazilian authorities, and all expenses of treatment of the illness or injury, while the patient is a member of the Mission and remains in Brazil, shall be paid by the Government of Brazil.

If the hospitalized member is an officer, he shall pay only his subsistence; if, however, he is an enlisted man, subsistence shall be paid by the Brazilian Government provided he accepts treatment in the *Hospital Central do Exército*.

The privileges accorded by this Article to the members of the Mission shall be accorded equally to their families, except that the head of the family shall in each case be responsible for subsistence expenditures incurred in connection with the hospitalization of a member of his family, it being understood that the rights established in Article 10 shall be respected.

Article 34—Any member of the Mission unable to perform his duties by reason of long continued physical disability shall be replaced.

Medical attention.

Replacement in case of disability.

Effective date.

Artigo 35—O presente contrato entrará em vigor na data de sua assinatura e substituirá, na mesma data, o contrato entre os dois Governos, assinado em 12 de Novembro de 1938, para uma Missão Militar Americana no Brasil.

Article 35 — This Agreement shall come into force on the date of signature and shall replace, as of the same date, the Agreement between the two Governments signed on November 12, 1938, for a United States Military Mission to Brazil. [1]

EM TESTEMUNHO DO QUE, OS
abaixo assinados, devidamente au-
torizados, assinaram o presente
contrato, em duplicada, nas línguas
Portuguesa e Inglesa, no Rio de
Janeiro, Estados Unidos do Brasil,
no dia 17 de Janeiro de 1941.

IN FAITH WHEREOF, the under-
signed, being duly authorized,
have signed the present Agreement
in duplicate in the Portuguese and
English languages at Rio de Janei-
ro, United States of Brazil, this
17th day of January, 1941.

OSWALDO ARANHA
Ministro das Relações Exteriores

EURICO G. DUTRA
Ministro da Guerra

WILLIAM C. BURDETT
Representante do Governo Americano

¹ [Executive Agreement Series 135; 53 Stat. 2021.]

Agreement between the United States of America and Venezuela respecting a naval mission. Signed March 24, 1941; effective March 24, 1941.

March 24, 1941
[E. A. S. 203]

AGREEMENT BETWEEN THE GOVERNMENTS OF THE UNITED STATES OF AMERICA AND VENEZUELA

CONVENIO ENTRE EL GOBIERNO DE LOS ESTADOS UNIDOS DE AMERICA Y EL GOBIERNO DE VENEZUELA

In conformity with the request of the Government of Venezuela to the American Ambassador at Caracas, the President of the United States of America has authorized the appointment of officers and enlisted men to constitute a Naval Mission to Venezuela under the conditions specified below:

De conformidad con la solicitud del Gobierno de Venezuela al Embajador Americano en Caracas, el Presidente de los Estados Unidos de América ha autorizado el nombramiento de oficiales y personal subalterno para constituir una Misión Naval en Venezuela de acuerdo con las condiciones estipuladas a continuación:

TITLE I

TITULO I

PURPOSE AND DURATION

OBJETO Y DURACIÓN

Article 1—The purpose of this Mission is to cooperate with the Ministry of War and Navy of Venezuela and with the officers of the Venezuelan Navy with a view to enhancing the efficiency of the Venezuelan Navy.

Artículo 1—El objeto de esta Misión es cooperar con el Ministerio de Guerra y Marina de Venezuela y con los oficiales de la Armada Venezolana, con vista a aumentar la eficiencia de la Armada Venezolana.

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 Governments of the United States of America and Venezuela, unless sooner terminated or extended as hereinafter provided. Any member may be detached by the United States Government after the expiration of two years' service, in which case another member will be furnished in replacement. Likewise the Government of Venezuela, after the expiration of the same

Artículo 2—Esta Misión continuará por un período de cuatro años desde la fecha de la firma de este Convenio por los representantes acreditados del Gobierno de los Estados Unidos y del Gobierno de Venezuela, siempre que no sea terminado antes o prorrogado en la forma que se establece más adelante. Cualquier miembro puede ser retirado por el Gobierno de los Estados Unidos después de la expiración de dos años de servicios, reemplazándolo por otro. Asimismo el Gobierno de Venezuela, después de expirar

period, may ask for the change of any of the members of the Mission. *Artículo 3*—If the Government of Venezuela should desire that the services of the Mission be extended beyond the period stipulated, a proposal to that effect shall be made in writing six months before the expiration of this Agreement.

Extension of services of Mission.

Artículo 3—Si el Gobierno de Venezuela deseara que los servicios de la Misión sean prorrogados más allá del período estipulado, hará una propuesta por escrito con este objeto seis meses antes de la expiración de este Convenio.

Termination prior to specified time.

Article 4—This Agreement may be terminated prior to the expiration of the period of four years prescribed in Article 2, or prior to the expiration of the extension authorized in Article 3, in the following manner:

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) By either Government, subject to three months' notice in writing to the other Government;

(a) Por cualquiera de los dos Gobiernos mediante aviso por escrito al otro Gobierno con tres meses de anticipación;

(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 compliance with (a).

(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 cumplir con el inciso (a).

Cancellation in case of hostilities.

Article 5—This Agreement is subject to cancelation upon the initiative of either Venezuela or the United States of America in case either Government becomes involved in domestic or foreign hostilities.

Artículo 5—Este Convenio está sujeto a cancelación por iniciativa, ya sea de Venezuela o de los Estados Unidos de América, en caso de que cualquiera de los dos Gobiernos se vea envuelto en hostilidades internas o externas.

TITLE II

TITULO II

COMPOSITION AND PERSONNEL

COMPOSICIÓN Y PERSONAL

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 Navy of Venezuela through its authorized representative in Washington and by the Navy Department of the United States of America.

Artículo 6—Esta Misión consistirá de aquel personal de la Armada de los Estados Unidos en que convengan el Ministerio de Guerra y Marina de Venezuela, por medio de su representante autorizado en Washington, y la Secretaría de Marina de los Estados Unidos de América.

TITLE III

TITULO III

DUTIES, RANK AND PRECEDENCE DEBERES, GRADO Y PRECEDENCIA

Article 7—The personnel of the Mission shall perform such duties as may be agreed upon between the Minister of War and Navy of Venezuela and the Chief of Mission.

Article 8—The members of the Mission shall be responsible solely to the Minister of War and Navy of Venezuela through the Chief of 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 Venezuelan officers of the same rank.

Article 10—Each member of the Mission shall be entitled to all the benefits and privileges which the Venezuelan Naval Regulations provide for Venezuelan Naval officers and enlisted personnel of corresponding rank, except as relates to Article 29.

Article 11—The personnel of the Mission shall be governed by the disciplinary regulations of the United States Navy.

Artículo 7—El personal de la Misión tendrá las obligaciones en que convengan el Ministro de Guerra y Marina de Venezuela y el Jefe de la Misión.

Artículo 8—Los miembros de la Misión serán responsables solamente ante el Ministro de Guerra y Marina de Venezuela, por conducto del Jefe de la Misión.

Artículo 9—Cada miembro de la Misión desempeñará sus funciones en la Misión con el grado que tiene en la Marina de los Estados Unidos y llevará el uniforme de la misma, pero tendrá precedencia sobre todos los oficiales venezolanos de igual graduación.

Artículo 10—Cada miembro de la Misión tendrá derecho a todos los beneficios y privilegios que los Reglamentos Navales venezolanos otorgan a los oficiales navales venezolanos y al personal subalterno del grado correspondiente, salvo lo que se establece en el Artículo 29.

Artículo 11—El personal de la Misión se regirá por los reglamentos disciplinarios de la Marina de los Estados Unidos.

Benefits.

Disciplinary regulations.

TITLE IV

TITULO IV

COMPENSATION AND PERQUISITES REMUNERACIÓN Y OBVENCIONES

Article 12—Members of the Mission shall receive from the Government of Venezuela such net annual compensation expressed in United States currency as may be agreed upon for each individual member between the Governments of the United States of America and Venezuela. The said compensation shall be paid in twelve (12) equal monthly install-

Artículo 12—Los miembros de la Misión recibirán del Gobierno Venezolano la remuneración neta anual, computada en moneda de los Estados Unidos, que de mutuo acuerdo convengan, para cada miembro, individualmente, los Gobiernos de los Estados Unidos de América y de Venezuela. Dicha remuneración se abonará en doce (12) mensualidades iguales

Tax exemption.

ments, each due and payable on the last day of the month. Payment may be made in Venezuelan national currency and when so made shall be computed at the highest selling exchange rate of the dollar in Caracas on the day on which due. Payments made outside of Venezuela shall be in the national currency of the United States of America and in the amounts agreed upon as indicated above. The said compensation shall not be subject to any Venezuelan tax, or to tax by any political subdivision of Venezuela, that is now or shall hereafter be in effect. Should there, however, at present or during the life of this Agreement be any taxes that might affect the said salaries, such taxes shall be borne by the Venezuelan Ministry of War and Navy, in order to comply with the provision stipulated above 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 herein, 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 voyage and accumulated leave shall be paid a detached member prior to his departure from Venezuela, and such payment shall be

que vencen y deben pagarse el último día de cada mes. El pago puede hacerse en moneda nacional venezolana y en este caso se computará al tipo de cambio más alto a que se venda el dólar en Caracas el día de su vencimiento. Los pagos que se efectúen fuera de Venezuela se harán en moneda nacional de los Estados Unidos de América y en las cantidades en que se convenga como se indica anteriormente. Dicha remuneración no estará sujeta a ningún impuesto venezolano, ni a impuestos de cualquiera subdivisión política de Venezuela, ya sea que éstos estén en vigor o se impongan en el futuro. Sin embargo, si al presente o durante la vigencia de este Convenio existieren impuestos que pudiesen afectar dichos sueldos, tales impuestos serán pagados por el Ministerio de Guerra y Marina de Venezuela con el objeto de cumplir con la disposición anterior de que la remuneración en que se convenga sea neta.

Artículo 13—La remuneración en que se convenga 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 pueda tener derecho.

Artículo 14—La remuneración que se deba por el período que dure el viaje de regreso y por el de la licencia acumulada se le pagará al miembro que haya sido retirado, antes de su partida de Venezuela,

computed for travel via the shortest usually traveled sea route regardless of the route and method of travel elected by the said detached member.

Article 15—Each member of the Mission and his family shall be furnished by the Government of Venezuela with first-class accommodations for travel, via the shortest usually traveled sea route, required and performed under this Agreement, between any port of embarkation in the United States of America and his official residence in Venezuela, both for the outward and for the return voyage. The expenses of shipment of household effects, baggage, and automobile of each member of the Mission between any port of embarkation in the United States of America and his official residence in Venezuela shall also be paid by the Government of Venezuela; this shall include all necessary expenses incident to unloading from the steamer upon arrival in Venezuela and packing and loading on board the steamer upon departure from Venezuela. 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 herein, or when the result of 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 War and Navy of Venezuela, shall not be required under this Agreement, but

y tal pago debe calcularse como si el viaje fuese hecho por la ruta marítima más corta generalmente empleada, no importa cuál sea la ruta y método de viaje que escoja el miembro que ha sido retirado.

Artículo 15—El Gobierno de Venezuela proporcionará a cada miembro de la Misión y a su familia pasajes de primera clase para el viaje, por la ruta marítima más corta generalmente empleada, que se requiera y se efectúe de conformidad con este Convenio entre cualquier puerto de embarque de los Estados Unidos de América y su residencia oficial en Venezuela, tanto para el viaje de ida como para el de regreso. 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 Venezuela serán pagados también por el Gobierno de Venezuela; esto deberá incluir todos los gastos necesarios relacionados con la descarga de a bordo del vapor a su llegada a Venezuela y el embalaje y carga a bordo del vapor a su partida de Venezuela. El transporte de estos efectos domésticos, equipaje y automóvil deberá ser hecho en un solo embarque, y todo embarque subsiguiente correrá por cuenta de los respectivos miembros de la Misión, exceptuando lo que se dispone en contrario en este Convenio, así como los casos derivados de circunstancias ajenas a su voluntad. 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

Travel accommodations.

Shipment of household effects, etc.

shall be determined by negotiations between the United States Navy Department and the authorized representative of the Ministry of War and Navy of Venezuela in Washington at such time as the detail of personnel for such temporary duty may be agreed upon.

Ministro de Guerra y Marina de Venezuela, pero se determinará mediante negociaciones entre la Secretaría de Marina de los Estados Unidos y el representante autorizado del Ministerio de Guerra y Marina de Venezuela en Washington, cuando se convenga en el nombramiento del personal para dicho servicio temporal.

Fund to cover cost of customs duties.

Article 16—The Government of Venezuela shall annually establish a fund not to exceed 25 percent of the aggregate of the annual salaries of the members of the Mission to cover the cost of customs duties for articles imported for the personal use of the members of the Mission and their families. Expenditures from this fund shall be made only on the approval of the Chief of Mission.

Artículo 16—El Gobierno de Venezuela establecerá anualmente un fondo que no excederá del 25 por ciento de la suma total de los sueldos anuales de los miembros de la Misión para cubrir los derechos de aduana por concepto de artículos importados para uso personal de los miembros de la Misión y de sus familias. Las erogaciones sobre este fondo se harán solamente con la aprobación del Jefe de la Misión.

Termination of services.

Article 17—If the services of any member of the Mission should be terminated by action of the Government of the United States of America, except in accordance with the provisions of Article 5, prior to the completion of two years' service, the provisions of Article 15 shall not apply to the return voyage. If the services of any member of the Mission should terminate or be terminated prior to the completion of two years' service for any other reason, including those set forth in Article 5, he shall receive from the Government of Venezuela all the compensations, emoluments, and perquisites as if he had completed two years' service, but the annual salary shall terminate as provided by Article 13. But should the Government of the United States of America detach any member for breach of discipline, no cost of the return to the United States

Artículo 17—Si los servicios de cualquier miembro de la Misión fueren terminados por acción del Gobierno de los Estados Unidos de América, excepto cuando se trate de lo previsto en el Artículo 5, antes de cumplir dos años de servicio, las disposiciones del Artículo 15 no se aplicarán al viaje de regreso. Si los servicios de cualquier miembro de la Misión terminasen o fuesen terminados por cualquiera otra razón, inclusive las expuestas en el Artículo 5, antes de cumplir los dos años de servicio, dicho miembro recibirá del Gobierno de Venezuela todas las compensaciones, emolumentos y obvenciones como si hubiera cumplido dos años de servicio, pero el sueldo anual cesará de abonarse como se dispone en el Artículo 13. Mas en caso de que el Gobierno de los Estados Unidos de América retire a cualquier miembro de la misión por faltas

of America of such member, his family, household effects, baggage or automobile shall be borne by the Government of Venezuela.

Article 18—Compensation for transportation and traveling expenses in Venezuela on Venezuelan official business shall be provided by the Government of Venezuela in accordance with Article 10.

Article 19—The Chief of Mission shall be furnished by the Venezuelan Government with a suitable automobile, with chauffeur, for his use on official business. Suitable motor transportation, with chauffeur, and when necessary a launch properly equipped, shall on call be made available by the Government of Venezuela for use by the members of the Mission for the conduct of the official business of the Mission.

Article 20—The Government of Venezuela shall provide suitable office space and facilities for the use of the members of the Mission.

Article 21—If any member of the Mission, or any of his family, should die in Venezuela, the Government of Venezuela 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 Venezuela 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 trans-

cometidas contra la disciplina, el Gobierno de Venezuela no pagará parte alguna del costo del viaje de regreso a los Estados Unidos de América de tal miembro, su familia, efectos domésticos, equipaje o automóvil.

Artículo 18—La compensación por gastos de transporte y de viaje en Venezuela cuando se trate de comisiones oficiales del Gobierno de Venezuela será pagada por éste de acuerdo con las disposiciones del Artículo 10.

Artículo 19—El Gobierno de Venezuela proporcionará al Jefe de la Misión un automóvil adecuado, con chauffeur, para su uso en asuntos oficiales. El Gobierno de Venezuela, cuando así se le solicite, proporcionará transporte adecuado en automóvil con chauffeur, y cuando sea necesario una lancha convenientemente equipada, para uso de los miembros de la Misión en el cumplimiento de las funciones oficiales de la misma.

Artículo 20—El Gobierno de Venezuela proporcionará una oficina debidamente equipada para el uso de los miembros de la Misión.

Artículo 21—Si cualquier miembro de la Misión o cualquier miembro de su familia falleciese en Venezuela, el Gobierno de Venezuela hará que los restos sean transportados hasta el lugar en los Estados Unidos de América que determinen los miembros sobrevivientes de la familia, pero el costo para el Gobierno de Venezuela no excederá del costo del transporte de los restos del lugar del fallecimiento a la ciudad de Nueva York. Si el fallecido es un miembro de la Misión, se considerará que sus servicios con ésta han terminado quince (15)

Provision of automobile.

Launch.

Office space, etc.

Transportation of remains in case of death.

Compensation due deceased member.

portation 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 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 Venezuelan official business, 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.

días después de su muerte. Se proporcionará transporte de regreso a la ciudad de Nueva York para la familia del miembro fallecido y para su equipaje, efectos domésticos y automóvil, de acuerdo con las disposiciones del Artículo 15. Toda remuneración debida al miembro fallecido, inclusive el sueldo por los quince (15) días subsiguientes a su muerte y todo reembolso adeudado al miembro fallecido por gastos y transporte en viajes realizados en misiones oficiales de Venezuela, serán pagados a la viuda del extinto miembro o a cualquiera otra persona que pueda haber sido designada por escrito por el fallecido mientras prestaba servicio de conformidad con los términos de este Convenio; pero no se compensará a dicha viuda o a la otra persona por la licencia acumulada a que tenía derecho el fallecido y no usada por él. Todo pago debido a la viuda o a la otra persona designada por el fallecido, según las disposiciones de este Artículo, será efectuado dentro de quince (15) días después del fallecimiento de dicho miembro.

TITLE V

REQUISITES AND CONDITIONS

Article 22—So long as this Agreement, or any extension thereof, is in effect, the Government of Venezuela shall not engage the services of any personnel of any other foreign government for duties of any nature connected with the Venezuelan Navy.

Article 23—Each member of the Mission shall agree not to divulge or by any means disclose to any foreign government or person whatsoever any secret or

TITULO V

REQUISITOS Y CONDICIONES

Artículo 22—Mientras este Convenio o cualquiera prórroga del mismo esté en vigor, el Gobierno de Venezuela no contratará personal de ningún otro gobierno extranjero para prestar servicios de cualquier naturaleza relacionados con la Marina Venezolana.

Artículo 23—Cada miembro de la Misión convendrá en no divulgar, ni en revelar por cualquier medio a gobierno extranjero alguno, o a persona alguna, cual-

Services of personnel of other foreign governments, restriction.

Secrecy requirement.

confidential matter of which he may become cognizant in his capacity as a member of the Mission. This requirement shall continue to be binding after termination of duty with the Mission and after the expiration or cancellation of this Agreement or any extension thereof.

Article 24—Throughout this Agreement the term "family" shall be construed as meaning wife and dependent children.

Article 25—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 26—The leave cited in the preceding Article may be spent in foreign countries. All travel time, involved in taking such leave, including sea travel, shall count as leave and shall not be in addition to that authorized in the preceding Article.

Article 27—The Government of Venezuela agrees to grant the leave specified in Article 25 upon receipt of written application approved, with due consideration for the convenience of the Government of Venezuela, by the Chief of Mission.

Article 28—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.

quier secreto o asunto confidencial del cual pueda tener conocimiento en su calidad de miembro de la Misión. Este requisito continuará siendo obligatorio después de terminar su servicio con la Misión y después de la expiración o cancelación de este Convenio o cualquiera prórroga del mismo.

Artículo 24—En todo este Convenio se entenderá que el término "familia" significa la esposa y los hijos no emancipados.

Artículo 25—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 hayan sido usadas, podrán acumularse de año en año mientras el interesado preste servicio como miembro de la Misión.

Artículo 26—La licencia a que se refiere el Artículo anterior puede ser disfrutada en países extranjeros. Todo el tiempo que se emplee en viajar, para disfrutar de dicha licencia, inclusive viajes por mar, se contará como parte de la licencia y no se añadirá al tiempo autorizado en el Artículo anterior.

Artículo 27—El Gobierno de Venezuela conviene en conceder la licencia especificada en el Artículo 25 al recibir una solicitud por escrito, aprobada por el Jefe de la Misión después de prestar debida consideración a la conveniencia del Gobierno de Venezuela.

Artículo 28—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.

"Family" construed.

Annual leave.

Medical attention.

Article 29—The Government of Venezuela will furnish to members of the Mission free medical attention in Venezuelan military and naval hospitals; and shall also establish annually a fund not to exceed 20 percent of the aggregate of the annual salaries of the members of the Mission for their medical attention and that of their families in other than Venezuelan military and naval hospitals when such facilities are used. The Government of Venezuela will not be responsible for charges for services of this character incurred outside of Venezuela. Expenditures from the fund shall be made only at the request of the Chief of Mission. The Government of Venezuela shall not be responsible for any indemnity in case of permanent disability to a member of the Mission.

Artículo 29—El Gobierno de Venezuela proporcionará a los miembros de la Misión atención médica gratuita en los hospitales militares y navales venezolanos; y también establecerá anualmente un fondo que no excederá del 20 por ciento de la suma total de los sueldos anuales de los miembros de la Misión para su atención médica y la de sus familias cuando se utilicen hospitales que no sean los hospitales militares y navales de Venezuela. El Gobierno de Venezuela no será responsable por gastos incurridos fuera de Venezuela en servicios de esta naturaleza. Las erogaciones sobre este fondo se harán solamente a solicitud del Jefe de la Misión. El Gobierno de Venezuela no será responsable por indemnización alguna en caso de incapacidad permanente de un miembro de la Misión.

Replacement in case of disability.

Article 30—Any member unable to perform his duties with the Mission by reason of long continued physical disability shall be replaced.

Artículo 30—Todo miembro inhabilitado para desempeñar sus servicios con la Misión por razón de incapacidad física prolongada, será reemplazado.

IN WITNESS WHEREOF, the undersigned, Sumner Welles, Acting Secretary of State of the United States of America, and Doctor Diógenes Escalante, Ambassador of the United States of Venezuela at Washington, duly authorized thereto, have signed this Agreement in duplicate in the English and Spanish languages, at Washington, this twenty-fourth day of March, 1941.

EN TESTIMONIO DE LO CUAL los suscritos, el Señor Sumner Welles, Secretario de Estado Interino de los Estados Unidos de América, y el Señor Doctor Diógenes Escalante, Embajador de los Estados Unidos de Venezuela en Washington, debidamente autorizados para ello, han firmado este Convenio, por duplicado en los idiomas inglés y español, en Washington, el día veinte y cuatro de marzo de 1941.

SUMNER WELLES [SEAL]
DIÓGENES ESCALANTE [SEAL]

Agreement between the United States of America and Denmark respecting the defense of Greenland. Signed April 9, 1941. And exchange of notes.

April 9, 1941
[E. A. S. 204]

AGREEMENT RELATING TO THE OVERENSKOMST OM GRØNLANDS
DEFENSE OF GREENLAND FORSVAR

WHEREAS:

ONE. After the invasion and occupation of Denmark on April 9, 1940 by foreign military forces, the United Greenland Councils at their meeting at Godhavn on May 3, 1940 adopted in the name of the people of Greenland a resolution reiterating their oath of allegiance to King Christian X of Denmark and expressing the hope that, for as long as Greenland remains cut off from the mother country, the Government of the United States of America will continue to hold in mind the exposed position of the Danish flag in Greenland, of the native Greenland and Danish population, and of established public order; and

TWO. The Governments of all of the American Republics have agreed that the status of regions in the Western Hemisphere belonging to European powers is a subject of deep concern to the American Nations, and that the course of military events in Europe and the changes resulting from them may create the grave danger that European territorial possessions in America may be converted into strategic centers of aggression against nations of the American Continent; and

THREE. Defense of Greenland against attack by a non-American power is essential to the preservation of the peace and security of

EFTERSOM:

ET. Efter at fremmede militære Styrker var trængt ind i og havde besat Danmark den 9' April 1940, vedtog de samlede grønlandske Landsraad paa deres Møde ved Godhavn den 3' Maj 1940 paa det grønlandske Folks Vegne en Resolution, højtidelig gentagende deres Troskabsløfte til Kong Christian X af Danmark, og udtalte det Haab, at de Amerikanske Forenede Staters Regering, saalænge Grønland er afskaaret fra Moderlandet, vedvarende vil erindre den udsatte Stilling, hvori det danske Flag i Grønland, den grønlandske og den danske Befolkning i Grønland og den dér herskende Retsorden befinder sig;

TO. Alle amerikanske Republikers Regeringer har erklæret sig enige i, at de, europæiske Magter tilhørende, i den vestlige Hemisfære beliggende Omraaders Status er et Spørgsmaal af alvorlig Betydning for de amerikanske Nationer, og at Udviklingen af de militære Begivenheder i Europa og deraf følgende Forandringer vil kunne medføre den alvorlige Fare, at de europæiske territoriale Besiddelser i Amerika forvandles til strategiske Udgangspunkter for Angreb imod det amerikanske Kontinents Nationer;

TRE. Grønlands Forsvar imod Angreb fra Ikke-amerikanske Magters Side er af afgørende Vigtighed for Bevarelsen af det

the American Continent and is a subject of vital concern to the United States of America and also to the Kingdom of Denmark; and

FOUR. Although the sovereignty of Denmark over Greenland is fully recognized, the present circumstances for the time being prevent the Government in Denmark from exercising its powers in respect of Greenland.

THEREFORE,

The undersigned, to wit: Cordell Hull, Secretary of State of the United States of America, acting on behalf of the Government of the United States of America, and Henrik de Kauffmann, Envoy Extraordinary and Minister Plenipotentiary of His Majesty the King of Denmark at Washington, acting on behalf of His Majesty the King of Denmark in His capacity as sovereign of Greenland, whose authorities in Greenland have concurred herein, have agreed as follows:

ARTICLE I

The Government of the United States of America reiterates its recognition of and respect for the sovereignty of the Kingdom of Denmark over Greenland. Recognizing that as a result of the present European war there is danger that Greenland may be converted into a point of aggression against nations of the American Continent, the Government of the United States of America, having in mind its obligations under the Act of Habana signed on July 30, 1940, [1] accepts the responsibility of assisting Greenland in the maintenance of its present status.

amerikanske Kontinents Fred og Sikkerhed og er et Anliggende af vital Betydning saavel for Amerikas Forenede Stater som for Kongeriget Danmark;

FIRE. Uanset at Danmarks Suverænitet over Grønland er fuldt anerkendt, forhindrer de nuværende Forhold for Tiden Regeringen i Danmark i at udøve sin Myndighed;

HVORFOR:

De undertegnede, nemlig Cordell Hull, de Amerikanske Forenede Staters Statssekretær, handlende paa de Amerikanske Forenede Staters Regerings Vegne, og Henrik Kauffmann, Hans Majestæt Kongen af Danmarks overordentlige Gesandt og befuldmægtigede Minister i Washington, handlende paa Hans Majestæt Kongen af Danmarks Vegne i Dennes Egenskab af Suveræn over Grønland, og med Indforstaaelse af Dennes Myndigheder i Grønland, er blevet enige om følgende:

ARTIKEL I

De Amerikanske Forenede Staters Regering bekræfter paany, at den anerkender og respekterer Kongeriget Danmarks Suverænitet over Grønland. I Erkendelse af, at der som Følge af den nuværende europæiske Krig er Fare for, at Grønland kan forvandles til et Udgangspunkt for Angreb imod det amerikanske Kontinents Nationer, og under Hensyntagen til de Forpligtelser, som paahviler de Amerikanske Forenede Staters Regering ifølge "The Act of Habana", underskrevet 30' Juli 1940, paatager de Amerikanske Forenede Staters Regering sig Ansvaret for at yde Grønland Bistand til Opretholdelse af dets nuværende Status.

Recognition of Danish sovereignty.

Assistance in maintenance of present status.

54 Stat. 2491.

¹ [Executive Agreement Series 199.]

ARTICLE II

It is agreed that the Government of the United States of America shall have the right to construct, maintain and operate such landing fields, seaplane facilities and radio and meteorological installations as may be necessary for the accomplishment of the purposes set forth in Article I.

ARTIKEL II

Der er opnaaet Enighed om, at Amerikas Forenede Staters Regering skal have Ret til at anlægge, opretholde og operere saadanne Landingspladser, Anlæg for Hydroplaner, Radiostationer og meteorologiske Installationer, som maatte være nødvendige for Opnaaelse af de i Artikel I angivne Formaal.

Construction, etc., of facilities.

ARTICLE III

The grants of the rights specified in Article II shall also include the right to improve and deepen harbors and anchorages and the approaches thereto, to install aids to navigation by air and by water, and to construct roads, communication services, fortifications, repair and storage facilities, and housing for personnel, and generally, the right to do any and all things necessary to insure the efficient operation, maintenance and protection of such defense facilities as may be established.

ARTIKEL III

De i Artikel II indrømmede Rettigheder skal ogsaa omfatte Ret til at forbedre og uddybe Havne og Ankerpladser og Anløb dertil, til at installere Navigations-Hjælpemidler for Sejlads og Luftfart og til at bygge Veje, Kommunikationsanlæg, Befæstninger, Værksteder og Depoter, Boliger for Personnel, og i al Almindelighed Ret til at træffe en hvilken som helst Foranstaltning, som er nødvendig til Sikring af en effektiv Drift, Opretholdelse og Beskyttelse af saadanne Forsvarsanlæg, som maatte blive etablerede.

Improvement of harbors, etc.

Construction of roads, etc.

ARTICLE IV

The landing fields, seaplane, harbor and other defense facilities that may be constructed and operated by the Government of the United States of America under Articles II and III will be made available to the airplanes and vessels of all the American Nations for purposes connected with the common defense of the Western Hemisphere.

ARTIKEL IV

De Landingspladser, Anlæg for Hydroplaner, Havne- og andre Forsvarsanlæg, som de Amerikanske Forenede Staters Regering maatte anlægge og operere i Henhold til Artiklerne II og III, vil, for Formaal, der staar i Forbindelse med det fælles Forsvar af den vestlige Hemisfære, blive stillet til Disposition for alle amerikanske Nationers Flyvemaskiner og Skibe.

Defense facilities available to other American Nations.

ARTICLE V

It is agreed that the Government of the United States of America shall have the right to

ARTIKEL V

Der er opnaaet Enighed om, at de Amerikanske Forenede Staters Regering, for det Tidsrum nær-

Lease of land and water areas by United States.

lease for such period of time as this Agreement may be in force such areas of land and water as may be necessary for the construction, operation and protection of the defense facilities specified in Articles II and III. In locating the aforesaid defense areas, the fullest consideration consistent with military necessity shall be given to the welfare, health and economic needs of the native population of Greenland. It is agreed, however, that since the paramount objective sought is the early attainment of an adequate defense establishment in Greenland, the utilization of any area deemed by the Government of the United States of America to be needed for this purpose shall not be delayed pending the reaching of an agreement upon the precise terms of a formal lease. A description of such areas, by metes and bounds, and a statement of the purpose for which they are needed shall in each case be communicated to the Danish authorities in Greenland as soon as practicable, and the negotiation of a formal lease shall be undertaken within a reasonable period of time thereafter.

værende Overenskomst maatte være i Kraft, skal have Ret til at leje saadanne Land- og Sø-Omraader, som maatte være nødvendige for Anlæg, Drift og Beskyttelse af de i Artiklerne II og III opregnede Forsvarsanlæg. Ved Valget af de ovennævnte Forsvarsomraaders Beliggenhed skal der tages det videst mulige Hensyn, forenelig med militær Nødvendighed, til Grønlands indfødte Befolknings Velfærd, Sundhed og økonomiske Erhvervsinteresser. Man er imidlertid blevet enige om, at eftersom det tilstræbte Hovedformaal er den snarlige Tilvejebringelse af fyldestgørende Forsvarsanlæg i Grønland, skal Benyttelsen af et hvilket som helst Omraade, som de Amerikanske Forenede Staters Regering maatte anse for nødvendigt til dette Formaal, ikke udsættes, indtil man er blevet enige om Lejemaalets nøjagtige Betingelser. En Beskrivelse af de paagældende Omraaders nøjagtige Afgrænsning og en Erklæring om det Formaal, for hvilket de er nødvendige, skal, saa snart som gørligt, i hvert enkelt Tilfælde meddeles de danske Myndigheder i Grønland, og Forhandlinger om et formelt Lejemaal skal finde Sted inden rimelig Tid derefter.

ARTICLE VI

ARTIKEL VI

Sovereignty retained by Kingdom of Denmark.

The Kingdom of Denmark retains sovereignty over the defense areas mentioned in the preceding articles. So long as this Agreement shall remain in force, the Government of the United States of America shall have exclusive jurisdiction over any such defense area in Greenland and over military and civilian personnel of the United States, and their families,

Jurisdiction of United States.

Kongeriget Danmark bevarer Suveræniteten over de i de foregaaende Artikler nævnte Forsvarsomraader. Saalænge denne Overenskomst forbliver i Kraft, skal de Amerikanske Forenede Staters Regering have udelukkende Jurisdiktion over et hvilket som helst saadant Forsvarsomraade i Grønland og over de Amerikanske Forenede Staters militære og civile

as well as over all other persons within such areas except Danish citizens and native Greenlanders, it being understood, however, that the Government of the United States may turn over to the Danish authorities in Greenland for trial and punishment any person committing an offense within a defense area, if the Government of the United States shall decide not to exercise jurisdiction in such case. The Danish authorities in Greenland will take adequate measures to insure the prosecution and punishment in case of conviction of all Danish citizens, native Greenlanders, and other persons who may be turned over to them by the authorities of the United States, for offenses committed within the said defense areas.

Personnel og deres Familier, saavel som over alle andre Personer indenfor saadanne Omraader, undtagen danske Statsborgere og indfødte Grønlændere, idet det dog er underforstaaet, at de Amerikanske Forenede Staters Regering kan overlevere en hvilkensomhelst Person, som begaar en Forseelse indenfor et Forsvarsomraade, til de danske Myndigheder i Grønland til Paadømmelse og Afstraffelse, saafremt de Amerikanske Forenede Staters Regering beslutter sig til ikke at udøve Jurisdiktion i det paagældende Tilfælde. De danske Myndigheder i Grønland vil træffe passende Forholdsregler til at sikre Retsfølgning, og Afstraffelse i Tilfælde af Domfældelse, af alle danske Statsborgere, indfødte Grønlændere og andre Personer, som maatte blive overleveret til dem af de Amerikanske Forenede Staters Myndigheder for Forseelser, begaaet indenfor de nævnte Forsvarsomraader.

ARTICLE VII

It is agreed that the Government of the United States of America shall have the right to establish and maintain postal facilities and commissary stores to be used solely by military and civilian personnel of the United States, and their families, maintained in Greenland in connection with the Greenland defense establishment. If requested by the Danish authorities in Greenland, arrangements will be made to enable persons other than those mentioned to purchase necessary supplies at such commissary stores as may be established.

ARTIKEL VII

Der er opnaaet Enighed om, at de Amerikanske Forenede Staters Regering, til udelukkende Anvendelse for de Amerikanske Forenede Staters militære og civile Personnel og deres Familier, som opholder sig i Grønland i Forbindelse med de grønlandske Forsvarsanlæg, skal have Ret til at oprette og opretholde Postbesørgelse og Intendantur-Udsalgssteder. Saafremt de danske Myndigheder i Grønland maatte anmode derom, skal der træffes Foranstaltninger til, at ogsaa andre end de forannævnte Personer kan købe nødvendige Forsyninger i de Intendantur-Udsalgssteder, som maatte blive oprettede.

Postal facilities and commissary stores.

ARTICLE VIII

ARTIKEL VIII

Exemption from customs duties, taxes, etc.

All materials, supplies and equipment for the construction, use and operation of the defense establishment and for the personal needs of military and civilian personnel of the United States, and their families, shall be permitted entry into Greenland free of customs duties, excise taxes, or other charges, and the said personnel, and their families, shall also be exempt from all forms of taxation, assessments or other levies by the Danish authorities in Greenland.

Alt Materiel, Forraad og Udstyr til Anlæg, Benyttelse og Drift af Forsvarsanlæggene og til Amerikas Forenede Staters militære og civile Personnel og deres Familiers personlige Behov skal tillades indført i Grønland fri for Told, Akcise eller andre Afgifter, og nævnte Personnel og deres Familier skal ligeledes være fritaget for enhver Form for Beskatning, Paaligninger og andre Udskrivninger foretaget af de danske Myndigheder i Grønland.

ARTICLE IX

ARTIKEL IX

Respect for native laws, customs, etc.

The Government of the United States of America will respect all legitimate interests in Greenland as well as all the laws, regulations and customs pertaining to the native population and the internal administration of Greenland. In exercising the rights derived from this Agreement the Government of the United States will give sympathetic consideration to all representations made by the Danish authorities in Greenland with respect to the welfare of the inhabitants of Greenland.

De Amerikanske Forenede Staters Regering vil respektere alle legitime Interesser i Grønland, saavel som alle Love, Regulativer og Sædvaner med Hensyn til den indfødte Befolkning og til Administrationen i Grønland. Under Udøvelsen af Rettigheder, hidrørende fra nærværende Overenskomst, vil Amerikas Forenede Staters Regering velvilligt overveje enhver Forestilling, som de danske Myndigheder i Grønland maatte gøre med Hensyn til Grønlands Beboeres Velfærd.

ARTICLE X

ARTIKEL X

Duration.

This Agreement shall remain in force until it is agreed that the present dangers to the peace and security of the American Continent have passed. At that time the modification or termination of the Agreement will be the subject of consultation between the Government of the United States of America and the Government of Denmark. After due consultation has taken place, each party shall have the right to give the other party notice of its intention to

Nærværende Overenskomst skal forblive i Kraft, indtil der er Enighed om, at de nuværende Farer for det amerikanske Kontinents Fred og Sikkerhed er ophørt. Til den Tid vil Overenskomstens Ændring eller Ophør blive Genstand for Konference mellem de Amerikanske Forenede Staters Regering og Danmarks Regering. Enhver af Parterne skal have Ret til, efter at passende Konference har fundet Sted, at tilkendegive den anden Part sin Hensigt om at

Notice of intention to terminate agreement.

terminate the Agreement, and it is hereby agreed, that at the expiration of twelve months after such notice shall have been received by either party from the other this Agreement shall cease to be in force.

bringe Overenskomsten til Ophør, og det er herved aftalt, at den skal ophøre at være i Kraft ved Udløbet af 12 Maaneder efter, at den paagældende Tilkendegivelse er blevet modtaget af en af Parterne fra den anden.

Signed at Washington in duplicate, in the English and Danish languages, both texts having equal force, this ninth day of April, nineteen hundred and forty-one.

Underskrevet i Washington i to Eksemplarer i det engelske og danske Sprog, saaledes at begge Tekster har samme Gyldighed, den niende Dag af April, Nitten Hundrede og En og Fyrre.

[SEAL] CORDELL HULL
*Secretary of State
of the United States of America*

[SEAL] HENRIK KAÜFFMANN
*Envoy Extraordinary and Minister
Plenipotentiary of His Majesty
the King of Denmark at Washington*

EXCHANGE OF NOTES

The Secretary of State to the Danish Minister

DEPARTMENT OF STATE
WASHINGTON
April 7, 1941

SIR:

I have the honor to refer to the informal conversations which you have had with officers of the Department of State during which the concern of the Government of the United States was expressed over the effect of recent military developments, particularly affecting Greenland, upon the maintenance of the peace and security of the United States and the rest of the American Continent.

You are also aware of the interest of the Government of the United States in maintaining unimpaired the safety of Greenland and the sovereignty of Denmark over that island. My Government has continuously had in mind the desire expressed by the United Greenland Councils at their meeting at Godhavn on May 3, 1940 that the Government of the United States of America would continue to hold in mind the exposed position of the Danish flag in Greenland and of the native Greenland and Danish population of the island.

My Government has taken note of the unusual situation in which Greenland now finds itself. The Kingdom of Denmark is at present under occupation by a foreign army. The Government of the United States has condemned that invasion as a violation of Danish sovereign

rights, and has repeatedly expressed its friendly concern and its most earnest hope for the complete and speedy liberation of Denmark. Although the Government of the United States fully recognizes the sovereignty of the Kingdom of Denmark over Greenland, it is unhappily clear that the Government in Denmark is not in a position to exercise sovereign power over Greenland so long as the present military occupation continues.

54 Stat. 2491.

Greenland is within the area embraced by the Monroe Doctrine and by the Act of Havana, with which you are familiar, and its defense against attack by a non-American power is plainly essential to the preservation of the peace and security of the American continent, and of the traditional policies of this Government respecting the Western Hemisphere.

My Government has consequently proposed measures for the adequate defense of Greenland consistent with the obligations of the United States under the Act of Havana signed on July 30, 1940. In doing so it is animated by sentiments of the completest friendliness for Denmark, and believes that by taking these steps it is safeguarding the eventual re-establishment of the normal relationship between Greenland and the Kingdom of Denmark.

I have the honor to enclose a draft of the proposed agreement relating to the defense of Greenland, which I believe embodies the ideas agreed upon in the course of our various conversations.

Accept, Sir, the renewed assurances of my highest consideration.

CORDELL HULL

Enclosure:

Draft of Agreement.

The Honorable

HENRIK DE KAUFFMANN,

Minister of Denmark.

The Danish Minister to the Secretary of State

ROYAL DANISH LEGATION

WASHINGTON, D. C.

April 9, 1941.

SIR:

I have received your note of the seventh instant concerning the defense of Greenland together with a draft of a proposed agreement regarding the same subject.

It is with appreciation that I note your renewed assurance that, although the present circumstances prevent the Government in Denmark for the time being from exercising its powers in respect of Greenland, your Government fully recognizes the Sovereignty of the Kingdom of Denmark over the island. At the same time I wish to convey to you my feelings of gratitude for the expression of friendly concern of your Government and its earnest hope for the complete and speedy liberation of Denmark.

I share your view that the proposed agreement, arrived at after an open and friendly exchange of views, is, under the singularly unusual circumstances, the best measure to assure both Greenland's present safety and the future of the island under Danish Sovereignty.

Furthermore, I am of the opinion that the terms of the agreement protect, as far as possible, the interests of the native population of Greenland whose welfare traditionally has been the paramount aim of Denmark's policy in Greenland.

I, therefore, shall accept and sign the agreement as proposed, acting on behalf of His Majesty, the King of Denmark, in His capacity of Sovereign over Greenland, whose authorities in Greenland have concurred herein.

I avail myself of this opportunity to renew to you, Mr. Secretary of State, the assurances of my highest consideration.

HENRIK KAUFFMANN

The Honorable

CORDELL HULL,

Secretary of State,

Department of State, Washington D. C.

April 15, 1941
[E. A. S. 205]

Agreement between the United States of America and Peru respecting detail of military adviser to Remount Service of Peruvian Army. Signed April 15, 1941; effective April 15, 1941.

AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF PERU

ACUERDO ENTRE EL GOBIERNO DE LOS ESTADOS UNIDOS DE AMERICA Y EL GOBIERNO DE LA REPUBLICA DEL PERU

In conformity with the request of the Ambassador of the Republic of Peru in Washington to the Secretary of State 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 Peru under the conditions specified below.

De conformidad con la solicitud de Su Excelencia el Embajador de la República del Perú en Washington al Secretario de Estado 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 servir en la República del Perú, 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 Peru the technical and professional services of an officer of the United States Army to serve as Adviser to the Remount Service of the Peruvian Army.

ARTICLE 2—The officer detailed to this duty by the Government of the United States of America shall be Colonel Thomas J. Johnson, United States Army, 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 Peru.

TITULO I

Servicios y Duración

ARTÍCULO 1—El Gobierno de los Estados Unidos de América pondrá a la disposición del Gobierno del Perú los servicios técnicos y profesionales de un oficial del Ejército de los Estados Unidos para servir como Asesor del Servicio de Remonta del Ejército Peruano.

ARTÍCULO 2—El oficial que el Gobierno de los Estados Unidos de América ha de designar para este servicio será el Coronel Thomas J. Johnson, del Ejército de los Estados Unidos, u otro oficial igualmente idóneo en su reemplazo si es necesario, según se disponga por mútuo acuerdo entre el Gobierno de los Estados Unidos de América y el Gobierno del Perú.

Detail of Col.
Thomas J. Johnson.

ARTICLE 3—This Agreement shall come into force on the date of signature and shall continue in force for a period of three years, unless previously terminated as hereinafter stipulated.

ARTÍCULO 3—Este Acuerdo entrará en vigor en la fecha de su firma y continuará en vigor por un período de tres años, siempre que no sea terminado antes en la forma que se establece más adelante.

Effective date of agreement; duration.

ARTICLE 4—If the Government of Peru 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 del Perú deseara que los servicios del oficial fueran extendidos 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 three years prescribed in Article 3, or before the expiration of the extension authorized in Article 4, in the following manner:

ARTÍCULO 5—Este Acuerdo puede ser terminado antes de la expiración del período de tres años, prescrito en el Artículo 3, o antes de la expiración de la extensión 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 anticipado de tres meses, por escrito, 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 razón de interés público de los Estados Unidos de América, sin tener que cumplir con la disposición del inciso (a) de este Artículo.

ARTICLE 6—This Agreement is subject to cancelation upon the initiative of either the Government of the United States of America or the Government of Peru in case either Government becomes 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 del Perú, en caso de que cualquiera de los dos Gobiernos se vea envuelto en hostilidades internas o extranjeras.

Cancelation 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 quedara inhabilitado para desempeñar sus servicios por razón de incapacidad física prolongada.

Replacement in case of disability.

TITLE II

TITULO II

*Requisites and Conditions**Requisitos y Condiciones*

Rank and precedence.

ARTICLE 8—The officer shall serve in Peru 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 Peruvian officers of the same rank.

ARTÍCULO 8—El oficial desempeñará sus funciones en el Perú con el grado que tiene en el Ejército de los Estados Unidos, y llevará el uniforme de su grado en el Ejército de los Estados Unidos, pero tendrá precedencia sobre todos los oficiales Peruanos del mismo grado.

Disciplinary regulations.

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.

Responsibility.

ARTICLE 10—The officer shall be responsible directly and solely to the Minister of War of Peru.

ARTÍCULO 10—El oficial será sólo y directamente responsable ante el Ministro de Guerra del Perú.

Employment of personnel of other foreign governments, restriction.

ARTICLE 11—During the period this officer is detailed under this Agreement or any extension thereof, the Government of Peru 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 este oficial preste servicios bajo los términos de este Acuerdo o cualquiera extensión de él, el Gobierno del Perú no empleará los servicios del personal de cualquier otro gobierno extranjero para los servicios y propósitos de que trata este Acuerdo.

Secrecy requirement.

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—Este oficial no divulgará, ni por cualquier medio revelará, a gobierno extranjero alguno, o a persona alguna, cualquier secreto o asunto confidencial del cual él pueda tener conocimiento ya sea como consecuencia natural de sus funciones o en cualquiera otra forma, entendiéndose que continuará respetándose este requisito aún después de la expiración o cancelación del presente Acuerdo o de cualquiera extensión del mismo.

Benefits.

ARTICLE 13—During the entire duration of this Agreement, this officer shall be entitled to the benefits which the Peruvian Army Regulations provide for officers of corresponding rank in the Peruvian Army.

ARTÍCULO 13—Durante toda la vigencia de este Acuerdo, el oficial tendrá derecho a los beneficios que los reglamentos del Ejército Peruano otorgan a los oficiales del grado correspondiente en el Ejército Peruano.

ARTICLE 14—Throughout this Agreement the term "family" of the officer is limited to mean wife and dependent children.

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.

ARTICLE 16—The leave specified in the preceding Article 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 the officer only after consultation with the Minister of War of Peru with a view to ascertaining the mutual convenience of the Government of Peru and the officer in respect to this leave.

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, including sea travel, shall count as leave and shall not be in addition to the time authorized in Article 15.

ARTÍCULO 14—En todo este Acuerdo el significado del término "familia" del oficial está restringido a la esposa y a los hijos que dependen del oficial.

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 la fracción del año que haya servido. Se podrán acumular de año en año las partes no usadas de dicha licencia durante el período en que el oficial preste servicios bajo los términos de este Acuerdo.

ARTÍCULO 16—La licencia estipulada en el Artículo anterior puede ser disfrutada en países extranjeros, siempre que se observen las instrucciones vigentes de la Secretaría de la Guerra de los Estados Unidos 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 del Perú con el propósito de determinar la conveniencia mútua del Gobierno del Perú y del oficial respecto a dicha licencia.

ARTÍCULO 17—Los gastos de viaje y de transporte que no sean abonables de acuerdo con las disposiciones de este Acuerdo, serán pagados por el oficial que disfruta de la licencia. Todo el tiempo que dure el viaje, incluyendo el viaje por mar, se contará como parte de la licencia y no se añadirá al tiempo autorizado en el Artículo 15.

"Family" construed.

Annual leave.

Travel and transportation expenses.

TITLE III

Compensations

ARTICLE 18—For the services specified in Article 1 of this

TITULO III

Remuneración

ARTÍCULO 18—Por los servicios que se estipulan en el Artículo 1

Agreement, this officer shall receive from the Government of Peru 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 Peru. 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 Peruvian national currency and when so made shall be computed at the highest rate of exchange in Lima on the day on which due. Payments made outside of Peru 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 Peru 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 of Peru.

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 Peru, 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 be paid to the officer before his departure from Peru, and such

de este Acuerdo, el oficial recibirá del Gobierno del Perú la remuneración neta anual, computada en moneda de los Estados Unidos, que sea acordada entre el Gobierno de los Estados Unidos de América y el Gobierno del Perú. Esta remuneración se abonará en doce (12) mensualidades vencidas, tan iguales como sea posible, pagaderas el último día de cada mes. El pago puede hacerse en moneda nacional peruana y en este caso se computará al tipo de cambio más alto de Lima en el día de su vencimiento. Los pagos que se hagan fuera del Perú deben hacerse en moneda nacional de los Estados Unidos de América. La remuneración no estará sujeta a ningún impuesto, ahora en vigor o que se establezca en el futuro, del Gobierno del Perú o de cualquiera de sus dependencias políticas y administrativas. Sin embargo, si al presente o durante la vigencia de este Acuerdo existieran impuestos que pudiesen afectar esta remuneración, dichos impuestos serán pagados por el Ministerio de Guerra del Perú.

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 el Perú, durante el viaje de regreso a los Estados Unidos de América, y en lo sucesivo durante el período que dure la licencia acumulada a que el oficial tenga derecho.

ARTÍCULO 20—La remuneración que se deba 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 del

Tax exemption.

payment shall be computed for travel by the shortest usually travelled sea route from Peru to the port of the United States of America from which the officer embarked, regardless of the route and method of travel used by him. Perú, y tal pago debe calcularse como si el viaje fuese hecho por la ruta marítima más corta generalmente empleada del Perú al puerto de los Estados Unidos de América del cual el oficial se embarcó, no importa cuál sea la ruta y método de viaje usado por el oficial.

ARTICLE 21—The officer and his family shall be provided by the Government of Peru 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 Peru, both for the outward and for the return voyage. 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 Peru and return, shall also be paid by the Government of Peru. These expenses shall include all necessary costs incidental to unloading from the steamer upon arrival in Peru, cartage from the ship to the officer's residence in Peru, and packing and loading on board the steamer upon departure from Peru 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.

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 Peru, or if such customs duties are imposed and required, an equivalent additional allowance to cover such charge

ARTÍCULO 21—El Gobierno del Perú 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 el Perú, tanto para el viaje de ida como para el de regreso. Los gastos de transporte por mar y tierra de los efectos domésticos y equipaje del oficial, inclusive un automóvil, del puerto de embarque de los Estados Unidos de América al Perú y regreso correrán también por cuenta del Gobierno del Perú. Estos gastos deberán incluir todos los que sean necesarios relacionados con la descarga de a bordo del vapor a su llegada al Perú, transporte desde el vapor hasta la residencia del oficial en el Perú, y embalaje y carga a bordo del vapor a su partida del Perú una vez que hayan terminado sus servicios. El transporte de dichos efectos domésticos, equipaje y automóvil deberá ser hecho en un solo embarque y todos los embarques sucesivos correrán por cuenta del oficial.

ARTÍCULO 22—Los efectos domésticos y personales y el equipaje, inclusive un automóvil, del oficial y su familia estarán exentos de derechos de aduana en la República del Perú y si tales derechos de aduana se imponen y requieren, el Gobierno del Perú pagará una asignación adicional y equivalente

Travel accommodations.

Transportation of household effects, etc.

Exemption from Peruvian customs duties.

shall be paid by the Government para satisfacer dichos derechos. of Peru. During service in Peru Durante su servicio en el Perú the officer shall be permitted to se le permitirá al oficial importar import articles needed for his los artículos que necesite para su personal use and for the use of uso personal y para el uso de su his family without payment of familia sin pagar derechos de customs duties, provided that his aduana, siempre que su solicitud requests for free entry have received the approval of the American Ambassador or Chargé de entrada libre reciba la aprobación del Embajador de los Estados Unidos o del Encargado de Negocios ad interim.

Termination of services.

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 two years 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 two years of service, for any other reason, including those established in Article 6, the officer shall receive from the Government of Peru all compensations, emoluments, and perquisites as though he had completed two years 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 baggage, and automobile, shall not be borne by the Government of Peru.

ARTICLE 24—Compensation for transportation and travelling expenses in the Republic of Peru on official business of the Government of Peru shall be provided by the Government of Peru in accordance with the provisions of Article 13.

ARTÍCULO 23—Si los servicios del oficial fueran terminados por el Gobierno de los Estados Unidos de América, exceptuando lo establecido en las disposiciones del Artículo 6, antes de cumplir dos años de servicio, las disposiciones del Artículo 21 no serán aplicables al viaje de regreso. Si los servicios del oficial terminan o fueren terminados antes de cumplir dos años de servicio, por cualquier otra razón, incluyendo las establecidas en el Artículo 6, el oficial recibirá del Gobierno del Perú todas las retribuciones, emolumentos y concesiones como si hubiera completado dos años de servicios, pero el sueldo anual cesará de abonarse como se dispone en el Artículo 19. Pero si el Gobierno de los Estados Unidos de América retira al oficial por faltas cometidas contra la disciplina, el costo del viaje de regreso a los Estados Unidos de América del oficial, su familia, efectos domésticos, equipaje y automóvil no será pagado por el Gobierno del Perú.

ARTÍCULO 24—La compensación por gastos de transporte y de viaje en la República del Perú en comisiones oficiales del Gobierno del Perú será proporcionada por el Gobierno del Perú de acuerdo con las disposiciones del Artículo 13.

ARTICLE 25—The Government of Peru shall provide suitable office space and facilities for the use of the officer.

ARTICLE 26—The Government of Peru shall provide the officer with an automobile with chauffeur, for his official use, as well as with a cavalry horse and an orderly for his personal service, which shall be provided by the Peruvian Army.

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.

ARTICLE 28—The Government of Peru 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 Peru. The officer shall in all cases pay the cost of subsistence incident to his hospitalization or that of a member of his family.

ARTICLE 29—If the officer or any member of his family should die in Peru during the period while this Agreement is in effect, the Government of Peru 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 Peru shall not exceed the cost of transporting the remains from the place

ARTÍCULO 25—El Gobierno del Perú proporcionará una oficina adecuada para uso del oficial.

ARTÍCULO 26—El Gobierno del Perú proporcionará al oficial un automóvil con chauffeur para su uso oficial, así como una montura del cuerpo de caballería y un ordenanza para su servicio personal, que serán proporcionados por el Ejército Peruano.

ARTÍCULO 27—Si se reemplaza al oficial durante la vigencia de este Acuerdo o de una extensión 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 se convenga entre los dos Gobiernos.

ARTÍCULO 28—El Gobierno del Perú proporcionará atención médica apropiada al oficial y a su familia. En caso de que el oficial o cualquier miembro de su familia se enferme o sufra lesiones, será hospitalizado en el hospital que el oficial considere adecuado, después de consultar con el Ministerio de Guerra del Perú. El oficial en todos los casos pagará los gastos de subsistencia relacionados con su hospitalización o con la de cualquier miembro de su familia.

ARTÍCULO 29—Si el oficial o cualquier miembro de su familia falleciere en al Perú durante el período que este Acuerdo esté en vigencia, el Gobierno del Perú hará que los restos sean transportados hasta el lugar de los Estados Unidos de América determinado por la familia, pero el costo para el Gobierno del Perú no excederá del costo del transporte de los restos

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.

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 Peru 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.

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. El transporte de regreso a los Estados Unidos de América para la familia del fallecido y para sus efectos domésticos, equipaje y automóvil será provisto como se prescribe en el Artículo 21. Toda remuneración debida al oficial fallecido, y todo reembolso adeudado al oficial fallecido por gastos de transporte en viajes realizados en asuntos oficiales del Gobierno del Perú, serán pagados a la viuda del oficial, o a cualquiera otra persona que pueda haber sido designada por escrito por el oficial, disponiéndose que no se pagará a la viuda o a la otra persona por la licencia acumulada a que tenía derecho el fallecido y disponiéndose además que estos pagos serán efectuados dentro de quince (15) días después del fallecimiento del oficial.

IN WITNESS WHEREOF, the undersigned, being duly authorized, have signed this Agreement in two texts in duplicate, each one in the English and Spanish languages, in Washington, District of Columbia, United States of America, this fifteenth day of April, 1941.

EN TESTIMONIO DE LO CUAL los suscritos, debidamente autorizados para ello, han firmado este Acuerdo, en dos textos por duplicado, cada uno en los idiomas inglés y español, en Washington, Distrito de Columbia, Estados Unidos de América, el día quince de abril de 1941.

[SEAL] CORDELL HULL
*Secretary of State
of the United States of America.*

[SEAL] M. DE FREYRE. Y S
Ambassador of the Republic of Peru.

Additional article to the agreement of December 12, 1940 between the United States of America and Ecuador respecting a naval mission. Signed April 30, 1941.

April 30, 1941
[E. A. S. 206]

ADDITIONAL ARTICLE TO THE AGREEMENT OF DECEMBER 12, 1940 PROVIDING FOR THE DETAIL OF A UNITED STATES NAVAL MISSION TO ECUADOR

ARTICULO ADICIONAL AL ACUERDO DEL 12 DE DICIEMBRE DE 1940, QUE DISPONE LA DESIGNACION DE UNA MISION NAVAL DE LOS ESTADOS UNIDOS EN EL ECUADOR

The Secretary of State of the United States of America and the Ambassador of the Republic of Ecuador at Washington hereby agree to the addition of the following article to the Agreement signed by them on December 12, 1940 [1] providing for the detail of a United States Naval Mission to the Republic of Ecuador. This additional article shall be considered to be an integral part of the Agreement signed on December 12, 1940, as fully and completely as if it had been included in that Agreement, and as such integral part shall be subject to the provisions in regard to duration and termination concurrently with the other Articles of the Agreement.

El Secretario de Estado de los Estados Unidos de América y el Embajador de la República del Ecuador en Washington por el presente convienen en añadir el siguiente artículo al Acuerdo, suscrito por ellos el 12 de diciembre de 1940, que dispone la designación de una Misión Naval de los Estados Unidos en la República del Ecuador. Este artículo adicional se considerará como parte integral del Acuerdo suscrito el 12 de diciembre de 1940, con el mismo valor y vigencia como si se hubiese incluido en ese Acuerdo, y como parte integral del mismo estará sujeto a las disposiciones respecto a su duración y terminación concurrentemente con los otros Artículos del Acuerdo.

54 Stat. 2420.

Transportation.

Additional Article. 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 sea route between the port of embarkation in the United States of America and his official residence in Ecuador, and from his official residence in Ecuador to the port of debarkation in the United States of America. Each member

Artículo Adicional. Se proporcionará a cada miembro de la Misión y a cada miembro de su familia que dependa de él, pasajes de primera clase para el viaje que se requiera y se efectúe de conformidad con este Acuerdo por la ruta marítima más corta generalmente empleada entre el puerto de embarque en los Estados Unidos de América y su residencia oficial en el Ecuador, y de su residencia oficial en el Ecuador al puerto de desembarque en los Estados Uni-

¹ [Executive Agreement Series 188.]

of the Mission shall be reimbursed for the expenses of shipment of his household effects, baggage and automobile; such reimbursement shall include all necessary expenses incident to unloading from the steamer upon arrival in Ecuador, cartage between the ship and the residence in Ecuador, and packing and loading on board the steamer upon departure from Ecuador. The cost of this transportation for members of the Mission, dependent members of their families, their household effects, baggage and automobile shall be borne by the Government of the United States of America. 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 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 Ecuador for temporary duty, as additional personnel, or replacements for members of the Mission.

dos de América. Se reembolsará a cada miembro de la Misión por los gastos de transporte de sus efectos domésticos, equipaje y automóvil; dicho reembolso incluirá todos los gastos necesarios relacionados con la descarga de a bordo del vapor a su llegada al Ecuador y el acarreo desde el barco hasta la residencia en el Ecuador, y el embalaje y carga a bordo del vapor a su partida del Ecuador. El costo de transporte de los miembros de la Misión, de los miembros de sus familias, de sus efectos domésticos, equipaje y automóvil lo sufragará el Gobierno de los Estados Unidos de América. El transporte de tales efectos domésticos, equipaje y automóvil deberá ser hecho en un sólo embarque, y todo embarque subsiguiente correrá por cuenta de los respectivos miembros de la Misión, salvo cuando es el resultado de circunstancias ajenas a su voluntad. Las disposiciones de este Artículo se aplicarán por igual a los oficiales y a la tropa que se designen subsiguientemente para que presten servicios de carácter temporal en el Ecuador como personal adicional o como reemplazantes de los miembros de la Misión.

IN WITNESS WHEREOF, Cordell Hull, Secretary of State of the United States of America, and Colón Eloy Alfaro, Ambassador of the Republic of Ecuador at Washington, duly authorized thereto, have signed this Agreement in duplicate, in the English and Spanish languages, at Washington, District of Columbia, United States of America, this thirtieth day of April 1941.

EN TESTIMONIO DE LO CUAL, Cordell Hull, Secretario de Estado de los Estados Unidos de América, y Colón Eloy Alfaro, Embajador de la República del Ecuador en Washington, debidamente autorizados para ello, han suscrito este Acuerdo en duplicado, en los idiomas inglés y español, en Washington, Distrito de Columbia, Estados Unidos de América, el día treinta de abril de 1941.

CORDELL HULL [SEAL]
C. E. ALFARO [SEAL]

Additional article to the agreement of December 12, 1940 between the United States of America and Ecuador respecting a military aviation mission. Signed April 30, 1941.

April 30, 1941
[E. A. S. 207]

ADDITIONAL ARTICLE TO THE AGREEMENT OF DECEMBER 12, 1940 PROVIDING FOR THE DETAIL OF A UNITED STATES MILITARY AVIATION MISSION TO ECUADOR

ARTICULO ADICIONAL AL ACUERDO DEL 12 DE DICIEMBRE DE 1940, QUE DISPONE LA DESIGNACIÓN DE UNA MISIÓN DE AVIACIÓN MILITAR DE LOS ESTADOS UNIDOS EN EL ECUADOR

The Secretary of State of the United States of America and the Ambassador of the Republic of Ecuador at Washington hereby agree to the addition of the following article to the Agreement signed by them on December 12, 1940 [1] providing for the detail of a United States Military Aviation Mission to the Republic of Ecuador. This additional article shall continue in effect until the termination of the Agreement to which it is an addition.

El Secretario de Estado de los Estados Unidos de América y el Embajador de la República del Ecuador en Washington por el presente convienen en añadir el siguiente artículo al Acuerdo suscrito por ellos el 12 de diciembre de 1940 que dispone la designación de una Misión de Aviación Militar de los Estados Unidos en la República del Ecuador. Este artículo adicional continuará en vigor hasta la terminación del Acuerdo del cual es una adición.

Additional Article. 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 sea route between the port of embarkation in the United States of America and his official residence in Ecuador, and from his official residence in Ecuador 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, baggage and automobile; such reimbursement shall include all necessary expenses incident to unloading from the steamer upon arrival in Ecuador,

Artículo Adicional. Se proporcionará a cada miembro de la Misión y a cada miembro de su familia que dependa de él, pasajes de primera clase para el viaje que se requiera y se efectúe de conformidad con este Acuerdo por la ruta marítima más corta generalmente empleada entre el puerto de embarque en los Estados Unidos de América y su residencia oficial en el Ecuador, y de su residencia oficial en el Ecuador al puerto de desembarque en los Estados Unidos de América. Se reembolsará a cada miembro de la Misión por los gastos de transporte de sus efectos domésticos, equipaje y automóvil; dicho reembolso incluirá todos los gastos necesarios relacionados con la descarga de a

54 Stat. 2437.

Transportation.

¹ [Executive Agreement Series 189.]

cartage between the ship and the residence in Ecuador, and packing and loading on board the steamer upon departure from Ecuador. The cost of this transportation for members of the Mission, dependent members of their families, their household effects, baggage and automobile shall be borne by the Government of the United States of America. 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 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 Ecuador for temporary duty, as additional personnel, or replacements for members of the Mission.

bordo del vapor a su llegada al Ecuador y el acarreo desde el barco hasta la residencia en el Ecuador, y el embalaje y carga a bordo del vapor a su partida del Ecuador. El costo de transporte de los miembros de la Misión, de los miembros de sus familias, de sus efectos domésticos, equipaje y automóvil lo sufragará el Gobierno de los Estados Unidos de América. El transporte de tales efectos domésticos, equipaje y automóvil deberá ser hecho en un sólo embarque, y todo embarque subsiguiente correrá por cuenta de los respectivos miembros de la Misión, salvo cuando es el resultado de circunstancias ajenas a su voluntad. Las disposiciones de este Artículo se aplicarán por igual a los oficiales y a la tropa que se designen subsiguientemente para que presten servicios de carácter temporal en el Ecuador como personal adicional o como reemplazantes de los miembros de la Misión.

IN WITNESS WHEREOF, Cordell Hull, Secretary of State of the United States of America, and Colón Eloy Alfaro, Ambassador of the Republic of Ecuador at Washington, duly authorized thereto, have signed this Agreement in duplicate, in the English and Spanish languages, at Washington, District of Columbia, United States of America, this thirtieth day of April 1941.

EN TESTIMONIO DE LO CUAL, Cordell Hull, Secretario de Estado de los Estados Unidos de América, y Colón Eloy Alfaro, Embajador de la República del Ecuador en Washington, debidamente autorizados para ello, han suscrito este Acuerdo en duplicado, en los idiomas inglés y español, en Washington, Distrito de Columbia, Estados Unidos de América, el día treinta de abril de 1941.

CORDELL HULL [SEAL]
C. E. ALFARO [SEAL]

Agreement between the United States of America and Guatemala respecting detail of military officer to serve as Director of Polytechnic School of Guatemala. Signed May 27, 1941; effective May 27, 1941.

May 27, 1941
[E. A. S. 208]

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 Minister of the Republic of Guatemala at Washington to the Secretary of State, 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 Ministro de la República de Guatemala en Washington al Secretario de Estado, el Presidente de los Estados Unidos de América ha autorizado el nombramiento de un oficial del Ejército de los Estados Unidos para servir en la República de Guatemala 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 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.

Artículo 1. El Gobierno de los Estados Unidos de América pondrá a la disposición del Gobierno de Guatemala los servicios técnicos y profesionales de un oficial del Ejército de los Estados Unidos para servir como Director de la Escuela Politécnica de la República de Guatemala.

Article 2. The officer detailed to this duty by the Government of the United States of America shall be Lieutenant Colonel Edward L. N. Glass 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 Guatemala.

Artículo 2. El oficial que el Gobierno de los Estados Unidos de América ha de designar para este servicio será el Teniente Coronel Edward L. N. Glass, u otro oficial igualmente idóneo en su reemplazo si es necesario, según se disponga por mútuo acuerdo entre el Gobierno de los Estados Unidos de América y el Gobierno de Guatemala.

Article 3. This Agreement shall come into force on the date of

Artículo 3. Este Acuerdo entrará en vigor en la fecha de su

Detail of Lt. Col.
Edward L. N. Glass.

Effective date of
agreement; duration.

signature and shall continue in force for a period of one year unless previously terminated as hereinafter stipulated.

Extension.

Article 4. If the Government 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.

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:

(a) By either of the Governments, subject to three months' written notice to the other Government;

(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.

Cancelation in case of hostilities.

Article 6. This Agreement is subject to cancelation upon the initiative of either the Government of the United States of America or the Government of Guatemala, in case either Government becomes involved in domestic or foreign hostilities.

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.

firma y continuará en vigor por un período de un año, siempre que no sea terminado antes en la forma que se establece más adelante.

Artículo 4. Si el Gobierno de Guatemala deseara que los servicios del oficial fueran extendidos 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.

Artículo 5. Este Acuerdo puede ser terminado antes de la expiración del período de un año, prescrito en el Artículo 3, o antes de la expiración de la extensión autorizada en el Artículo 4, de la manera siguiente:

(a) Por cualquiera de los dos Gobiernos mediante aviso anticipado de tres meses, por escrito, al otro Gobierno;

(b) Al retirar el Gobierno de los Estados Unidos de América al oficial en razón de interés público de los Estados Unidos de América, sin necesidad de cumplir con el inciso (a) de este Artículo.

Artículo 6. Este Acuerdo está sujeto a cancelación por iniciativa, ya sea del Gobierno de los Estados Unidos de América o del Gobierno de Guatemala, en caso de que cualquiera de los dos Gobiernos se vea envuelto en hostilidades internas o extranjeras.

Artículo 7. El oficial será reemplazado si quedara inhabilitado para desempeñar sus servicios por razón de incapacidad física prolongada.

TITLE II

REQUISITES AND CONDITIONS

Article 8. The Minister of War of Guatemala will grant to the

TITULO II

REQUISITOS Y CONDICIONES

Artículo 8. El Ministro de Guerra de Guatemala le concederá al

Rank and precedence.

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.

Article 9. The officer shall be governed by the disciplinary regulations of the United States Army.

Article 10. The officer shall be responsible directly and solely to the Minister of War of Guatemala.

Article 11. During the period this officer is detailed under this Agreement or any extension thereof, the Government of Guatemala shall not engage the services of any personnel of any other foreign government for the duties and purposes contemplated by this Agreement.

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.

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.

Article 14. Throughout this Agreement the term "family" of the officer is limited to mean wife and dependent children.

Article 15. The officer shall be entitled to one month's annual

oficial designado de acuerdo con este Contrato el grado asimilado de General de Brigada durante la vigencia de este Contrato, y el oficial tendrá precedencia sobre todos los oficiales guatemaltecos del mismo grado.

Artículo 9. El oficial se regirá por los reglamentos de disciplina del Ejército de los Estados Unidos.

Artículo 10. El oficial será sólo y directamente responsable ante el Ministro de Guerra de Guatemala.

Artículo 11. Durante el período que este oficial preste servicios bajo los términos de este Acuerdo o cualquiera extensión de él, el Gobierno de Guatemala no empleará los servicios del personal de cualquier otro gobierno extranjero para los servicios y propósitos de que trata este Acuerdo.

Artículo 12. El oficial no divulgará, ni por cualquier medio revelará a gobierno extranjero alguno, o a persona alguna, cualquier secreto o asunto confidencial del cual pueda tener 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 extensión del mismo.

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.

Artículo 14. En todo este Acuerdo se entenderá que el término "familia" sólo abarca a la esposa y a los hijos no emancipados.

Artículo 15. El oficial tendrá derecho anualmente a un mes de

Disciplinary regulations.

Responsibility.

Employment of personnel of other foreign governments, restriction.

Secrecy requirement.

Benefits.

"Family" construed.

Annual leave.

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.

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 Guatemala with a view to ascertaining the mutual convenience of the Government of Guatemala and the officer in respect to this leave.

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, including sea travel, shall count as leave and shall not be in addition to the time authorized in Article 15.

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 hayan sido usadas, podrán acumularse de año en año mientras el oficial preste servicio bajo los términos de este Acuerdo.

Artículo 16. La licencia a que se refiere el Artículo anterior puede ser disfrutada 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 Guatemala con el propósito de determinar la conveniencia mútua del Gobierno de Guatemala y del oficial respecto a dicha licencia.

Artículo 17. Los gastos de viaje y de transporte que no sean abonables de acuerdo con las disposiciones de este Acuerdo, serán pagados por el oficial que disfruta de la licencia. Todo el tiempo que se emplee en viajar, inclusive viajes por mar, se contará como parte de la licencia y no se añadirá al tiempo autorizado en Artículo 15.

TITLE III

COMPENSATIONS

Article 18. For the services specified in Article 1 of this Agreement, this officer shall receive from the Government 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 Guatemala. This compensation shall be paid

TITULO III

REMUNERACIÓN

Artículo 18. Por los servicios que se estipulan en el Artículo 1 de este Acuerdo, el oficial recibirá del Gobierno de Guatemala la remuneración neta anual, computada en moneda de los Estados Unidos, que sea acordada entre el Gobierno de los Estados Unidos de América y el Gobierno de Guatemala. Esta remuneración se abonará en doce (12) mensuali-

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 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 Guatemala 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 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 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 be paid to the officer before his departure from Guatemala, and such payment shall be computed for travel by the shortest usually traveled sea route from Guatemala to the port of the United States of America from which the officer embarked regardless of the route and method of travel used by him.

dades vencidas, tan iguales como sea posible, pagaderas el último día de cada mes. El pago puede hacerse en moneda nacional guatemalteca y, en este caso, se computará al tipo de cambio más alto en la ciudad de Guatemala en el día de su vencimiento. Los pagos que se hagan fuera de Guatemala deben hacerse en moneda nacional de los Estados Unidos de América. La remuneración no estará sujeta a ningún impuesto, que esté en vigor o se imponga en el futuro, del Gobierno de Guatemala o de cualquiera de sus dependencias políticas o administrativas. Sin embargo, si al presente o durante la vigencia de este Acuerdo existieren impuestos que pudiesen afectar esta remuneración, dichos impuestos serán pagados por el Ministerio de Guerra 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 Guatemala, durante el viaje de regreso a los Estados Unidos de América, y en lo sucesivo por el período que dure la licencia acumulada a que el oficial tenga derecho.

Artículo 20. La remuneración que se deba 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 Guatemala, y tal pago debe calcularse como si el viaje fuera hecho por la ruta marítima más corta generalmente empleada desde Guatemala al puerto de los Estados Unidos de América del cual el oficial se embarcó, no importa cuál sea la ruta y método de viaje usado por el oficial.

Tax exemption.

Travel accommodations.

Article 21. The officer and his family shall be provided by the Government 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 Guatemala, both for the outward and for the return voyage. 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 Guatemala and return, shall also be paid by the Government of Guatemala. These expenses shall include all necessary costs incidental to unloading from the steamer upon arrival in Guatemala, cartage from the ship to the officer's residence in Guatemala, and packing and loading on board the steamer upon departure from 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.

Exemption from Guatemalan customs duties.

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 Guatemala. During service in 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 re-

Artículo 21. El Gobierno de Guatemala proporcionará al oficial y a su familia pasajes de primera clase para el viaje que se requiera y efectúe de conformidad con este Acuerdo entre el puerto de embarque de los Estados Unidos de América y su residencia oficial en 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 equipaje del oficial, inclusive un automóvil, del puerto de embarque de los Estados Unidos de América a Guatemala y regreso, correrán también por cuenta del Gobierno de Guatemala. Estos gastos deberán incluir todos los gastos necesarios relacionados con la descarga de a bordo del vapor a su llegada a Guatemala, transporte del vapor hasta la residencia del oficial en Guatemala, y el embalaje y carga a bordo del vapor a su partida de Guatemala una vez que hayan terminado sus servicios. El transporte de estos efectos domésticos, equipaje y automóvil deberá ser hecho en un solo embarque y todos los embarques sucesivos correrán por cuenta del oficial.

Artículo 22. Los efectos domésticos y personales y el equipaje, inclusive un automóvil, del oficial y su familia estarán exentos de derechos de aduana en la República de Guatemala, y si tales derechos de aduana se imponen y requieren, el Gobierno de Guatemala pagará una asignación adicional equivalente para satisfacer dichos derechos. Durante su servicio en 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 libre reciba

ceived the approval of the Minister 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 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 baggage, and automobile, shall not be borne by the Government of Guatemala.

Article 24. Compensation for transportation and traveling expenses in the Republic of Guatemala on official business of the Government of Guatemala shall be provided by the Government of Guatemala in accordance with the provisions of Article 13.

Article 25. The Government of Guatemala shall provide suitable office space and facilities for the use of the officer.

Article 26. The Government of Guatemala shall provide the officer with an automobile, with chauffeur, for his official use.

la aprobación del Ministro de los Estados Unidos de América o del Encargado de Negocios ad interim.

Artículo 23. Si los servicios del oficial fueren terminados por el Gobierno de los Estados Unidos de América, exceptuando 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 terminan 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 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. Pero si el Gobierno de los Estados Unidos de América retira al oficial por faltas cometidas contra la disciplina, el Gobierno de Guatemala no pagará el costo del viaje de regreso a los Estados Unidos de América del oficial, su familia, efectos domésticos, equipaje y automóvil.

Artículo 24. La compensación por gastos de transporte y de viaje en la República de Guatemala en comisiones oficiales del Gobierno de Guatemala será proporcionada por el Gobierno de Guatemala de acuerdo con las disposiciones del Artículo 13.

Artículo 25. El Gobierno de Guatemala proporcionará una oficina debidamente equipada para el uso del oficial.

Artículo 26. El Gobierno de Guatemala proporcionará al oficial un automóvil, con chauffeur, para su uso oficial.

Termination of services.

Office space, etc.

Provision of automobile, etc.

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 extensión 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 se convenga entre los dos Gobiernos.

Medical attention.

Article 28. The Government 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 Guatemala. The officer shall in all cases pay the cost of subsistence incident to his hospitalization or that of a member of his family.

Artículo 28. El Gobierno de Guatemala proporcionará atención médica apropiada al oficial y a su familia. En caso de que el oficial o cualquier miembro de su familia se enferme o sufra lesiones, será hospitalizado en el hospital que considere adecuado después de consultar con el Ministro de Guerra de Guatemala. En todos los casos el oficial pagará los gastos de subsistencia relacionados con su hospitalización o la de cualquier miembro de su familia.

Transportation of remains in case of death.

Article 29. If the officer or any member of his family should die in Guatemala during the period while this Agreement is in effect, the Government 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 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

Artículo 29. Si el oficial o cualquier miembro de su familia falleciese en Guatemala durante el período en que este Acuerdo esté en vigencia, el Gobierno de Guatemala hará que los restos sean transportados hasta el lugar de los Estados Unidos de América que determine la familia, pero el costo para el Gobierno de Guatemala no excederá del costo 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 debida al

Compensation due deceased officer.

deceased officer for expenses and transportation on official business of the Government 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.

oficial fallecido y todo reembolso adeudado al oficial fallecido por gastos y transporte en viajes realizados en asuntos oficiales del Gobierno de Guatemala serán pagados a la viuda del oficial o a cualquiera otra persona que pueda haber sido designada por escrito por el oficial, disponiéndose que no se pagará a la viuda o a la otra persona por licencia acumulada a que tenía derecho el fallecido, y disponiéndose además que estos pagos serán hechos dentro de quince (15) días después del fallecimiento del oficial.

IN WITNESS WHEREOF, the undersigned, being duly authorized, have signed this Agreement in two texts in duplicate, each one in the English and Spanish languages at Washington this twenty-seventh day of May 1941.

EN TESTIMONIO DE LO CUAL, los suscritos, debidamente autorizados para ello, han firmado este Acuerdo, en dos textos por duplicado, cada uno en los idiomas inglés y español, en Washington el día veintisiete de mayo de 1941.

CORDELL HULL [SEAL]
*Secretary of State
of the United States of America*

ADRIAN RECINOS [SEAL]
*Envoy Extraordinary and Minister
Plenipotentiary of Guatemala
at Washington*

May 20, 1941
[E. A. S. 209]

Arrangement between the United States of America and Canada respecting the temporary diversion for power purposes of additional waters of the Niagara River above the Falls. Effected by exchange of notes signed at Washington May 20, 1941; ratification advised by the Senate of the United States June 12, 1941; approved by the President of the United States June 13, 1941.

The Secretary of State to the Canadian Minister

DEPARTMENT OF STATE
WASHINGTON
May 20, 1941

SIR:

I have the honor to refer to conversations which have taken place recently between officials of the Governments of the United States and Canada with respect to the immediate and pressing needs for additional power in the Niagara Falls area for national defense purposes. Throughout these conversations, as well as in previous conversations during the course of years, on the general subject of the Falls at Niagara, two objectives have been kept in mind: first, the scenic beauty of this great heritage of the two countries; and second, the utilization of the power resources available there, consistent with the primary obligation of preserving the scenic beauty of the Falls.

Recent surveys have indicated that there is now idle equipment available and set up which could utilize at once an additional diversion for power purposes of 5,000 cubic feet per second on the United States side. I am informed by the defense authorities of this Government and by the Federal Power Commission that this additional power is urgently needed in connection with the Government's National Defense Program. It is likewise understood from conversations with the appropriate Canadian officials that 3,000 cubic feet per second could be used immediately on the Canadian side in connection with the furtherance of the war efforts of Canada. These figures represent the immediate needs of the two Governments and do not pretend to take into consideration all industrial requirements of the two countries in the area by reason of the present emergency.

In view of the above, and having in mind assurances of engineers that there will be no material adverse effect to the scenic beauty of the Falls, I propose through this exchange of notes that for the duration of the emergency and in all events subject to reconsideration by both Governments on October 1, 1942, an additional diversion for power purposes of 5,000 cubic feet per second be utilized on the United States side of the Niagara River above the Falls. In making this proposal this Government is prepared to give assurances that no objection will be raised to an additional diversion of 3,000 cubic feet per second on the Canadian side of the Niagara River above

Proposal for additional water diversion from Niagara River.

the Falls. It is also proposed that the engineers of the two Governments be instructed to take such steps as may be necessary with a view to initiating forthwith the construction of works designed to distribute the flow of water over the Falls in such a manner as to preserve their scenic beauty.

Moreover, the American Government proposes that upon the entry into effect of the Agreement for the Utilization of the Water in the Great Lakes—St. Lawrence Basin signed on March 19, 1941,¹ the foregoing arrangements will be subject to the provisions of Article IX of the Agreement, and that it will be open to the Commission appointed under the provisions of the Agreement and carrying out the duties imposed upon it, to take such action as may be necessary, and as may come within the scope of the Agreement with regard to diversions at Niagara.

If the foregoing is acceptable to the Government of Canada, this note and your reply thereto, when approved by the Senate, shall be regarded as placing on record the understanding arrived at between the two Governments concerning this matter.

Accept, Sir, the renewed assurances of my highest consideration.

For the Secretary of State:

A. A. BERLE, Jr.

The Honorable

LEIGHTON MCCARTHY,
Minister of Canada.

The Canadian Minister to the Secretary of State

No. 301.

CANADIAN LEGATION

WASHINGTON

May 20th, 1941.

SIR:

With reference to your note of May 20th, 1941, concerning the immediate and pressing needs for additional power in the Niagara Falls area for national defence purposes, I have the honour to inform you that the Government of Canada concurs in the arrangements set forth in your note and is prepared to give assurances that no objection will be raised by the Government of Canada to an additional diversion of 5,000 cubic feet per second on the United States side of the Niagara River above the Falls.

I have the honour to be, with the highest consideration, Sir,

Your most obedient, humble servant,

H. H. WRONG

For the Minister.

Canadian concurrence.

The Hon. CORDELL HULL,
Secretary of State of the United States,
Washington, D. C.

¹ [H. Doc. 153, 77th Cong., 1st sess.]

May 29 and June 5,
1941
[E. A. S. 210]

Agreement between the United States of America and Haiti respecting the exchange of official publications. Effected by exchange of notes signed May 29 and June 5, 1941; effective May 29, 1941.

The American Minister to the Haitian Secretary of State for Foreign Affairs

No. 59 LEGATION OF THE UNITED STATES OF AMERICA
Port-au-Prince, Haiti, May 29, 1941

EXCELLENCY:

I have the honor to refer to the note of Your Excellency's predecessor of April 2, 1941, [1] with regard to the exchange of official publications by the United States of America and the Republic of Haiti.

It gives me pleasure to inform Your Excellency that my Government will be glad to undertake an exchange of official publications with the Government of Haiti which shall be carried out in accordance with the following provisions:

1. The official exchange offices for the transmission of publications shall be, on the part of the United States of America, the Smithsonian Institution; and on the part of Haiti, the Bibliothèque Nationale de Port-au-Prince.

2. The publications exchanged shall be received on behalf of the United States of America by the Library of Congress; and on behalf of Haiti by the Bibliothèque Nationale de Port-au-Prince.

3. The Government of the United States of America shall furnish regularly one copy of each of the publications included in the attached List No. 1. [2]

4. The Government of Haiti shall furnish regularly one copy of each of the official publications included on the attached List No. 2. [3]

5. Each party to the agreement shall bear the postal, railroad, steamship, and other charges arising in its own country.

6. Both parties express their willingness as far as possible to expedite shipments.

7. This agreement shall not be understood to modify any agreements concerning the exchange of official publications which may be in effect between departments or instrumentalities of the two Governments.

Since the note of the Minister for Foreign Affairs of April 2, 1941, expresses the approval of the Government of Haiti of the foregoing procedure, my Government will, upon the receipt of a corresponding note from Your Excellency, consider the agreement concluded and in effect from May 29, 1941.

¹ [Not printed.]

² [See p. 1281.]

³ [For list as furnished by the Government of Haiti, see p. 1283.]

Accept, Excellency, the renewed assurance of my highest esteem and most distinguished consideration.

J. C. WHITE.

His Excellency

CHARLES FOMBRUN,

Secretary of State for Foreign Affairs.

The Haitian Secretary of State for Foreign Affairs to the American Minister

RÉPUBLIQUE D'HAÏTI

SECRÉTAIRERIE D'ÉTAT

DES

RELATIONS EXTÉRIEURES

C. C. R. C.

PORT-AU-PRINCE, *le 5 Juin 1941.*

MONSIEUR LE MINISTRE,

J'ai l'honneur d'accuser réception à Votre Excellence de sa lettre No. 59 du 29 Mai dernier, par laquelle elle a bien voulu m'informer que le Gouvernement des Etats-Unis d'Amérique sera heureux de procéder avec le Gouvernement d'Haiti à l'échange de certaines publications officielles et de conclure un arrangement à cet effet.

A cette occasion, il m'est agréable de porter à la connaissance de Votre Excellence que le Gouvernement Haitien donne son accord à l'échange de publications entre nos deux Gouvernements, tel qu'il a été proposé par le Gouvernement des Etats-Unis dans la sus dite note.

Cet échange s'effectuera, conformément aux dispositions suivantes:

1.—Les Bureaux d'échanges officiels préposés à l'expédition des publications seront, du côté des Etats-Unis d'Amérique, la "Smithsonian Institution" et du côté de la République d'Haiti, la "Bibliothèque Nationale de Port-au-Prince".

2.—Les Publications échangées seront reçues pour compte du Gouvernement des Etats-Unis d'Amérique, par la Bibliothèque du Congrès, et pour compte du Gouvernement d'Haiti, par la Bibliothèque Nationale de Port-au-Prince.

3.—Le Gouvernement des Etats-Unis d'Amérique fournira régulièrement un exemplaire de chacune des publications officielles comprises dans la liste No. 1 ci-jointe.^[1]

4.—Le Gouvernement de la République d'Haiti fournira régulièrement un exemplaire de chacune des publications officielles comprises dans la liste No. 2 ci-jointe.^[2]

5.—Chaque Gouvernement signataire de cet accord prendre à sa charge les frais de poste, de transport par chemin de fer et par bateau et les autres frais qui sont en vigueur sur son territoire.

6.—Les deux parties expriment leur volonté d'accélérer, autant que possible, l'envoi des publications.

¹ [Pour la liste fournie par le Gouvernement des Etats-Unis d'Amérique, voir p. 1281.]

² [Voir p. 1283.]

7.—Le présent accord ne doit pas être interprété comme constituant une modification à tous autres accords sur l'échange des publications officielles en vigueur entre les Départements ou les Organismes des deux Gouvernements.

J'ai le plaisir d'ajouter, Monsieur le Ministre, que cet accord, conclu dans les termes ci-dessus, est considéré comme définitif à la date du 29 Mai dernier, selon le désir de Votre Excellence.

Je profite de cette occasion pour exprimer à Votre Excellence les assurances de ma haute considération.

FOMBRUN

Son Excellence

Monsieur JOHN CAMPBELL WHITE,
*E. E. & Ministre Plénipotentiaire
 des Etats-Unis d'Amérique
 Port-au-Prince.*

[Translation]

REPUBLIC OF HAITI

DEPARTMENT OF STATE

FOR

FOREIGN AFFAIRS

C. C. R. C.

PORT-AU-PRINCE, *June 5, 1941.*

MR. MINISTER:

I have the honor to acknowledge receipt of Your Excellency's note no. 59 of May 29 last, by which you were good enough to inform me that the Government of the United States of America will be glad to undertake an exchange of certain official publications with the Government of Haiti and to conclude an agreement for this purpose.

On this occasion it is a pleasure for me to advise Your Excellency that the Haitian Government agrees to the exchange of publications between our two Governments, as proposed by the Government of the United States in the above-mentioned note.

This exchange shall be effected in accordance with the following provisions:

1. The official exchange offices for the transmission of publications shall be, on the part of the United States of America, the Smithsonian Institution; and on the part of the Republic of Haiti, the Bibliothèque Nationale de Port-au-Prince.

2. The publications exchanged shall be received on behalf of the Government of the United States of America by the Library of Congress; and on behalf of the Government of Haiti by the Bibliothèque Nationale de Port-au-Prince.

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. 1.¹

¹ [For list as furnished by the Government of the United States of America, see p. 1281.]

4. The Government of the Republic of Haiti shall furnish regularly one copy of each of the official publications included in the attached List No. 2.^[1]

5. Each Government party to this agreement shall bear the postal, railroad, steamship, and other charges which are in force in its own territory.

6. Both parties express their willingness as far as possible to expedite shipments.

7. The present agreement shall not be understood to modify any other agreements concerning the exchange of official publications in effect between departments or instrumentalities of the two Governments.

I have the pleasure of adding, Mr. Minister, that this agreement, concluded in the above terms, is considered definitive as of the date of May 29 last, in accordance with Your Excellency's wish.

I avail myself of this occasion to express to Your Excellency the assurances of my high consideration.

FOMBRUN

His Excellency

JOHN CAMPBELL WHITE,

E. E. and Minister Plenipotentiary

of the United States of America,

Port-au-Prince.

LISTE No. 1

PUBLICATIONS OFFICIELLES A FOURNIR REGULIEREMENT PAR LE GOUVERNEMENT DES ETATS-UNIS D'AMERIQUE.

CONGRESS OF THE UNITED STATES

House Journal

Senate Journal

Code of Laws and Supplements

PRESIDENT OF THE 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

Foreign Commerce (weekly)

Foreign Commerce and Navigation of the United States (annual)

Survey of Current Business (monthly)

Trade Information Bulletins

¹ [See p. 1283.]

DEPARTMENT OF COMMERCE—Continued

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)
Social Security Board
 Social Security Bulletin (monthly)

FEDERAL WORKS AGENCY

Public Roads Administration
 Public Roads (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

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 the Mint

Annual Report of the Director

Comptroller of Currency

Annual Report

WAR DEPARTMENT

Annual Report

LISTE No. 2.

PUBLICATIONS OFFICIELLES A FOURNIR REGULIEREMENT PAR LE
GOUVERNEMENT D'HAÏTI.

Exposé général de la situation

Moniteur

Corps Législatif

Actes du Corps Législatif

Département des Relations Extérieures

Documents diplomatiques

Département des Finances

Budget général

Comptes généraux

Banque Nationale de la République

Service des douanes

Administration générale des contributions

Département du Commerce

Administration générale des postes

Département de l'Intérieur

Service national d'hygiène et d'assistance publique

Bulletin du Service

Rapport trimestriel

Garde d'Haïti

Ecole militaire

Département des Travaux Publics

Direction générale des Travaux publics

Bulletin hydrographique

Département de la Justice

Bulletin des lois et actes

Bulletin des arrêts du Tribunal de Cassation

Département de l'Agriculture et du Travail

Service national de la production agricole et de l'enseignement rural

Bulletin

Département de l'Instruction Publique

Bulletin officiel du Département de l'Instruction Publique

Direction générale de l'Enseignement Urbain

Ecole Nationale des Arts et Métiers

Ecole Normale d'Institutrices

Ecole Nationale de Droit

Département des Cultes.

May 23 and June 3,
1941
[E. A. S. 211]

Agreement between the United States of America and Argentina renewing the agreement of June 29, 1940 respecting military aviation instructors. Effected by exchange of 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. N° 115.

WASHINGTON, *Mayo 23 de 1941.*

EXCELENCIA,

Con referencia al contrato firmado por el suscripto, en nombre del Gobierno Argentino, el 29 de Junio de 1940, relativo a los servicios que prestan los oficiales aviadores de los Estados Unidos de América, como asesores e instructores en nuestra República, tengo el honor de dirigirme a V. E., a fin de llevar a su conocimiento que mi Gobierno desearía renovarlo por el término de dos años a partir de su vencimiento el 28 de Junio próximo, a pesar de que el contrato en vigencia tiene una duración de sólo un año.

Aprovecho la oportunidad para renovar a V. E. las seguridades de mi más alta y distinguida consideración.

FELIPE A ESPIL

A Su Excelencia el Señor D. CORDELL HULL,
Secretario de Estado,
Departamento de Estado,
Washington, D. C.

[Translation]

EMBASSY
OF THE
ARGENTINE REPUBLIC

D. E. No. 115

WASHINGTON, *May 23, 1941.*

EXCELLENCY:

With reference to the contract signed by the undersigned in behalf of the Argentine Government on June 29, 1940, [1] relative to the services being furnished by aviation officers of the United States of America as advisers and instructors in our Republic, I have the honor to address Your Excellency in order to inform you that my Government would like to renew it for a period of two years from its expiration on June 28 next, despite the fact that the contract in force has a duration of only one year.

¹ [Executive Agreement Series 175; 54 Stat. 2320.]

I avail myself of the opportunity to renew to Your Excellency the assurances of my highest and most distinguished consideration.

FELIPE A ESPIL

His Excellency CORDELL HULL,
Secretary of State,
Department of State,
Washington, D. C.

The Secretary of State to the Argentine Ambassador

DEPARTMENT OF STATE
WASHINGTON
June 3, 1941

EXCELLENCY:

I have the honor to acknowledge receipt of your note of May 23, 1941 in which you convey the request of your Government for a renewal of the agreement entered into on June 29, 1940 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. I note 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 28, 1941.

The renewal of this agreement for a period of two years is agreeable to this Government, notwithstanding the provision of Article 3 of the agreement now in force.

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 the Argentine Republic.

July 14, 1941

[E. A. S. 212]

Agreement between the United States of America and Costa Rica respecting a military mission. Signed July 14, 1941; effective July 14, 1941.

AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF COSTA RICA

ACUERDO ENTRE EL GOBIERNO DE LOS ESTADOS UNIDOS DE AMÉRICA Y EL GOBIERNO DE LA REPÚBLICA DE COSTA RICA

In conformity with the request of the Government of the Republic of Costa Rica 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 Mission to the Republic of Costa Rica under the conditions specified below:

De conformidad con la solicitud del Gobierno de la República de Costa Rica al Gobierno de los Estados Unidos de América, el Presidente de los Estados Unidos de América ha autorizado el nombramiento de oficiales y alistados para constituir una Misión Militar en la República de Costa Rica de acuerdo con las condiciones estipuladas a continuación:

TITLE I

TÍTULO I

PURPOSE AND DURATION

OBJETO Y DURACIÓN

Article 1. The purpose of this Mission is to cooperate with the Minister of State, Police and Public Safety of Costa Rica and with the personnel of the Costa Rican Army with a view to enhancing the efficiency of the Costa Rican Army.

Artículo 1. El objeto de esta Misión es el de cooperar con el Secretario de Estado en el Despacho de Gobernación, Policía, Trabajo y Seguridad Pública de Costa Rica y con el personal del Ejército de Costa Rica con el propósito de aumentar la eficiencia del Ejército de Costa Rica.

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 Costa Rica, 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 expiration of two years of

Artículo 2. Esta Misión continuará por un período de cuatro años desde la fecha de la firma de este Acuerdo por los representantes acreditados del Gobierno de los Estados Unidos de América y del Gobierno de Costa Rica, siempre que no sea terminado antes o prorrogado en la forma que se establece más adelante. Cualquier miembro de la Misión puede ser retirado por el Gobierno de los Estados Unidos de América des-

service, in which case another member shall be furnished to replace him.

Article 3. If the Government of Costa Rica 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 Costa Rica in case either country becomes involved in domestic or foreign hostilities.

TITLE II

COMPOSITION AND PERSONNEL

Article 6. This Mission shall consist of a Chief of Mission of the rank of Lieutenant Colonel, Major or Captain on active service

pués de la expiración de dos años de servicio, en cuyo caso se suministrará otro miembro para que lo reemplace.

Artículo 3. Si el Gobierno de Costa Rica deseara que los servicios de la Misión fueren prorrogados 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 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 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 Costa Rica, en caso de que cualquiera de los dos países se viere envuelto en hostilidades internas o externas.

TITULO II

COMPOSICIÓN Y PERSONAL

Artículo 6. Esta Misión consistirá de un Jefe de Misión con el grado de Teniente-Coronel, Mayor o Capitán en servicio activo en

Extension of services of Mission.

Termination of agreement.

Cancellation in case of hostilities.

in the United States Army and such other personnel of the United States Army as may subsequently be agreed upon between the Ministry of State, Police and Public Safety of Costa Rica through its authorized representative in Washington, and the War Department of the United States of America.

el Ejército de los Estados Unidos y de aquel otro personal del Ejército de los Estados Unidos en que convengan posteriormente la Secretaría de Estado en el Despacho de Gobernación, Policía, Trabajo y Seguridad Pública de Costa Rica, por medio de su representante autorizado en Washington, y la Secretaría de Guerra de los Estados Unidos de América.

TITLE III

TITULO III

DUTIES, RANK AND PRECEDENCE

DEBERES, GRADO Y PRECEDENCIA

Article 7. The personnel of the Mission shall perform such duties as may be agreed upon between the Minister of State, Police and Public Safety of Costa Rica and the Chief of the Mission.

Artículo 7. El personal de la Misión tendrá las obligaciones en que convengan el Secretario de Estado en el Despacho de Gobernación, Policía, Trabajo y Seguridad Pública de Costa Rica y el Jefe de la Misión.

Article 8. The members of the Mission shall be responsible solely to the Minister of State, Police, and Public Safety of Costa Rica, through the Chief of the Mission.

Artículo 8. Los miembros de la Misión serán responsables solamente ante el Secretario de Estado en el Despacho de Gobernación, Policía, Trabajo y Seguridad Pública de Costa Rica por conducto del Jefe de la Misión.

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 Costa Rican officers of the same rank.

Artículo 9. Cada miembro de la Misión desempeñará sus funciones con el grado que tiene en el Ejército de los Estados Unidos y llevará el uniforme de su grado en el Ejército de los Estados Unidos; pero tendrá precedencia sobre todos los oficiales costarricenses de igual graduación.

Article 10. Each member of the Mission shall be entitled to all benefits or privileges which the Regulations of the Costa Rican Army provide for Costa Rican officers and subordinate personnel of corresponding rank.

Artículo 10. Cada miembro de la Misión tendrá derecho a todos los beneficios o privilegios que los Reglamentos del Ejército de Costa Rica otorgan a los oficiales costarricenses y al personal subalterno del grado correspondiente.

Article 11. The personnel of the Mission shall be governed by the disciplinary regulations of the United States Army.

Artículo 11. El personal de la Misión se regirá por los reglamentos disciplinarios del Ejército de los Estados Unidos.

Benefits.

Disciplinary regulations.

TITLE IV

TITULO IV

COMPENSATION AND PERQUISITES

REMUNERACIÓN Y OVBENCIONES

Article 12. Members of the Mission shall receive from the Government of Costa Rica such net annual compensation as may be agreed upon between the Government of the United States of America and the Government of Costa Rica 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 Costa Rica 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 State, Police and Public Safety of Costa Rica in order to comply with the provision of this Article that the compensation agreed upon shall be net.

Article 13. The compensation agreed upon in the preceding Article shall begin 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 after the termination of his service with the Mission 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 14. The compensation due for the period of the return trip and accumulated leave shall be paid to a detached member of

Artículo 12. Los miembros de la Misión recibirán del Gobierno de Costa Rica la remuneración neta anual que de mutuo acuerdo convengan el Gobierno de los Estados Unidos de América y el Gobierno de Costa Rica, para cada miembro. 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 Costa Rica o de cualquiera de sus subdivisiones políticas o administrativas. Sin embargo, si al presente o durante la vigencia de este Acuerdo existieren impuestos que pudiesen afectar esta remuneración, tales impuestos serán pagados por la Secretaría de Estado en el Despacho de Gobernación, Policía, Trabajo y Seguridad Pública de Costa Rica con el objeto de cumplir con la disposición de este Artículo de que la remuneración en que se convenga será neta.

Artículo 13. La remuneración en que se convenga 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 Acuerdo, 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 deba por el período que dure el viaje de regreso y por el de la licencia acumulada se le pagará

Tax exemption.

the Mission before his departure from Costa Rica, and such payment shall be computed for travel by sea, air, or land, or any combination thereof to the actual port of entry of the United States of America.

Exemption from customs duties.

Article 15. The Government of Costa Rica 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.

Travel accommodations.

Article 16. 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 Costa Rica, and from his official residence in Costa Rica 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, baggage and automobile; this shall include all necessary expenses incident to unloading from the steamer upon arrival in Costa Rica, cartage between the ship and the residence in Costa Rica, and packing and loading on board the steamer upon departure from Costa Rica. The cost of this transportation for members of the Mission, dependent members of their families, their household effects, baggage and automobile shall be borne by the United States of America. The transportation of such household effects, baggage and automobile shall be made in a single

Shipment of household effects, etc.

al miembro que haya sido retirado antes de su partida de Costa Rica, y tal pago debe calcularse a base de viajes por ruta marítima, aérea, terrestre, o por cualquiera combinación de los tres hasta el puerto de entrada en los Estados Unidos de América.

Artículo 15. A solicitud del Jefe de la Misión el Gobierno de Costa Rica eximirá de derechos de aduana a los artículos que importen los miembros de la Misión para su uso personal y para el uso de los miembros de sus familias.

Artículo 16. Cada miembro de la Misión y cada miembro de su familia no emancipado recibirán pasajes de primera clase para el viaje que se requiera y se efectúe de conformidad con este Acuerdo por la ruta más corta generalmente empleada entre el puerto de embarque de los Estados Unidos de América y su residencia oficial en Costa Rica, y de su residencia oficial en Costa Rica al puerto de desembarque en los Estados Unidos de América. A cada miembro de la Misión se le reembolsarán los gastos en que incurra en el transporte de sus efectos domésticos, equipaje y automóvil; esto incluirá todos los gastos necesarios relacionados con la descarga de a bordo del vapor a su llegada a Costa Rica, acarreo del barco a la residencia en Costa Rica y el embalaje y carga a bordo del vapor a su partida de Costa Rica. El costo de este transporte de los miembros de la Misión, de los miembros no emancipados de sus familias, y el de sus efectos domésticos, equipajes y automóvil correrá por cuenta del Gobierno de los Estados Unidos de América. El transporte de estos efectos domésticos, equipaje

shipment and all subsequent shipments shall be at the expense of the respective members of the Mission except when such shipments are necessitated by circumstances beyond their control. The provisions of this Article shall likewise apply to officers and enlisted men who are subsequently detailed to Costa Rica for temporary duty, as additional personnel, or replacements for members of the Mission.

Article 17. Compensation for transportation and travelling expenses for members of the Mission in Costa Rica shall be provided by the Government of Costa Rica in accordance with the provisions of Article 10.

Article 18. The Government of Costa Rica shall provide the Chief of the Mission with a suitable automobile with chauffeur, for use on official business. Suitable motor transportation with chauffeur, shall on call be made available by the Government of Costa Rica for use by the members of the Mission for the conduct of the official business of the Mission.

Article 19. The Government of Costa Rica shall provide suitable office space and facilities for the use of the members of the Mission.

Article 20. If any member of the Mission should die while he is serving under the terms of this Agreement, all compensation due the deceased member, including salary for the fifteen (15) days following his death, and reimbursement due the deceased member for expenses and transportation on trips made on official business of the Government of Costa Rica, shall be paid to the widow of the deceased member or to any other person who

y automóvil deberá ser hecho en un solo embarque, y todo embarque subsiguiente correrá por cuenta de los respectivos miembros de la Misión, excepto cuando tales embarques los exijan circunstancias ajenas a su voluntad. Las disposiciones de este Artículo se aplicarán, asimismo, a los oficiales y alistados que posteriormente se envíen a Costa Rica para prestar servicio temporal, como personal adicional, o para reemplazar a los miembros de la Misión.

Artículo 17. La compensación por gastos de transporte y de viaje para miembros de la Misión en Costa Rica será pagada por el Gobierno de Costa Rica de acuerdo con las disposiciones del Artículo 10.

Artículo 18. El Gobierno de Costa Rica proporcionará al Jefe de la Misión un automóvil adecuado, con chauffeur, para su uso en asuntos oficiales. El Gobierno de Costa Rica, cuando así se le solicite, proporcionará transporte adecuado en automóvil con chauffeur, para uso de los miembros de la Misión en el cumplimiento de las funciones oficiales de la misma.

Artículo 19. El Gobierno de Costa Rica proporcionará una oficina debidamente equipada para el uso de los miembros de la Misión.

Artículo 20. Si cualquier miembro de la Misión falleciere mientras estuviere prestando servicios de conformidad con las disposiciones de este Acuerdo, toda remuneración debida al miembro fallecido, inclusive el sueldo de los quince (15) días posteriores a su muerte y los reembolsos debidos al miembro fallecido por concepto de gastos y transporte en viajes realizados en comisiones oficiales del Gobierno de Costa Rica, será

Provision of automobile, etc.

Office space, etc.

Compensation due deceased member.

may have been designated in writing by the deceased; but the widow or other person shall not be compensated for accrued leave due but 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 after the death of the member.

pagada a la viuda del miembro fallecido o a cualquiera otra persona que pueda haber sido designada, por escrito, por el fallecido; pero no se compensará a la viuda, o a la otra persona, por la licencia acumulada a que tenía derecho el fallecido y no gozada por él. Todo pago debido a la viuda, o a la otra persona designada por el fallecido, de conformidad con las disposiciones de este Artículo, será efectuado dentro de los quince (15) días siguientes al fallecimiento del miembro.

TITLE V

REQUISITES AND CONDITIONS

Article 21. So long as this Agreement, or any extension thereof, is in effect, the Government of Costa Rica shall not engage the services of any personnel of any other foreign government for duties of any nature connected with the Costa Rican Army, except by mutual agreement between the Government of the United States of America and the Government of Costa Rica.

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

TITULO V

REQUISITOS Y CONDICIONES

Artículo 21. Mientras este Acuerdo o cualquiera prórroga del mismo esté en vigor, el Gobierno de Costa Rica no contratará personal de ningún otro gobierno extranjero para prestar servicios de cualquier naturaleza relacionados con el Ejército de Costa Rica, excepto mediante mutuo acuerdo entre el Gobierno de los Estados Unidos de América y el Gobierno de Costa Rica.

Artículo 22. Cada miembro de la Misión convendrá en no divulgar, ni en revelar por cualquier medio a gobierno extranjero alguno, o a persona alguna, cualquier secreto o asunto confidencial del cual pueda tener conocimiento en su calidad de miembro de la Misión. Este requisito continuará siendo obligatorio después de terminar su servicio con la Misión y después de la expiración o cancelación de este Acuerdo o cualquiera prórroga del mismo.

Artículo 23. En todo este Acuerdo se entenderá que el término "familia" sólo abarca a la esposa y a los hijos no emancipados.

Artículo 24. Cada miembro de la Misión tendrá derecho anual-

Services of personnel of other foreign governments, restriction.

Secrecy requirement.

"Family" construed.

Annual leave.

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 Costa Rica, in the United States of America or in other countries, but the expenses 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 Costa Rica 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 Costa Rica.

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.

Article 28. The Government of Costa Rica 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 con-

mente 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 hayan sido usadas, podrán 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 puede ser disfrutada en Costa Rica, en los Estados Unidos de América o en otros países; pero los gastos de viaje y de transporte no especificados en 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 anterior.

Artículo 26. El Gobierno de Costa Rica conviene en conceder la licencia especificada 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 Costa Rica.

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 Costa Rica proporcionará atención médica adecuada a los miembros de la Misión así como a los miembros de sus familias. En caso de que un miembro de la Misión se enferme o sufra lesiones, será hospitalizado, a discreción del Jefe de la Misión, en el hospital que el Jefe de la Misión

Travel time counted as leave.

Termination of services of replaced member.

Medical attention.

sultation with the Costa Rican Army authorities, and all expenses incurred as the result of such illness or injury while the patient is a member of the Mission and remains in Costa Rica shall be paid by the Government of Costa Rica. 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 Costa Rica. 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.

considere adecuado, después de consultar con las autoridades del Ejército de Costa Rica, y todos los gastos incurridos como resultado de tal enfermedad o tales lesiones mientras el paciente sea miembro de la Misión y permanezca en Costa Rica, serán pagados por el Gobierno de Costa Rica. Si el miembro hospitalizado es un oficial, éste pagará sus gastos de subsistencia; pero si es alistado, los gastos de subsistencia serán pagados por el Gobierno de Costa Rica. Las familias gozarán de los mismos privilegios convenidos en este Artículo para los miembros de la Misión, con excepción de 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.

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.

Artículo 29. Todo miembro de la Misión inhabilitado para desempeñar sus servicios con la Misión por razón de incapacidad física prolongada, será reemplazado.

IN WITNESS WHEREOF, the undersigned, Sumner Welles, Acting Secretary of State of the United States of America, and Luis Fernández, Minister of the Republic of Costa Rica at Washington, duly authorized thereto, have signed this Agreement in duplicate in the English and Spanish languages, at Washington, this fourteenth day of July, one thousand nine hundred and forty-one.

EN TESTIMONIO DE LO CUAL, los suscritos, Sumner Welles, Secretario de Estado Interino de los Estados Unidos de América, y Luis Fernández, Ministro de la República de Costa Rica en Washington, debidamente autorizados para ello, han firmado este Acuerdo, por duplicado en los idiomas inglés y español, en Washington, el día catorce de julio de mil novecientos cuarenta y uno.

[SEAL] SUMNER WELLES
*Acting Secretary of State
of the United States of America*

[SEAL] LUIS FERNÁNDEZ
*Envoy Extraordinary and
Minister Plenipotentiary of the Republic
of Costa Rica at Washington*

Agreement between the United States of America and Haiti respecting a military mission. Signed May 23, 1941; effective May 23, 1941.

May 23, 1941
[E. A. S. 213]

AGREEMENT BETWEEN THE GOVERNMENTS OF THE UNITED STATES OF AMERICA AND HAITI **ACCORD ENTRE LES GOUVERNEMENTS DES ETATS-UNIS D'AMERIQUE ET DE LA REPUBLIQUE D'HAITI**

In conformity with the request of the Minister of Haiti in Washington, D. C. to the Secretary of State of the United States of America, the President of the United States of America has authorized the appointment of officers of the Army of the United States of America to serve in the Republic of Haiti under the conditions specified below.

Conformément à la requête présentée par le Ministre d'Haiti à Washington, D. C. au Secrétaire d'Etat des Etats-Unis d'Amérique, le Président des Etats-Unis d'Amérique a autorisé la nomination de certains officiers de l'Armée des Etats-Unis d'Amérique pour remplir certaines fonctions dans la République d'Haiti selon les conditions indiquées ci-après.

TITLE I

Purpose and Duration

ARTICLE 1—The purpose of this Mission is to cooperate with the President of Haiti, the Chief of Staff of the Garde d'Haiti and with the personnel of the Garde d'Haiti with a view to enhancing the efficiency of the Garde d'Haiti.

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 Governments of the United States of America and Haiti, unless sooner terminated or extended as hereinafter provided. Any member may be detached by the United States Government after the expiration of two years' service, in which case another member will be furnished in replacement.

TITRE I

But et Durée

ARTICLE 1—Le but de cette Mission sera de collaborer avec le Président d'Haiti, le Chef d'Etat Major de la Garde d'Haiti ainsi qu'avec le personnel de la Garde d'Haiti au perfectionnement de la Garde d'Haiti.

ARTICLE 2—Cette Mission assurera ses fonctions pendant une période de quatre ans à partir de la date de la signature du présent Accord par les représentants autorisés des Gouvernements des Etats-Unis d'Amérique et d'Haiti, à moins que cet Accord ne soit terminé ou prorogé selon les conditions prévues ci-après. Le Gouvernement des Etats-Unis pourra rappeler n'importe quel membre de cette Mission après l'expiration de deux ans de service, et dans ce cas, un autre officier sera désigné en remplacement de celui qui aura été rappelé.

Extension of services
of Mission.

ARTICLE 3—If the Government of Haiti should desire that the services of the Mission be extended beyond the period stipulated, a proposal to that effect shall be made in writing six months before the expiration of this Agreement.

Termination of
agreement.

ARTICLE 4—This Agreement may be terminated prior to the expiration of the period of four years prescribed in Article 2, or prior to the expiration of the extension authorized in Article 3, in the following manner:

(a) By the decision of either Government subject to three month's notice in writing to the other Government;

(b) By the recall of the entire personnel of the Mission by the United States in the public interest of the United States, without compliance with (a).

Cancellation in case
of hostilities.

ARTICLE 5—This Agreement is subject to cancellation upon the initiative of either Haiti or the United States in case either Government becomes involved in domestic or foreign hostilities.

ARTICLE 3—Dans le cas où le Gouvernement d'Haiti souhaiterait que les services de cette Mission fussent prolongés au-delà de la période prévue, une proposition à cet effet sera soumise par écrit six mois avant la date d'expiration du présent Accord.

ARTICLE 4—Le présent Accord pourra prendre fin avant l'expiration du terme de quatre ans stipulé à l'Article 2, ou avant l'expiration du délai autorisé dans l'Article 3, de la manière suivante:

(a) Par décision de l'un ou l'autre des Gouvernements, à condition toutefois qu'un préavis de trois mois en soit donné par écrit à l'autre Gouvernement;

(b) Par le rappel de tout le personnel de la Mission par les Etats-Unis pour des raisons d'intérêt public des Etats-Unis, sans égard aux stipulations de l'alinéa (a) ci-dessus.

ARTICLE 5—Le présent Accord est sujet à résiliation sur l'initiative, soit d'Haiti, soit des Etats-Unis, dans le cas où l'un ou l'autre de ces Gouvernements aurait à faire face à des hostilités intérieures ou extérieures.

TITLE II

Composition and Personnel

ARTICLE 1—This Mission shall consist of such personnel of the United States Army as may be agreed upon by the President of Haiti through the authorized representative of Haiti in Washington and by the War Department of the United States.

ARTICLE 2—United States Army personnel now serving in Haiti on individual contracts with the

TITRE II

Composition et Personnel

ARTICLE 1—Cette Mission comprendra les membres de l'Armée des Etats-Unis qui seraient agréés par le Président d'Haiti par l'intermédiaire du représentant autorisé d'Haiti à Washington et par le Ministère de la Guerre des Etats-Unis.

ARTICLE 2—Le personnel de l'Armée des Etats-Unis actuellement en fonctions en Haiti en

Haitian Government may continue their services in accordance with the terms of this Agreement, effective from the date on which it is signed by the duly authorized representatives of the Governments of Haiti and of the United States. The service of such personnel on individual contracts shall count as service under this Agreement for all purposes the enjoyment of which or the exercise of which requires not less than two years' service with the Mission.

vertu d'accords particuliers avec le Gouvernement d'Haiti pourra continuer ses fonctions selon les stipulations du présent Accord, à partir de la date à laquelle cet Accord sera signé par les représentants dûment autorisés d'Haiti et des Etats-Unis. Les services exercés par ce personnel en vertu de contrats individuels seront considérés comme s'ils avaient été rendus en vertu du présent Accord, en ce qui concerne les droits ou privilèges exigeant un minimum de deux ans de service auprès de cette Mission.

TITLE III

Duties, Rank and Precedence

ARTICLE 1—The personnel of the Mission shall perform such duties as may be agreed upon between the President of Haiti and the Chief of Mission.

ARTICLE 2—The members of the Mission shall be responsible solely to the President of Haiti through the Chief of Mission.

ARTICLE 3—Each member of the Mission shall serve on the Mission with the rank he holds in the United States Army, and wear the uniform thereof, but shall take precedence over all Haitian officers of the same rank.

ARTICLE 4—Each member of the Mission shall be entitled to all the benefits which the Garde d'Haiti regulations provide for officers and enlisted personnel of corresponding rank of the Garde d'Haiti.

ARTICLE 5—The personnel of the Mission shall be governed by the disciplinary regulations of the United States Army.

TITRE III

Fonctions, Grade et Préséance

ARTICLE 1—Le personnel de la Mission remplira les fonctions dont le Président d'Haiti et le Chef de la Mission auront convenu.

ARTICLE 2—Les membres de la Mission seront uniquement responsables envers le Président d'Haiti, par l'intermédiaire du Chef de la Mission.

ARTICLE 3—Chaque membre de la Mission remplira ses fonctions auprès de la Mission avec le même grade que celui qu'il possède dans l'armée des Etats-Unis; il portera l'uniforme de l'Armée des Etats-Unis, mais aura la préséance sur les officiers haitiens du même grade.

ARTICLE 4—Tous les membres de la Mission auront droit à tous les privilèges que les règlements de la Garde d'Haiti prévoient pour les officiers et le personnel d'un grade correspondant dans la Garde d'Haiti.

ARTICLE 5—Le personnel de la Mission sera soumis au règlement disciplinaire de l'Armée des Etats-Unis.

Benefits.

Disciplinary regulations.

TITLE IV

TITRE IV

*Compensation and perquisites**Rémunération et Casuels*

ARTICLE 1—Members of the Mission shall receive from the Government of Haiti such net annual compensation expressed in United States currency as may be agreed upon for each individual member between the Governments of the United States of America and Haiti. The said compensation shall be paid in twelve (12) equal monthly installments, each due and payable on the last day of the month. Payment may be made in Haitian national currency and when so made shall be computed at the highest value of the dollar at the free market rate of exchange in Port-au-Prince on the day on which due. Payments made outside of Haiti shall be in the national currency of the United States of America and in the amounts agreed upon as indicated above. The said compensation shall not be subject to any Haitian tax, or to tax by any political subdivision of Haiti, that is now or shall hereafter be in effect. Should there, however, at present or during the life of this Agreement be any taxes that might affect the said salaries, such taxes shall be borne by the Haitian Government, in order to comply with the provision stipulated above that the compensation agreed upon shall be net.

ARTICLE 1—Les membres de la Mission recevront du Gouvernement d'Haiti une rémunération annuelle nette effectuée en monnaie des Etats-Unis, qui sera fixée pour chaque cas particulier par un accord entre les Gouvernements des Etats-Unis d'Amérique et d'Haiti. Cette rémunération sera faite en douze (12) versements mensuels égaux, à effectuer le dernier jour de chaque mois. Le règlement de ces versements pourra être effectué en monnaie nationale d'Haiti, et dans ce cas, la somme à verser sera calculée au taux le plus élevé du dollar à la bourse libre de Port-au-Prince, à la date à laquelle cette somme sera versée. Tout payment effectué en dehors d'Haiti sera réglé en monnaie nationale des Etats-Unis d'Amérique, et pour les sommes convenues, selon les stipulations ci-dessus. Cette rémunération ne sera sujette à aucun impôt haitien, ni à aucune taxe imposée par n'importe quel organisme départemental ou communal d'Haiti, actuellement en vigueur ou qui pourrait être imposée à l'avenir. Dans le cas, cependant, où, actuellement ou pendant la durée du présent Accord, il existerait des impôts pouvant être prélevés sur ces appointements, le règlement de ces impôts sera à la charge du Gouvernement d'Haiti, en vue d'assurer l'application de la stipulation ci-dessus à l'effet que la rémunération convenue soit payée intégralement.

ARTICLE 2—The compensation agreed upon as indicated in the preceding Article shall commence upon the date of departure from

ARTICLE 2—La rémunération fixée selon la méthode indiquée dans l'Article ci-dessus commencera à partir du jour où chaque

Tax exemption.

New York of each member of the Mission, and, except as otherwise expressly provided herein, shall continue, following the termination of duty with the Mission, for the return voyage to New York and thereafter for the period of any accumulated leave which may be due.

ARTICLE 3—The compensation due for the period of the return voyage and accumulated leave shall be paid a detached member prior to his departure from Haiti, and such payment shall be computed for travel via the shortest usually traveled sea route regardless of the route and method of travel elected by the said detached member.

ARTICLE 4—Each member of the Mission and his family shall be furnished by the Government of Haiti with first-class accommodations for travel, via the shortest usually traveled sea route, required and performed under this Agreement, between New York and Port-au-Prince both for the outward and for the return voyage. The shipment of household effects, baggage, and automobile of each member of the Mission between New-York and his residence in Haiti shall be made in the same manner by the Government of Haiti; this shall include all necessary expenses incident to unloading from the steamer in Haiti and packing and loading on board the steamer upon departure from Haiti. Transportation of such household effects, baggage, and automobile shall be effected in one shipment, and all sub-

membre de la Mission quittera New-York et, sauf dans les cas expressément prévus par le présent Accord, continuera après la fin des services auprès de la Mission, pour la durée du voyage de retour jusqu'à New-York, et pour un terme égal à tout congé accumulé auquel le membre aurait droit.

ARTICLE 3—La rémunération pour la durée du voyage de retour et pour des congés accumulés auxquels le membre pourrait avoir droit, sera versée à tout membre de la Mission rappelée dans son pays, avant son départ d'Haiti, et cette rémunération sera calculée, en ce qui concerne les frais de voyage, de façon à couvrir le trajet maritime le plus court normalement utilisé, sans égard au parcours et aux moyens de transports que le membre rappelé aurait pu choisir.

ARTICLE 4—Le Gouvernement d'Haiti mettra à la disposition de chaque membre de la Mission et de sa famille des billets de première classe pour le trajet maritime le plus court normalement utilisé, pour tout déplacement exigé et effectué en vertu du présent Accord, entre New York et Port-au-Prince, tant pour l'aller que pour le retour. L'expédition des articles de ménage des bagages et de l'automobile de chaque membre de la Mission de New-York jusqu'à son domicile en Haiti sera assuré de la même manière par le Gouvernement d'Haiti; ceci comprendra tous les frais nécessités par leur déchargement du bateau en Haiti, et leur emballage et chargement à bord du vapeur au moment du départ d'Haiti. Le transport des articles de ménage, bagages et automobiles sera fait en une seule expédition, et toute expédition

Travel accommodations.

Shipment of household effects, etc.

sequent shipments shall be at the expense of the respective members of the Mission except as otherwise provided herein, or when the result of circumstances beyond their control. Payment by the Government of Haiti 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 President of Haiti, shall not be required under this Agreement; but these expenses shall be determined by negotiations between the United States War Department and the authorized representative of the President of Haiti in Washington at such time as the detail of personnel for such temporary duty may be agreed upon.

ARTICLE 5—The Government of Haiti shall grant, upon request of the Chief of Mission, free entry for articles for the personal use of the members of the Mission and their families.

ARTICLE 6—If the services of any member of the Mission should be terminated by action of the Government of the United States of America, except in accordance with the provisions of Title I, Article 5, prior to the completion of two years' service, the provisions of Title IV, Article 4, shall not apply to the return voyage. If the services of any member of the Mission should terminate or be terminated prior to the completion of two years' service for any other reason, including those set forth in Title I, Article 5, he shall receive from the Government of Haiti all the compensations, emoluments, and perquisites as if he had completed two years' service, but the annual salary shall terminate as provided

ultérieure sera effectuée aux frais des membres respectifs de la Mission, sauf stipulation contraire dans le présent Accord, ou lorsque ces expéditions résulteraient de circonstances indépendantes de leur volonté. Le présent Accord n'oblige pas le Gouvernement d'Haiti à couvrir les frais de transport et de voyage des familles, articles de ménage et automobiles des membres nommés en fonctions provisoires auprès de la Mission à la requête du Président d'Haiti; ces frais seront fixés par négociations entre le Ministère de la Guerre des Etats-Unis et le représentant autorisé du Président d'Haiti à Washington au moment où l'on conviendra du détachement de ce personnel provisoire.

ARTICLE 5—Le Gouvernement d'Haiti, à la requête du Chef de la Mission, accordera la franchise douanière pour les articles destinés à l'usage personnel des membres de la Mission et de leurs familles.

ARTICLE 6—Dans le cas où le Gouvernement des Etats-Unis déciderait de résilier les fonctions d'un membre quelconque de la Mission, sauf dans les cas prévus au Titre I, Article 5, avant l'expiration d'un terme de service de deux ans, les stipulations du Titre IV, Article 4, ne s'appliqueront pas aux frais occasionnés par le voyage de retour. Dans le cas où les services de n'importe quel membre de la Mission seraient résiliés ou terminés avant l'expiration du terme de deux ans pour toute autre raison y compris celles indiquées au Titre I, Article 5, il recevra de la part du Gouvernement d'Haiti tous les appointements, indemnités et casuels au même titre que s'il avait complété le terme de deux ans

Free entry for articles for personal use.

by Title IV, Article 2. But should the Government of the United States of America detach any member for breach of discipline, no cost of the return to the United States of such member, his family, household effects, baggage or automobile shall be borne by the Government of Haiti.

ARTICLE 7—Compensation for transportation and traveling expenses in Haiti on Haitian official business shall be provided by the Government of Haiti in accordance with Title III, Article 4.

ARTICLE 8—Suitable office space and facilities shall be made available for the use of the members of the Mission.

ARTICLE 9—If any member of the Mission, or any of his family, dies in Haiti, the Government of Haiti 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 Haiti 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 Title IV, Article 4.

de service, mais ses appointements annuels prendront fin selon les prescriptions du Titre IV, Article 2. Cependant, dans le cas où le Gouvernement des Etats-Unis d'Amérique rappellerait un membre de la Mission pour des raisons d'ordre disciplinaire, aucun frais occasionné par le voyage de retour aux Etats-Unis du fonctionnaire en question, de sa famille, ou par le transport de ses articles de ménage, bagages ou automobile, ne sera à la charge du Gouvernement d'Haiti.

ARTICLE 7—Le Gouvernement d'Haiti, selon les prescriptions du Titre III, Article 4, couvrira tous les frais de transport et de voyage sur le territoire de la République d'Haiti, occasionnés par des fonctions officielles accomplies pour le Gouvernement d'Haiti.

ARTICLE 8—Les bureaux et fournitures nécessaires seront mis à la disposition des membres de la Mission, pour l'exercice de leurs fonctions.

ARTICLE 9—Dans le cas où un membre de la Mission, ou un membre de sa famille viendrait à mourir en Haiti, le Gouvernement d'Haiti se chargera de la translation aux Etats-Unis de la dépouille mortelle jusqu'à l'endroit qui serait indiqué par les membres de la famille du défunt, à condition toutefois que les frais occasionnés par ce transfert n'excèdent pas les frais de transport depuis l'endroit du décès jusqu'à la Ville de New York. Dans le cas où le défunt serait un membre de la Mission, ses fonctions auprès de la Mission seront considérées comme ayant pris fin le quinzième (15e) jour qui suivra son décès. Les frais du voyage de retour de la famille du défunt jusqu'à la Ville de New York, ainsi que les frais de trans-

Office space, etc.

Transportation of remains in case of death.

Return transportation for family.

Compensation due deceased member.

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 Haitian official business, shall be paid to the widow of the deceased member or to any other person who may have been designated 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.

port de ses bagages, articles de ménage et automobile, seront réglés d'après les stipulations du Titre IV, Article 4. Toute rémunération due au défunt, y compris ses appointements pour les quinze (15) jours qui suivront la date du décès, ainsi que le remboursement des frais et frais de transport qui lui sont dus pour voyage en service officiel pour le Gouvernement d'Haiti, seront payés à la veuve du défunt ou à toute autre personne désignée par lui alors qu'il était en fonctions selon les termes du présent Accord; cependant, la veuve du défunt, ou l'autre personne désignée, ne recevra pas les émoluments qui seraient dûs pour les congés accumulés auxquels le défunt aurait eu droit au moment de sa mort. Toute indemnité due à la veuve ou à toute autre personne désignée par le défunt selon les prescriptions du présent Article, sera payée dans les quinze (15) jours qui suivront la date du décès.

TITLE V

Requisites and Conditions

ARTICLE 1—So long as this Agreement, or any extension thereof, is in effect, the Government of Haiti shall not engage the services of any personnel of any other foreign government for duties of any nature connected with the Garde d'Haiti, except by mutual agreement between the Governments of the United States and Haiti.

ARTICLE 2—Each member of the Mission shall agree not to divulge or by any means disclose to any foreign government or person whatsoever any secret or confidential matter of which he may become cognizant in his capacity as

Services of personnel of other foreign governments, restriction.

Secrecy requirement.

TITRE V

Casuels et Conditions

ARTICLE 1—Pendant la durée du présent Accord, ou pendant toute prorogation, le Gouvernement d'Haiti n'aura recours au service du personnel d'aucun autre gouvernement étranger pour n'importe quelle fonction se rattachant au service de la Garde d'Haiti, sauf en vertu d'un accord mutuel préalable entre les Gouvernements des Etats-Unis et d'Haiti.

ARTICLE 2—Chaque membre de la Mission s'engagera à ne pas révéler, ni à faire connaître par quelque moyen que ce soit à des gouvernements étrangers, ou à n'importe quel particulier, les secrets ou renseignements confi-

a member of the Mission. This requirement shall continue to be binding after termination of duty with the Mission and after the expiration or cancellation of this Agreement or any extension thereof.

ARTICLE 3—Throughout this Agreement the term "family" shall be construed as meaning wife and dependent children.

ARTICLE 4—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 5—The leave cited in the preceding Article may be spent in Haiti, the United States or in other countries. All travel time, involved in taking such leave, including sea travel, shall count as leave and shall not be in addition to that authorized in the preceding Article.

ARTICLE 6—The Government of Haiti agrees to grant the leave specified in Article 4 of this Title upon receipt of written application approved, with due consideration for the convenience of the Government of Haiti, by the Chief of Mission.

ARTICLE 7—Except when otherwise mutually agreed upon in advance by the respective Governments, a member of the Mission may not terminate his duties with the Mission before the arrival in Haiti of his replacement.

ARTICLE 8—Suitable medical attention shall be furnished by the

dentiels dont il pourrait avoir connaissance en sa qualité de membre de la Mission. Cette prescription continuera à le lier même après que les fonctions du membre auprès de la Mission auront pris fin, ainsi qu'après l'expiration ou l'abrogation du présent Accord, ou de toute prorogation de cet Accord.

ARTICLE 3—Dans le présent Accord, le terme "famille" sera interprété comme se référant à l'épouse et aux enfants mineurs.

ARTICLE 4—Chaque membre de la Mission aura droit à un mois de congé payé par an, ou à une fraction proportionnelle de ce congé avec solde pour toute partie de l'année. Les congés qui n'auraient pas été utilisés pourront être accumulés d'année en année pendant la durée des fonctions des membres attachés à la Mission.

ARTICLE 5—Les membres de la Mission ont le droit de passer le congé ci-dessus mentionné soit en Haiti soit aux Etats-Unis ou dans d'autres pays. Tout voyage effectué lors de ce congé, y compris les voyages en mer, seront considérés comme compris dans la durée du congé autorisé dans l'Article précédent.

ARTICLE 6—Le Gouvernement d'Haiti s'engage à accorder le congé prescrit à l'Article 4 du présent Titre après réception d'une demande par écrit, approuvée par le Chef de Mission, qui tiendra compte de l'avis du Gouvernement d'Haiti.

ARTICLE 7—Sauf en cas d'accord mutuel préalable, conclu par les Gouvernements respectifs, un membre de la Mission ne pourra pas terminer ses fonctions auprès de la Mission avant l'arrivée de son successeur en Haiti.

ARTICLE 8—Le Gouvernement d'Haiti s'engage à fournir les soins

"Family" construed.

Annual leave.

Termination of service of replaced member.

Medical attention.

Government of Haiti 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 Mission, be placed in such hospital as the Chief of Mission deems suitable, after consultation with the Garde d'Haiti authorities, and all expenses incurred as the result of such illness or injury while the patient is a member of the Mission and remains in Haiti shall be paid by the Government of Haiti. If the hospitalized member is a commissioned officer, he shall pay his cost of subsistence, but if an enlisted man the cost of subsistence shall be paid by the Haitian Government. 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 by Title III, Article 4.

Replacement in case of disability.

ARTICLE 9—Any member unable to perform his duties with the Mission by reason of long continued physical disability shall be replaced.

IN WITNESS WHEREOF, the undersigned, duly authorized thereto, have signed this Agreement in duplicate in the English and French languages, at Port-au-Prince, Republic of Haiti this twenty-third day of May nineteen hundred and forty-one.

J. C. WHITE [SEAL]
*Minister of the United
 States of America.*

médicaux convenables aux membres de la Mission ainsi qu'à leurs familles. Dans le cas où un membre de la Mission tomberait malade ou serait blessé, il sera, sur l'autorisation du Chef de Mission, envoyé à l'hôpital que le Chef de Mission désignera, après consultation préalable avec les autorités de la Garde d'Haiti, et toute dépense entraînée par la maladie ou les blessures dudit membre alors qu'il est en fonctions auprès de la Mission et reste en Haiti, sera payée par le Gouvernement d'Haiti. Si le membre de la Mission transféré à un hôpital est un officier, il payera ses frais de pension; s'il s'agit d'un membre du personnel subalterne, les frais de subsistance seront payés par le Gouvernement d'Haiti. Les familles auront droit aux avantages prescrits dans le présent Article pour les membres de la Mission, sauf toutefois qu'un membre de la Mission devra dans tous les cas payer les frais de subsistance à l'hôpital d'un membre de sa famille, à l'exception des cas prévus dans le Titre III, Article 4.

ARTICLE 9—Tout membre qui ne pourrait pas remplir ses fonctions auprès de la Mission en raison d'une incapacité physique prolongée sera remplacé.

EN FOI DE QUOI, les soussignés, dûment autorisés à cet effet, ont apposé leurs signatures au présent Accord, fait en double exemplaire en anglais et en français, à Port-au-Prince, République d'Haiti ce Vingt-troisième jour de Mai mil neuf cent quarante et un.

FOMBRUN [SEAL]
*Secrétaire d'Etat des
 Relations Extérieures*

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 March 27, 1941; effective March 27, 1941.

March 27, 1941
[E. A. S. 214]

URBINA-FRAZER CONTRACT

CONTRATO URBINA-FRAZER

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. 160, dated the twenty-sixth of this month, published in the *Diario Oficial* No. 70, Volume 130, dated the twenty-seventh of this same month, on one part, and His Excellency Robert Frazer, Envoy Extraordinary and Minister Plenipotentiary of the United States of America, duly authorized and in representation of his Government, on the other, agree to conclude the following contract:

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° 160, de fecha veintiseis del presente mes, publicado en el *Diario Oficial* N° 70, Tomo 130, de fecha veintisiete de este mismo mes, por una parte, y el Excelentísimo señor don Roberto Frazer, Enviado Extraordinario y Ministro Plenipotenciario de los Estados Unidos de Norte América, competentemente autorizado y en representación de su Gobierno, por la otra, convienen en celebrar el siguiente Contrato:

- I -

- I -

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.

El Gobierno de los Estados Unidos de Norte 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.

- II -

- II -

The Government of the United States, in accordance with the preceding clause, has designated for Director of the Military School and annexed Military Academy

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

Detail of Lt. Col.
Robert L. Christian,
U. S. Infantry.

of this country, Lieutenant Colonel Robert L. Christian, U. S. Infantry, 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.

de este país, al señor Teniente Coronel don Robert L. Christian, del Cuerpo de Infantería 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 -

- III -

Effective date of contract; duration; extension.

The present contract shall come into force on the twenty-seventh day of March, nineteen hundred and forty-one, and shall continue in force for a period of two years, counted from this date, until the twenty-sixth day of March, nineteen hundred and forty-three; but if the Government of El Salvador should desire that the services of Lieutenant Colonel Christian be extended beyond the period stipulated in this same clause, it shall make a written proposal to that effect three months before the expiration of this contract.

El presente Contrato entrará en vigor a partir del día veintisiete de marzo de mil novecientos cuarenta y uno y su vigencia será de dos años, contados desde esta fecha hasta el veintiseis de marzo de mil novecientos cuarenta y tres; pero si el Gobierno de El Salvador deseara que los servicios del señor Teniente Coronel Christian se prolongasen del período estipulado en esta misma cláusula, deberá hacer una propuesta por escrito a este efecto, con tres meses de anticipación a la expiración de este Contrato.

- IV -

- IV -

Termination.

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:

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) By either of the contracting Governments, subject to only three months' written notice in advance;

a) por solicitarlo cualquiera de los dos Gobiernos contratantes, con solo un aviso por escrito con tres meses de anticipación;

(b) By the recall of the officer by the Government of the United States in the public interest of that country, without necessity of compliance with provision (a) of this clause; and

b) por convenir al Gobierno de los Estados Unidos de Norte América, el retiro del Oficial, en pro del interés público de aquel país, sin sujetarse en este caso, a lo estipulado en la fracción a) de esta cláusula; y

(c) At the initiative of the Government of El Salvador or of

c) por iniciativa del Gobierno de El Salvador o del Gobierno de

the Government of the United States of America, in case either of the two Governments finds itself involved in domestic or foreign hostilities.

los Estados Unidos de Norte América, en caso de que cualquiera de los dos Gobiernos llegue a encontrarse envuelto en hostilidades domésticas o extranjeras.

- V -

Should Lieutenant Colonel Robert L. Christian 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 Robert L. Christian 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

Replacement in case of disability.

- VI -

Lieutenant Colonel Robert L. Christian shall serve in the Army of El Salvador,¹ 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 Robert L. Christian, servirá en El Salvador, en el cargo ya mencionado, con el rango que ocupa en el Ejército de los Estados Unidos de Norte 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.

Rank and precedence.

- VII -

During the lif[e] of this contract and its extensions, Lieutenant Colonel Christian 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 Christian estará gobernado por las regulaciones disciplinarias del Ejército de los Estados Unidos de Norte América.

Disciplinary regulations.

- VIII -

During the period Lieutenant Colonel Christian is detailed under this contract or any extension thereof, the Government of El

Durante el período en que el señor Teniente Coronel Christian esté en servicio bajo este Contrato o cualquiera extensión de él, el

Employment of personnel of other foreign governments, restriction.

¹ [See Addendum, p. 1315.]

Salvador shall not engage the services of any personnel of any other foreign government for the duties and purposes contemplated by this Contract.

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.

- IX -

- IX -

Secrecy require-
ment.

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 cancellation of the present Contract or extension thereof.

El señor Teniente Coronel Christian 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.

- X -

- X -

Annual leave.

Lieutenant Colonel Christian 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 Christian 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.

- XI -

- 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 Christian only after consultation with the Minister of National Defense with a view to ascertaining the mutual convenience of the Government of El Salvador and Lieutenant Colonel Christian in respect to his leave.

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 Norte América referentes a las visitas al extranjero. En todos los casos la mencionada vacación, o porciones de ella, deberá ser tomada por el señor Teniente Coronel Christian 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 Christian respecto a sus vacaciones.

- XII -

The expenses of travel and transportation not otherwise provided for in this Agreement shall be borne by Lieutenant Colonel Christian 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.

- XII -

Los gastos de viaje y transporte no estipulados de otra manera en este convenio, serán sufragados por el señor Teniente Coronel Christian 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.

Travel and transportation expenses.

- XIII -

For the services specified in clause I of this Contract, Lieutenant Colonel Christian shall receive from the Salvadoran Government an annual compensation of One Thousand Eight Hundred and Ten Dollars (\$1,810.00). 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.

- XIII -

Por los servicios especificados en la cláusula I de este Contrato, el señor Teniente Coronel Christian recibirá del Gobierno de El Salvador una compensación anual de UN MIL OCHOCIENTOS DIEZ DOLARES (\$-1.810.00). 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.

Compensation.

- XIV -

The compensation set forth in the preceding clause shall begin on the date of departure of Lieutenant Colonel Christian from New York City, and it shall continue until the termination of this Contract including the time required for return travel by the shortest usually travelled sea route from El Salvador to New York City, and including such additional time as may cover the leave periods, provided this travel and leave are completed before the date of expiration of this Contract.

- XIV -

La compensación estipulada en la cláusula anterior, deberá empezar en la fecha en que el señor Teniente Coronel Christian salga de la ciudad de New York, y deberá continuar hasta que termine este Contrato incluyendo el tiempo necesario para viaje de regreso por la vía marítima más corta acostumbrada entre El Salvador y la ciudad de New York, e incluyendo el tiempo adicional que pueda cubrir los períodos de vacaciones, con tal de que ese viaje y vacación sean hechos antes de la fecha de expiración de este Contrato.

- XV -

- XV -

Travel accommoda-
tions.

Lieutenant Colonel Christian and his family shall be furnished by the Salvadoran Government with first-class accommodations for their voyages here and return performed under this Contract. The expenses of transportation by land and sea of Lieutenant Colonel Christian's household effects and baggage, including automobile, from New York City to San Salvador and return, shall also be paid by the Salvadoran Government.

El Gobierno de El Salvador proporcionará al señor Teniente Coronel Christian y su familia, los pasajes marítimos, en primera clase, en sus viajes 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 Christian, incluyendo automóvil, de la ciudad de New York a San Salvador y viceversa, serán pagados también por el Gobierno de El Salvador.

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 Christian 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 Christian en San Salvador y empaque y cargo a bordo del barco o ferrocarril a la partida de El Salvador al terminarse sus servicios.

"Family" con-
strued.

It is understood that throughout this Contract, the term "family" is limited to mean the wife and dependent children of Lieutenant Colonel Christian.

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 dependen del señor Teniente Coronel Christian para su mantenimiento.

- XVI -

- XVI -

Allotment to cover
customs duties and
taxes.

The Government of El Salvador shall allot in the budget of the Ministry of National Defense an annual sum of nine hundred dollars (\$900.00) to pay the customs duties on articles imported by Lieutenant Colonel Christian 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 Christian, it being understood

El Gobierno de El Salvador asignará en el Presupuesto del Ministerio de Defensa Nacional una suma anual de NOVECIENTOS DOLARES (\$-900.00), para pago de impuestos aduanales sobre artículos importados por el señor Teniente Coronel Christian para su uso personal y para el uso de su 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

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 Christian or his successor, to the position referred to in clause one.

If the services of Lieutenant Colonel Christian 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 Christian 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 Christian 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 Christian for breach of discipline, the cost of his return trip to the United States of his family, household effects and baggage, and automobile, shall not be borne by the Government of El Salvador.

- XVII -

When Lieutenant Colonel Christian travels on official business in the interior of the Republic, his transportation and travelling expenses shall be provided by the

señor Teniente Coronel Christian, 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 Christian o de su sucesor, en el cargo de que habla la cláusula primera.

Si los servicios del señor Teniente Coronel Christian 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 previsiones de la cláusula XV no se aplicarán al viaje de regreso. Si los servicios del señor Teniente Coronel Christian 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 Christian 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 Norte América llamase al señor Teniente Coronel Christian por quebrantamiento en la disciplina, el costo 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 -

Cuando el señor Teniente Coronel Christian salga en comisión oficial en el interior de la República, sus gastos de transporte y los demás que ocasione el viaje,

Termination of services.

Travel on official business.

Government of El Salvador in accordance with the provisions of clause VI of this Contract. serán costeados por el Gobierno de El Salvador, de acuerdo con lo estipulado en la cláusula VI de este Contrato.

- XVIII -

Office space, etc.

The Government of El Salvador shall provide suitable office space and facilities for the use of Lieutenant Colonel Christian.

- XVIII -

El Gobierno de El Salvador proporcionará al señor Teniente Coronel Christian oficina con espacio adecuado y demás facilidades necesarias.

- XIX -

Terms to apply to replacement officer; exception.

If replacement of Lieutenant Colonel Christian 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.

- XIX -

Si fuere cambiado el señor Teniente Coronel Christian 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.

- XX -

Medical attention.

The Government of El Salvador shall provide suitable medical attention for Lieutenant Colonel Christian and his family. In case Lieutenant Colonel Christian 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 agreed upon in this clause except that Lieutenant Colonel Christian shall in all cases pay the cost of subsistence incident to the hospitalization of a member of his family.

- XX -

El Gobierno de El Salvador proporcionará cuidados médicos adecuados para el señor Teniente Coronel Christian y su familia. En caso de que el señor Teniente Coronel Christian 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 costo de su subsistencia. Su familia disfrutará de los mismos privilegios convenidos en esta cláusula, con la excepción de que el señor Teniente Coronel Christian deberá en todos los casos pagar el costo de subsistencia concernientes a la hospitalización de alguno de sus miembros.

- XXI -

Transportation of remains in case of death.

If Lieutenant Colonel Christian or any member of his family should die in El Salvador during the

- XXI -

Si el señor Teniente Coronel Christian o cualquier miembro de su familia llegase a morir en El

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 New York City. Should the deceased be Lieutenant Colonel Christian himself, his services shall be considered to have terminated fifteen (15) days after his death. Return transportation to the City of New York 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 further provided that these compensations shall be paid within fifteen (15) days after the death of the said officer.

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-seventh day of March nineteen hundred and forty-one.

[SEAL] ROBERT FRAZER
[SEAL] M. URBINA M.

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 a la ciudad de New York. Si el fallecido fuera el propio señor Teniente Coronel Christian, sus servicios se considerarán terminados quince días después de su fallecimiento. El transporte de regreso a la ciudad de New York 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 de transportes en asuntos oficiales del Gobierno de El Salvador, serán pagados a la viuda o 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, 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.

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 veintisiete días del mes de marzo de mil novecientos cuarenta y uno.

[SELLO] M. URBINA M.
ROBERT FRAZER

Compensation due
deceased officer.

NATIONAL PALACE,

PALACIO NACIONAL:

*San Salvador, March [27,] 1941**San Salvador, 27 de marzo de 1941.*

Approval.

Having seen the preceding Contract, composed of twenty-one clauses, concluded between Lieutenant Colonel Manuel Urbina Menjivar, 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 Robert Frazer, Envoy Extraordinary and Minister 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 Robert L. Christian 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 received by Lieutenant Colonel Urbina Menjivar 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.^[1] The expenditures referred to in this Contract, must be taken from the respective items of the Budget.

Let it be communicated.

The Minister of National Defense

[SEAL]

A. I. MENÉNDEZ

Visto el anterior Contrato, compuesto de veintiuna cláusulas, celebrado entre el señor Teniente Coronel don Manuel Urbina Menjivar, 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 Roberto Frazer, Enviado Extraordinario y Ministro Plenipotenciario de los Estados Unidos de Norte 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 Robert L. Christian, 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 instrucciones que al efecto recibiera el señor Teniente Coronel Urbina Menjivar, 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.

El Ministro de Defensa Nacional,

[SELLO]

A. I. MENÉNDEZ

¹[Approved by the National Legislative Assembly of El Salvador Mar. 28, 1941.]

Addendum

We, the subscribers of the foregoing contract, declare:

1. That the English text thereof erroneously states, in Paragraph VI, that "Lieutenant Colonel Robert L. Christian shall serve in the Army of El Salvador. . . .", instead of that "Lieutenant Colonel Robert L. Christian shall serve in El Salvador. . . .", in accordance with the Spanish text as published in the *Diario Oficial* of El Salvador on March 27, 1941.
2. The foregoing declaration forms an integral part of the said Contract.

San Salvador, May 16, 1941.

[SEAL] ROBERT FRAZER

[SEAL] M. URBINA M.

August 2, 1941
[E. A. S. 215]

Commercial agreement between the United States of America and the Union of Soviet Socialist Republics continuing in force until August 6, 1942 the agreement of August 4, 1937. Effected by exchange of notes signed at Washington August 2, 1941; approved by the Council of People's Commissars of the Union of Soviet Socialist Republics August 4, 1941; proclaimed by the President of the United States August 6, 1941; effective August 6, 1941.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

Continuance of previous agreement.

WHEREAS by my authority, the Acting Secretary of State of the United States of America exchanged in Washington on August 2, 1941, with the authorized representative of the Union of Soviet Socialist Republics identical notes, constituting an agreement by which the agreement regarding commercial relations between the United States of America and the Union of Soviet Socialist Republics entered into by the Exchange of Notes signed on August 4, 1937, [1] and renewed from year to year on August 5, 1938, [2] August 2, 1939, [3] and August 6, 1940, [4] is continued in force until August 6, 1942, which notes are word for word as follows:

“DEPARTMENT OF STATE,
Washington, August 2, 1941.

“EXCELLENCY:

Confirmation by U. S.

“In accordance with the conversations which have taken place, I have the honor to confirm on behalf of my Government the agreement which has been reached between the Governments of our respective countries that the agreement regarding commercial relations between the United States of America and the Union of Soviet Socialist Republics recorded in the exchange of notes of August 4, 1937 between the Ambassador of the United States of America at Moscow and the People's Commissar for Foreign Affairs of the Union of Soviet Socialist Republics, which came into force on August 6, 1937, on the date of proclamation thereof by the President of the United States of America and approval thereof by the Council of People's Commissars of the Union of Soviet Socialist Republics and which was renewed on August 5, 1938, August 2, 1939, and August 6, 1940 shall continue in force until August 6, 1942.

¹ [Executive Agreement Series 105; 50 Stat. 1619.]

² [Executive Agreement Series 132; 53 Stat. 1947.]

³ [Executive Agreement Series 151; 53 Stat. 2404.]

⁴ [Executive Agreement Series 179; 54 Stat. 2366.]

“The present agreement shall be proclaimed by the President of the United States of America and approved by the Council of People’s Commissars of the Union of Soviet Socialist Republics.

“Accept, Excellency, the renewed assurances of my highest consideration.

SUMNER WELLES
*Acting Secretary of State
of the United States of America*

“His Excellency

CONSTANTINE A. OUMANSKY,
*Ambassador of the Union of
Soviet Socialist Republics.”*

“EMBASSY OF THE
UNION OF SOVIET SOCIALIST REPUBLICS,
Washington, D. C., August 2, 1941.

“EXCELLENCY:

“In accordance with the conversations which have taken place, I have the honor to confirm on behalf of my Government the agreement which has been reached between the Governments of our respective countries that the agreement regarding commercial relations between the Union of Soviet Socialist Republics and the United States of America recorded in the exchange of notes of August 4, 1937 between the People’s Commissar for Foreign Affairs of the Union of Soviet Socialist Republics and the Ambassador of the United States of America at Moscow, which came into force on August 6, 1937, on the date of approval thereof by the Council of People’s Commissars of the Union of Soviet Socialist Republics and proclamation thereof by the President of the United States of America and which was renewed on August 5, 1938, August 2, 1939, and August 6, 1940 shall continue in force until August 6, 1942.

Confirmation by
Union of Soviet So-
cialist Republics.

“The present agreement shall be approved by the Council of People’s Commissars of the Union of Soviet Socialist Republics and proclaimed by the President of the United States of America.

“Accept, Excellency, the renewed assurances of my highest consideration.

CONSTANTINE A. OUMANSKY
*Ambassador Extraordinary and Plenipotentiary
of the Union of Soviet Socialist Republics.*

“His Excellency

SUMNER WELLES,
*Acting Secretary of State
of the United States of America.”*

AND WHEREAS, it is provided in the said agreement that the agreement shall be proclaimed by the President of the United States of America and approved by the Council of People's Commissars of the Union of Soviet Socialist Republics:

Now, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, do hereby make known and proclaim the said agreement, and having been notified that the same was approved on August 4, 1941 by the Council of People's Commissars of the Union of Soviet Socialist Republics, direct that it be observed and fulfilled with good faith by the United States of America on and after August 6, 1941.

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 at the city of Washington this sixth day of August, in the year of our Lord one thousand nine hundred and forty-
[SEAL] one and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

Supplementary agreement between the United States of America and Canada amending with regard to fox furs and skins the agreement of November 17, 1938 respecting reciprocal trade. Signed at Washington and New York December 13, 1940; proclaimed by the President of the United States December 18, 1940; ratified by His Majesty in respect of Canada June 14, 1941; proclamation and ratification exchanged at Washington August 13, 1941; supplementary proclamation by the President of the United States August 21, 1941; effective provisionally December 20, 1940; effective definitively August 14, 1941.

December 13, 1940
[E. A. S. 216]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

WHEREAS it is provided in the Tariff Act of 1930 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), which amending Act was extended by Joint Resolutions approved March 1, 1937 (50 Stat. 24), and April 12, 1940 (Pub. Res. No. 61, 76th Cong.), as follows:

19 U. S. C. §§ 1351-1354.

54 Stat. 107.

"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, pursuant to the said Tariff Act of 1930, as amended, a Trade Agreement was entered into between the United States of America and Canada on November 17, 1938,^[1] which Agreement I did proclaim and make public by my proclamations of November 25, 1938 and June 17, 1939, and which Agreement is now in force between the two countries;

WHEREAS, pursuant to the said Tariff Act of 1930, as amended, I did proclaim and make public on December 30, 1939, a Trade Agreement between the United States of America and Canada,^[2] which was entered into on the same day, to supplement and amend the said Trade Agreement of November 17, 1938 between the two countries;

WHEREAS I, Franklin D. Roosevelt, President of the United States of America, have found as a fact that certain existing import restrictions of the United States of America 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 to replace the supplementary Trade Agreement entered into between the United States of America and Canada on December 30, 1939;

WHEREAS, reasonable public notice of the intention to negotiate such an 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 13, 1940, through my duly empowered Plenipotentiary, with His Majesty the King of Great Britain, Ireland and the British dominions beyond the Seas, Emperor of India, in respect of Canada, through his duly empowered Plenipotentiary, to replace the supplementary Trade Agreement entered into between the United States of America and

¹ [Executive Agreement Series 149; 53 Stat. 2348.]

² [Executive Agreement Series 184; 54 Stat. 2413.]

Canada on December 30, 1939 which Agreement of December 13, 1940, is in words and figures as follows:

The President of the United States of America and His Majesty the King of Great Britain, Ireland and the British dominions beyond the Seas, Emperor of India, in respect of Canada: Text.

Considering the reciprocal concessions and advantages for the promotion of trade provided for in the existing trade agreement entered into between the United States of America and Canada on November 17, 1938;

Taking cognizance of the emergency which exists with respect to the marketing of silver or black fox furs and skins;

Desiring to promote the purposes of the existing trade agreement between the United States of America and Canada by providing measures to assist in the orderly marketing of these products;

Recognizing the desirability, as a result of experience in the administration of the supplementary trade agreement entered into between the two countries on December 30, 1939, of making certain changes in the quota provisions of the said supplementary agreement;

Have resolved to conclude an agreement to replace the supplementary trade agreement entered into between the United States of America and Canada on December 30, 1939, and have for this purpose, through their respective Plenipotentiaries, agreed on the following Articles:

ARTICLE I

During the effectiveness of this Agreement, item 1519 (c) of Schedule II of the trade agreement entered into between the United States of America and Canada on November 17, 1938, shall be suspended, and in lieu thereof the following item shall be substituted:

53 Stat. 2389.

*United States Tariff
Act of 1930
Paragraph*

<i>United States Tariff Act of 1930 Paragraph</i>	<i>Description of Article</i>	<i>Rate of Duty</i>
1519 (c)	Silver or black fox furs or skins, dressed or undressed, not specially provided for	35% ad val.

ARTICLE II

The following provisions are agreed upon with respect to the importation into the United States of America of silver or black foxes valued at less than \$250 each and whole silver or black fox furs and skins (with or without paws, tails, or heads):

(1) The total quantity of such articles which may be entered, or withdrawn from warehouse, for consumption in any twelve-month period commencing on December 1 in the year 1941 or any subsequent year shall be 100,000. For the period December 20, 1940, to November 30, 1941, inclusive, the total quantity of such articles which may be entered, or withdrawn from warehouse, for consumption shall be 100,000 less the number of such articles entered, or withdrawn from warehouse, for consumption during the period December 1 to December 19, 1940, as determined and made public by the Secretary of the Treasury of the United States.

Quantitative limitation.

Allocation.

(2) A share in the total quantity provided for in paragraph (1) shall be allocated to Canada in accordance with the principles set forth in Article III of the trade agreement between the United States of America and Canada, signed November 17, 1938. Unless otherwise mutually agreed upon, the share to be allocated to Canada shall be that provided for in paragraph (3) of this Article.

53 Stat. 2351.

Deduction, quota
period Dec. 20, 1940-
Nov. 30, 1941.

(3) Of the total quantity of such articles which may be entered, or withdrawn from warehouse, for consumption during any quota period, not more than 70,000 shall be imported from Canada, nor more than 30,000 from all other foreign countries, of which not more than 500 shall be from any country from which no such articles were imported in the calendar year 1939. For the quota period from December 20, 1940, to November 30, 1941, inclusive, there shall be deducted from the foregoing quantities, however, the number of such articles imported from Canada and from all other foreign countries, respectively, which are entered, or withdrawn from warehouse, for consumption during the period December 1 to December 19, 1940, inclusive, as determined and made public by the Secretary of the Treasury of the United States.

Monthly limitation.

(4) Not more than 25 per centum of the quantity of such articles entitled to entry from Canada or from all other foreign countries, respectively, during any quota period may be entered, or withdrawn from warehouse, for consumption during any one month. The period from December 20 to December 31, 1940, inclusive, shall be considered a month, but there shall be deducted from the maximum quantities entitled to entry during such period the number of such articles imported from Canada and from other foreign countries, respectively, which are entered, or withdrawn from warehouse, for consumption during the period from December 1 to December 19, 1940, inclusive, as determined and made public by the Secretary of the Treasury of the United States. If the number of such articles imported from Canada or from all other foreign countries which are entered, or withdrawn from warehouse, for consumption during the period from December 1 to December 19, 1940, inclusive, equals or exceeds the respective maximum quantity entitled to enter during the remainder of December 1940 under the provisions of this paragraph, no further entries of articles chargeable against the maximum quantity equalled or exceeded shall be permitted during that month.

Entry, or withdraw-
al from warehouse, aft-
er May 1 of each year.

(5) Notwithstanding the provisions of paragraphs (2), (3) and (4) above, any part of the total quantity of such articles entitled to entry during any quota period which has not been entered, or withdrawn from warehouse, for consumption prior to May 1 of each year, may be entered, or withdrawn from warehouse, for consumption during the remainder of the quota period without reference to the country of exportation or the limitations of paragraph (4). The Secretary of the Treasury of the United States shall, as soon as possible after May 1 of each year, determine and make public the number of such articles which may be entered under the provisions of this paragraph.

Canadian certifi-
cates of origin.

(6) It is agreed that, if after consultation with the Government of the United States of America the Government of Canada so requests,

the President of the United States of America shall proclaim that on and after the date fixed in such proclamation no articles imported from Canada and subject to the quota herein provided for in respect of Canada shall be permitted to be entered, or withdrawn from warehouse, for consumption unless such articles are accompanied by official certificates of the Government of Canada stating them to be of Canadian origin.

ARTICLE III

The total quantities of the articles hereinafter specified which may be entered, or withdrawn from warehouse, for consumption in the United States of America during any twelve-month period commencing on December 1 in the year 1941 or any subsequent year shall be:

Total quantities.
Any 12-month period commencing Dec. 1.

- | | |
|---|--------------|
| (a) Tails of silver or black foxes..... | 5,000 pieces |
| (b) Paws, heads, or other separated parts of silver or black fox furs and skins (other than tails)..... | 500 lbs. |
| (c) Piece plates made of pieces of silver or black fox furs and skins..... | 550 lbs. |
| (d) Articles, other than piece plates, made wholly or in chief value of one or more silver or black fox furs or skins or parts of such furs or skins..... | 500 units* |

*NOTE: A unit shall consist of any whole silver or black fox fur or skin or any part of such a fur or skin contained in such articles.

For the period from December 20, 1940 to November 30, 1941, inclusive, the total quantities of the foregoing classes of articles which may be entered, or withdrawn from warehouse, for consumption shall be the respective quantities specified above less the amounts of the above classes of articles, respectively, which were entered, or withdrawn from warehouse, for consumption during the period from December 1 to December 19, 1940, inclusive, as determined and made public by the Secretary of the Treasury of the United States of America.

Period from Dec. 20, 1940 to Nov. 30, 1941.

ARTICLE IV

The following shall not be subject to or affect the limitations provided for in Articles II and III:

Exceptions to limitations.

- (a) Articles of wearing apparel imported by returning residents or other persons arriving in the United States of America for their personal use and not intended for sale;
- (b) Articles admitted to entry under paragraph 1615 of the Tariff Act of 1930, as amended;
- (c) Live silver or black foxes valued at \$150 or more each and shipped to the United States of America prior to the date on which this Agreement enters provisionally into force.

ARTICLE V

The Government of the United States of America reserves the right to terminate Articles II and III of this Agreement and to substitute therefor an autonomous quota regime. Should the Government of the United States of America avail itself of this right, it agrees that the total quantities of the articles specified in Articles II and III permitted to be entered, or withdrawn from warehouse, for consump-

U. S. reservations.

tion in the United States shall not be less than those set forth in the said Articles, and that a share of the total permitted entries of the articles specified in Article II shall be allocated to Canada in accordance with the provisions of Article II.

ARTICLE VI

Agreement to be proclaimed, etc.

1. The present Agreement shall be proclaimed by the President of the United States of America and shall be ratified by His Majesty the King of Great Britain, Ireland and the British dominions beyond the Seas, Emperor of India, in respect of Canada. It shall enter definitively into force on the day following the exchange of the Proclamation and the instrument of ratification, which shall take place at Washington as soon as possible.

Definitive entry into force.

Provisional entry into force.

2. Pending the definitive coming into force of this Agreement, it shall enter provisionally into force on December 20, 1940. Upon the provisional entry into force of this Agreement, the supplementary trade agreement entered into between the United States of America and Canada on December 30, 1939, shall terminate.

54 Stat. 2413.

3. So long as the present Agreement remains in force it shall constitute an integral part of the trade agreement entered into between the United States of America and Canada on November 17, 1938, and shall be subject to termination as a part of that Agreement.

53 Stat. 2348.

Termination.

4. Should it appear to either the Government of the United States of America or the Government of Canada that the emergency conditions with respect to the marketing of silver or black fox furs and skins which have given rise to the conclusion of this Agreement have ceased to exist or have become substantially modified, that Government may, after consultation with the other Government, terminate the present Agreement on 90 days' written notice. Moreover, the present Agreement may be terminated at any time by agreement between the Governments of the two countries.

Reentry into force of suspended item.

53 Stat. 2389.

5. Should the present Agreement be terminated in accordance with the provisions of paragraph 4 of this Article, the provisions of item 1519 (c) of Schedule II of the trade agreement entered into between the United States of America and Canada on November 17, 1938, which have been suspended by this Agreement, shall thereupon automatically reenter into force.

In witness whereof the respective Plenipotentiaries have signed this Agreement and have affixed their seals hereto.

Done in duplicate, at the City of Washington and the City of New York, this thirteenth day of December, 1940.

For the President of the United States of America:

[SEAL] CORDELL HULL

Secretary of State

of the United States of America

For His Majesty, in respect of Canada:

[SEAL] LORING C. CHRISTIE

Envoy Extraordinary and Minister

Plenipotentiary to the United

States of America

WHEREAS, such modifications of existing duties and other additional import restrictions and such continuance of existing customs and excise treatment as are set forth and provided for in the Agreement are required and appropriate to carry out the said Agreement;

WHEREAS, it is provided in Article VI of the said Agreement that it shall be proclaimed by the President of the United States of America and shall be ratified by His Majesty the King of Great Britain, Ireland and the British dominions beyond the Seas, Emperor of India, in respect of Canada, and that it shall enter definitively into force on the day following the exchange of the Proclamation and the instrument of ratification;

AND WHEREAS, it is further provided in Article VI of the said Agreement that, pending the definitive coming into force of the Agreement, it shall enter provisionally into force on December 20, 1940;

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 Tariff Act of 1930, as amended, do hereby proclaim the said Agreement of December 13, 1940 to the end that the same and every part thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof, provisionally on and after December 20, 1940, pending the definitive coming into force of the Agreement, and definitively on and from the day following the exchange of this my proclamation for the ratification of His Majesty in respect of Canada, as provided for in Article VI of the said Agreement, and I do further proclaim that my proclamation of December 30, 1939, shall be terminated upon the provisional application of the present Agreement on December 20, 1940.

PURSUANT to the proviso in Section 350 (a) (2) of the said Tariff Act of 1930, as amended by the said Act of June 12, 1934, I shall from time to time notify the Secretary of the Treasury of the countries with respect to which application of the duties and other import restrictions herein proclaimed is to be suspended.

IN TESTIMONY 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 eighteenth day of December in the year of our Lord one thousand nine hundred and forty, and of the Independence of the United States of America the one
[SEAL] hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

48 Stat. 943.
19 U. S. C. §§ 1351-
1354t

SUPPLEMENTARY PROCLAMATION

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA
A PROCLAMATION

WHEREAS, by my Proclamation of December 18, 1940, I did proclaim and make public the Trade Agreement concerning silver or black foxes, silver or black fox furs and skins, and related articles, which, pursuant to 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), as extended by Joint Resolution of Congress approved March 1, 1937 (50 Stat. 24),^[1] I entered into on December 13, 1940, through my duly empowered Plenipotentiary, with His Majesty the King of Great Britain, Ireland and the British dominions beyond the Seas, Emperor of India, in respect of Canada, through his duly empowered Plenipotentiary, to replace the supplementary Trade Agreement concerning silver or black foxes, silver or black fox furs and skins, and related articles, entered into between the President of the United States of America and His Majesty in respect of Canada on December 30, 1939;

¹⁹ U. S. C. §§ 1351-1354.

AND WHEREAS my said proclamation of December 18, 1940 was made to the end that the said Agreement of December 13, 1940 and every part thereof might be observed and fulfilled with good faith by the United States of America and the citizens thereof, provisionally on and after December 20, 1940, as was provided in Article VI of the said Agreement, and definitively on and from the day following the exchange of my said proclamation for the ratification of His Majesty in respect of Canada, as provided for in the said Article VI;

AND WHEREAS, the said proclamation of December 18, 1940 by the President of the United States of America of the said Trade Agreement concerning silver or black foxes, silver or black fox furs and skins, and related articles, signed on December 13, 1940, and the ratification of the said Agreement by His Majesty in respect of Canada were duly exchanged at Washington on August 13, 1941;

Now, THEREFORE, be it known that I, Franklin D. Roosevelt, President of the United States of America, supplementing my said proclamation of December 18, 1940, do hereby proclaim that the said Trade Agreement signed on December 13, 1940, entered definitively into force on August 14, 1941, the day following the exchange of my proclamation and His Majesty's ratification.

Definitive entry 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 at the city of Washington this twenty-first day of August in the year of our Lord one thousand nine hundred and forty-one, and of the Independence of the United States of America [SEAL] the one hundred and sixty-sixth.

By the President:

FRANKLIN D ROOSEVELT

CORDELL HULL

Secretary of State

¹ [Further extended by Pub. Res., No. 61, approved Apr. 12, 1940 (54 Stat. 107).]

Agreement between the United States of America and Nicaragua respecting the detail of a military officer to serve as Director of the Military Academy of the National Guard of Nicaragua. Signed May 22, 1941; effective May 22, 1941.

May 22, 1941
[E. A. S. 217]

AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF NICARAGUA

ACUERDO ENTRE EL GOBIERNO DE LOS ESTADOS UNIDOS DE AMÉRICA Y EL GOBIERNO DE LA REPÚBLICA DE NICARAGUA

In conformity with the request of the Government of the Republic of Nicaragua to the Secretary of State 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 Nicaragua under the conditions specified below:

De conformidad con la solicitud del Gobierno de la República de Nicaragua al Secretario de Estado 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 servicio en la República de Nicaragua de acuerdo con las condiciones estipuladas a continuación:

TITLE I

Duties and Duration

TÍTULO I

Servicios y Duración

ARTICLE 1—The Government of the United States of America shall place at the disposal of the Government of Nicaragua the technical and professional services of an officer of the United States Army to serve as Director of the Military Academy of the National Guard of the Republic of Nicaragua.

ARTÍCULO 1—El Gobierno de los Estados Unidos de América pondrá a la disposición del Gobierno de Nicaragua los servicios técnicos y profesionales de un oficial del Ejército de los Estados Unidos para actuar como Director de la Academia Militar de la Guardia Nacional de la República de Nicaragua.

ARTICLE 2—The officer detailed to this duty by the Government of the United States of America shall be Colonel Charles Love Mullins, Jr., United States Army, 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 Nicaragua.

ARTÍCULO 2—El oficial que el Gobierno de los Estados Unidos de América ha de designar para este servicio será el Coronel Charles Love Mullins, Jr., del Ejército de los Estados Unidos, u otro oficial igualmente idóneo en su reemplazo si fuere necesario, según se disponga por mutuo acuerdo entre el Gobierno de los Estados Unidos de América y el Gobierno de Nicaragua.

Detail of officer by
U. S.

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 two years, unless previously terminated as hereinafter stipulated.

ARTÍCULO 3—Este Acuerdo entrará en vigor en la fecha de su firma y continuará en vigencia por un período de dos años, siempre que no sea terminado antes en la forma que se establece más adelante.

Extension of services of officer.

ARTICLE 4—If the Government of Nicaragua 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 Nicaragua deseara que los servicios del oficial fueren prorrogados 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 of agreement.

ARTICLE 5—This Agreement may be terminated before the expiration of the period of two 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 dos años, prescrito en el Artículo 3, o antes de la expiración de 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 al otro Gobierno con tres meses de anticipación;

(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 razón de 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 cancellation upon the initiative of either the Government of the United States of America or the Government of Nicaragua in case either Government becomes 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 Nicaragua, en caso de 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 quedare inhabilitado para desempeñar sus servicios por razón de incapacidad física prolongada.

TITLE II

TÍTULO II

*Requisites and Conditions**Requisitos y Condiciones*

ARTICLE 8—The President and Commander-in-Chief of the Republic of Nicaragua will grant to the officer detailed under this Agreement the assimilated rank of Brigadier General for the duration of this Agreement and said officer shall have precedence over all Nicaraguan officers of the same rank.

ARTICLE 9—The officer shall be governed by the disciplinary regulations of the United States Army.

ARTICLE 10—The officer shall be responsible directly and solely to the President and Commander-in-Chief of the Republic of Nicaragua.

ARTICLE 11—During the period this officer is detailed under this Agreement or any extension thereof, the Government of Nicaragua shall not engage the services of any personnel of any other foreign government for the duties and purposes contemplated by this Agreement.

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.

ARTICLE 13—During the entire duration of this Agreement, this

ARTÍCULO 8—El Presidente y Comandante General de la República de Nicaragua otorgará al oficial nombrado conforme a este Acuerdo el grado equivalente al de General de Brigada durante la vigencia de este Acuerdo y dicho oficial tendrá precedencia sobre todos los oficiales nicaragüenses de igual graduación.

ARTÍCULO 9—El oficial se regirá por los reglamentos disciplinarios del Ejército de los Estados Unidos.

ARTÍCULO 10—El oficial será sólo y directamente responsable ante el Presidente y Comandante General de la República de Nicaragua.

ARTÍCULO 11—Durante el período en que este oficial preste servicios conforme a los términos de este Acuerdo o cualquiera prórroga del mismo, el Gobierno de Nicaragua no contratará los servicios del personal de ningún otro gobierno extranjero para los servicios y propósitos de que trata este Acuerdo.

ARTÍCULO 12—El oficial no divulgará, ni por cualquier medio revelará a gobierno extranjero alguno, o a persona alguna, cualquier secreto o asunto confidencial del cual pueda tener 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 cualquier prórroga del mismo.

ARTÍCULO 13—Durante toda la vigencia de este Acuerdo, el oficial

Rank and precedence.

Disciplinary regulations.

Responsibility.

Employment of personnel of other foreign governments, restriction.

Secrecy requirement.

Benefits.

officer shall be entitled to the benefits which the Regulations of the National Guard of Nicaragua provide for officers of corresponding rank in the National Guard of Nicaragua.

"Family" construed.

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" sólo abarca 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 hubieren sido usadas, se podrán acumular 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 President and Commander-in-Chief of the Republic of Nicaragua with a view to ascertaining the mutual convenience of the Government of Nicaragua and the officer in respect to this leave.

ARTÍCULO 16—La licencia a que se refiere el Artículo anterior puede ser disfrutada 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 disponer de dicha licencia, o de una parte de ella, previa consulta con el Presidente y Comandante General de la República de Nicaragua con el propósito de determinar la conveniencia mutua del Gobierno de Nicaragua 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, including sea travel, shall count as leave and shall not be in addition to the time authorized in the preceding Article.

ARTÍCULO 17—Los gastos de viaje y de transporte que no sean abonables de acuerdo con las disposiciones de este Acuerdo, serán pagados por el oficial que disfruta de la licencia. Todo el tiempo que se emplee en viajar, inclusive viajes por mar, se contará como parte de la licencia y no se añadirá al tiempo autorizado en el Artículo anterior.

Travel time counted as leave.

TITLE III

Compensations

TÍTULO III

Remuneración

ARTICLE 18—For the services specified in Article 1 of this Agreement, this officer shall receive from the Government of Nicaragua 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 Nicaragua. This compensation shall be paid in twelve (12) monthly instalments, as nearly equal as possible, each due and payable on the last day of the month. All payments shall be made 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 Nicaragua 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 Government of the Republic of Nicaragua.

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 Nicaragua 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 be paid to the officer before his departure from Nicaragua, and such payment shall be com-

ARTÍCULO 18—Por los servicios que se estipulan en el Artículo 1 de este Acuerdo, el oficial recibirá del Gobierno de Nicaragua la remuneración neta anual, computada en moneda de los Estados Unidos, que sea acordada entre el Gobierno de los Estados Unidos de América y el Gobierno de Nicaragua. Esta remuneración se abonará en doce (12) mensualidades, tan iguales como sea posible, que vencen y deben pagarse el último día de cada mes. Todos los pagos se harán en moneda nacional de los Estados Unidos de América. La remuneración no estará sujeta a ningún impuesto, que esté en vigor o se imponga en el futuro, del Gobierno de Nicaragua o de cualquiera de sus subdivisiones políticas o administrativas. Sin embargo, si al presente o durante la vigencia de este Acuerdo existieren impuestos que pudiesen afectar esta remuneración, tales impuestos serán pagados por el Gobierno de la República de Nicaragua.

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 Nicaragua, durante el viaje de regreso a los Estados Unidos de América, y en lo sucesivo por el período que dure la licencia acumulada a que el oficial tenga derecho.

ARTÍCULO 20—La remuneración que se deba 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 Nicaragua, y tal pago

Tax exemption.

puted for travel by the shortest usually traveled sea route from Nicaragua to the port of the United States of America from which the officer embarked, regardless of the route and method of travel used by him.

debe calcularse como si el viaje fuere hecho por la ruta marítima más corta generalmente empleada desde Nicaragua al puerto de los Estados Unidos de América del cual el oficial se embarcó, cualquiera que sea la ruta y método de viaje usado por el oficial.

Travel accommodations.

ARTICLE 21—The officer and his family shall be provided by the Government of Nicaragua 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 Nicaragua, both for the outward and for the return voyage. 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 Nicaragua and return, shall also be paid by the Government of Nicaragua. These expenses shall include all necessary costs incidental to unloading from the steamer upon arrival in Nicaragua, cartage from the ship to the officer's residence in Nicaragua, and packing and loading on board the steamer upon departure from Nicaragua, 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.

ARTÍCULO 21—El Gobierno de Nicaragua proporcionará al oficial y a su familia pasajes de primera clase para el viaje que se requiera y efectúe de conformidad con este Acuerdo entre el puerto de embarque de los Estados Unidos de América y su residencia oficial en Nicaragua, tanto para el viaje de ida como para el de regreso. Los gastos de transporte por mar y tierra de los efectos domésticos y equipaje del oficial, inclusive un automóvil, del puerto de embarque de los Estados Unidos de América a Nicaragua y regreso, serán pagados también por el Gobierno de Nicaragua. Estos gastos deberán incluir todos los gastos necesarios relacionados con la descarga de a bordo del vapor a su llegada a Nicaragua, los del transporte desde el vapor hasta la residencia del oficial en Nicaragua, y los de embalaje y carga a bordo del vapor a su partida de Nicaragua una vez que hubieren terminado sus servicios. El transporte de estos efectos domésticos, equipaje y automóvil deberá ser hecho en un solo embarque y todo embarque subsiguiente correrá por cuenta del oficial.

Transportation of household effects, etc.

Exemption from Nicaraguan customs duties.

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 Nicaragua, or if such customs duties are imposed and required, an equivalent addi-

ARTÍCULO 22.—Los efectos domésticos y personales así como el equipaje, inclusive un automóvil, del oficial y su familia estarán exentos de derechos de aduana en la República de Nicaragua, y si tales derechos de aduana se impusieren y requirieren, el Gobierno

tional allowance to cover such de Nicaragua pagará una asigna- charge shall be paid by the ción adicional equivalente para Government of Nicaragua. Dur- satisfacer dichos derechos. Du- ring service in Nicaragua the officer rante su servicio en Nicaragua se shall be permitted to import le permitirá al oficial importar los articles needed for his personal use artículos que necesite para su uso and for the use of his family with- personal y para el uso de su out payment of customs duties, familia sin pagar derechos de provided that his requests for aduana, siempre que su solicitud free entry have received the ap- de entrada libre reciba la aproba- proval of the Minister or Chargé ción del Ministro o del Encargado d' Affaires ad interim of the United de Negocios ad interim de los States of America in Nicaragua. Estados Unidos de América en Nicaragua.

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 two years 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 two years of service, for any other reason, including those established in Article 6, the officer shall receive from the Government of Nicaragua all compensations, emoluments, and perquisites as though he had completed two years of service, but the annual salary shall terminate as provided in Article 19. But in case the Government of the United States of America recalls 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 Nicaragua.

ARTICLE 24—Compensation for transportation and traveling expenses in the Republic of Nicaragua on official business of the Government of Nicaragua shall be

ARTÍCULO 23—Si los servicios del oficial fueren terminados por el Gobierno de los Estados Unidos de América, exceptuando lo establecido en las disposiciones del Artículo 6, antes de cumplir dos años de servicio, las disposiciones del Artículo 21 no serán aplicables al viaje de regreso. Si los servicios del oficial terminaren o fueren terminados por cualquiera otra razón, inclusive las establecidas en el Artículo 6, antes de cumplir los dos años de servicio, el oficial recibirá del Gobierno de Nicaragua todas las compensaciones, emolumentos y obvenciones como si hubiera cumplido dos años de servicio; pero el sueldo anual cesará de abonarse como se dispone en el Artículo 19. Mas en caso de que el Gobierno de los Estados Unidos de América retire al oficial por faltas cometidas contra la disciplina, el Gobierno de Nicaragua no pagará el costo del viaje de regreso a los Estados Unidos de América del oficial, su familia, efectos domésticos, equipaje y automóvil.

ARTÍCULO 24—La compensación por gastos de transporte y de viaje en la República de Nicaragua cuando se trate de comisiones oficiales del Gobierno de

Termination of serv-
ices.

provided by the Government of Nicaragua in accordance with the provisions of Article 13.

Nicaragua será proporcionada por el Gobierno de Nicaragua de acuerdo con las disposiciones del Artículo 13.

Office space, etc.

ARTICLE 25—The Government of Nicaragua shall provide suitable office space and facilities for the use of the officer.

ARTÍCULO 25—El Gobierno de Nicaragua proporcionará una oficina debidamente equipada para el uso del oficial.

Provision of automobile, etc.

ARTICLE 26—The Government of Nicaragua shall provide the contracted officer with an automobile with chauffeur, for his official use.

ARTÍCULO 26—El Gobierno de Nicaragua proporcionará al oficial un automóvil con chauffeur, para su uso en asuntos oficiales.

Replacement of officer.

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 durante 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 se convenga entre los dos Gobiernos.

Medical attention.

ARTICLE 28—The Government of Nicaragua 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 President and Commander-in-Chief of the Republic of Nicaragua. The officer shall in all cases pay the cost of subsistence incident to his hospitalization or that of a member of his family.

ARTÍCULO 28—El Gobierno de Nicaragua 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, será hospitalizado en el hospital que considere adecuado, después de consultar con el Presidente y Comandante General de la República de Nicaragua. En todos los casos el oficial pagará los gastos de subsistencia relacionados con su hospitalización o la de cualquier miembro de su familia.

Transportation of remains in case of death.

ARTICLE 29—If the officer or any member of his family should die in Nicaragua during the period while this Agreement is in effect, the Government of Nicaragua 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 Nicaragua shall not

ARTÍCULO 29—Si el oficial o cualquier miembro de su familia falleciere en Nicaragua durante el período en que este Acuerdo esté en vigencia, el Gobierno de Nicaragua hará que los restos sean transportados hasta el lugar de los Estados Unidos de América que determine la familia, pero el costo para el Gobierno de Nicara-

exceed the cost of transporting the remains from the place of decease to the city of New York. 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 Nicaragua 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.

gua no excederá del costo del 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, equipage y automóvil, de acuerdo con las disposiciones del Artículo 21. Toda remuneración debida al oficial fallecido y todo reembolso adeudado al oficial fallecido por gastos y transporte en viajes realizados en asuntos oficiales del Gobierno de Nicaragua, serán pagados a la viuda del oficial o a cualquiera otra persona que pueda haber sido designada, por escrito, por el oficial, disponiéndose que no se pagará a la viuda o a la otra persona por la licencia acumulada a que tenía derecho el fallecido y disponiéndose, además, que estos pagos serán efectuados dentro de los quince (15) días siguientes al fallecimiento del oficial.

Return transportation for family.

Compensation due deceased officer.

IN WITNESS WHEREOF, the undersigned, being duly authorized, have signed this Agreement in duplicate, in the English and Spanish languages, at Washington, this twenty-second day of May, nineteen hundred and forty-one.

EN TESTIMONIO DE LO CUAL, los suscritos, debidamente autorizados para ello, han firmado este Acuerdo, en duplicado, en los idiomas inglés y español, en Washington, el día veintidós de mayo de mil novecientos cuarenta y uno.

[SEAL] CORDELL HULL
*Secretary of State
of the United States of America*

[SEAL] LEÓN DE BAYLE
*Envoy Extraordinary and Minister
Plenipotentiary of the Republic of
Nicaragua at Washington*

August 30, 1941
[F. A. S. 218]

Supplementary agreement between the United States of America and Colombia modifying the agreement of November 23, 1938 respecting a naval mission. Signed August 30, 1941; effective August 30, 1941.

MODIFICATIONS IN THE NAVAL MISSION AGREEMENT BETWEEN THE UNITED STATES OF AMERICA AND THE REPUBLIC OF COLOMBIA **MODIFICACIONES AL CONTRATO SOBRE LA MISIÓN NAVAL ENTRE LOS ESTADOS UNIDOS DE AMÉRICA Y LA REPÚBLICA DE COLOMBIA**

Certain modifications in the Naval Mission Agreement between the United States of America and the Republic of Colombia, signed at Washington on November 23, 1938, [1] having been found desirable, it is agreed between the United States of America and the Republic of Colombia as follows:

ARTICLE 1—Article 1 of Title IV of the agreement of November 23, 1938 is amended to read as follows:

Compensation.

“Each member of the Mission shall receive from the Government of the Republic of Colombia 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 Colombia. This compensation shall be paid in twelve equal monthly installments, each due and payable on the last day of the month. Payments may be made in Colombian national currency computed at the highest value of the dollar at the free market rate of exchange in Bogotá on the date on which due. Payments made outside of

Habiéndose estimado conveniente efectuar ciertas modificaciones al contrato sobre una Misión Naval, celebrado entre los Estados Unidos de América y la República de Colombia, suscrito en Washington el 23 de noviembre de 1938, los Estados Unidos de América y la República de Colombia han convenido en lo siguiente:

ARTÍCULO 1—El Artículo 1 del Título IV del contrato celebrado el 23 de noviembre de 1938 queda modificado conforme a los siguientes términos:

“Cada miembro de la Misión recibirá del Gobierno de la República de Colombia la remuneración neta anual computada en moneda de los Estados Unidos, que de mutuo acuerdo convengan el Gobierno de los Estados Unidos de América y el Gobierno de la República de Colombia. Esta remuneración se cubrirá en doce mensualidades iguales, que vencen y deben pagarse el último día de cada mes. Los pagos pueden hacerse en moneda nacional colombiana computada al tipo de cambio más alto por dólares en el mercado libre en Bogotá el día de su vencimiento. Los pagos que se efectúen fuera de Colombia se

¹ [Executive Agreement Series 140; 53 Stat. 2074.]

Colombia shall be in the national currency of the United States of America. The compensation shall not be subject to any Colombian tax, or to tax by any political or administrative subdivision of Colombia, that is now or shall hereafter be in effect. Should there, however, be at present or during the life of this agreement any taxes that might affect the said compensation, such taxes will be borne by the Ministry of War of Colombia in order to comply with the provisions stipulated above that the compensations agreed upon shall be net."

harán en moneda nacional de los Estados Unidos de América. Dicha remuneración no estará sujeta a ninguna clase de impuestos colombianos, o impuesto de alguna subdivisión política de Colombia, que esté actualmente en vigencia o que se imponga en el futuro. Sin embargo, si al presente o durante la vigencia de este contrato existieren impuestos que pudiesen afectar dicha remuneración, tales impuestos serán pagados por el Ministerio de Guerra de Colombia con el objeto de cumplir con la disposición anterior de que la remuneración estipulada deberá ser neta."

ARTICLE 2—This supplementary agreement shall be in effect from the date on which it is signed, and shall continue in effect until the expiration of the agreement of November 23, 1938.

ARTÍCULO 2—Este contrato suplementario entrará en vigor a partir de la fecha de su firma y continuará en vigencia hasta la expiración del contrato suscrito el 23 de noviembre de 1938.

Effective date; duration.

IN WITNESS WHEREOF, the undersigned, duly authorized thereto, have signed this agreement in duplicate in the English and Spanish languages at Washington, this thirtieth day of August, one thousand nine hundred forty-one.

EN TESTIMONIO DE LO CUAL, los suscritos, debidamente autorizados para ello, han firmado este contrato, por duplicado, en los idiomas inglés y español en la ciudad de Wáshington, el día treinta de agosto de mil novecientos cuarenta y uno.

[SEAL] CORDELL HULL
*Secretary of State
of the United States of America*

[SEAL] GABRIEL TURBAY
*Ambassador Extraordinary and Plenipotentiary
of the Republic of Colombia at Washington*

September 4, 1941
[E. A. S. 219]

Agreement between the United States of America and Bolivia respecting a military aviation mission. Signed September 4, 1941; effective September 4, 1941.

AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF BOLIVIA ACUERDO ENTRE EL GOBIERNO DE LOS ESTADOS UNIDOS DE AMÉRICA Y EL GOBIERNO DE LA REPÚBLICA DE BOLIVIA

In conformity with the request of the Government of the Republic of Bolivia 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 Bolivia under the conditions specified below:

De conformidad con la solicitud del Gobierno de la República de Bolivia 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 de Aviación Militar en la República de Bolivia de acuerdo con las condiciones estipuladas a continuación:

TITLE I

TÍTULO I

Purpose and Duration

Objeto y Duración

ARTICLE 1. The purpose of this Mission is to cooperate with the Minister of National Defense of Bolivia and with the personnel of the Bolivian Air Force with a view to enhancing the efficiency of the Bolivian Air Force.

ARTÍCULO 1. El objeto de esta Misión es el de cooperar con el Ministro de la Defensa Nacional de Bolivia y con el personal de la Fuerza Aérea Boliviana con el propósito de aumentar la eficiencia de la Fuerza Aérea Boliviana.

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 Bolivia, unless previously terminated or extended as herein after provided. Any member of the Mission may be recalled by the Government of the United States of America after the expiration of two years of service, in

ARTÍCULO 2. Esta Misión continuará por un período de cuatro años a contar de la fecha de la firma de este Acuerdo por los representantes acreditados del Gobierno de los Estados Unidos de América y del Gobierno de Bolivia, siempre que no sea terminado antes o prorrogado en la forma que se establece más adelante. Cualquier miembro de la Misión puede ser retirado por el Gobierno de los Estados Unidos de América después de la expira-

which case another member shall be furnished to replace him.

ARTICLE 3. If the Government of Bolivia 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 Bolivia in case either country becomes 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 Minister of National Defense of Bolivia through its authorized representative in Washington and by the War Department of the United States of America.

ción de dos años de servicio, en cuyo caso se suministrará otro miembro para que lo reemplace.

ARTÍCULO 3. Si el Gobierno de Bolivia deseara que los servicios de la Misión fueren prorrogados 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 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 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 Bolivia en caso de que cualquiera de los dos países se viere envuelto en hostilidades internas o externas.

TÍTULO II

Composición y Personal

ARTÍCULO 6. Esta Misión consistirá de aquel personal del Cuerpo de Aviación del Ejército de los Estados Unidos en que convengan el Ministro de la Defensa Nacional de Bolivia, por medio de su representante autorizado en Washington, y la Secretaría de Guerra de los Estados Unidos de América.

Extension of services of Mission.

Termination of agreement.

Cancellation in case of hostilities.

TITLE III

TÍTULO III

*Duties, Rank and Precedence**Deberes, Grado y Precedencia*

ARTICLE 7. The personnel of the Mission shall perform such duties as may be agreed upon between the Minister of National Defense of Bolivia and the Chief of the Mission.

ARTÍCULO 7. El personal de la Misión tendrá las obligaciones en que convengan el Ministro de la Defensa Nacional de Bolivia y el Jefe de la Misión.

Responsibility.

ARTICLE 8. The members of the Mission shall be responsible solely to the Minister of National Defense of Bolivia, through the Chief of the Mission.

ARTÍCULO 8. Los miembros de la Misión serán responsables solamente ante el Ministro de la Defensa Nacional de Bolivia, por conducto del Jefe de la Misión.

ARTICLE 9. Each member of the Mission shall serve on the Mission with the rank he holds in the United States Army Air Corps, with the exception of the non-commissioned officers who shall be commissioned Second Lieutenants in the Bolivian Army. The members of the Mission shall wear either the uniform of the United States Army Air Corps or of the Bolivian Army to which they shall be entitled, at the discretion of the Chief of the Mission, but shall have precedence over all Bolivian officers of the same rank.

ARTÍCULO 9. Cada miembro de la Misión desempeñará sus funciones en la Misión con el grado que tiene en el Cuerpo de Aviación del Ejército de los Estados Unidos, con excepción de los suboficiales, quienes recibirán el grado de Tenientes Segundos en el Ejército Boliviano. Los miembros de la Misión llevarán el uniforme del Cuerpo de Aviación del Ejército de los Estados Unidos o el del Ejército Boliviano a que tengan derecho, a juicio del Jefe de la Misión, pero tendrán precedencia sobre todos los oficiales bolivianos de igual graduación.

Benefits.

ARTICLE 10. Each member of the Mission shall be entitled to all benefits and privileges which the Regulations of the Bolivian Air Force provide for Bolivian officers and subordinate personnel of corresponding rank.

ARTÍCULO 10. Cada miembro de la Misión tendrá derecho a todos los beneficios o privilegios que los Reglamentos de la Fuerza Aérea Boliviana otorgan a los oficiales bolivianos y al personal subalterno del grado correspondiente.

Disciplinary regulations.

ARTICLE 11. The personnel of the Mission shall be governed by the disciplinary regulations of the United States Army Air Corps.

ARTÍCULO 11. El personal de la Misión se regirá por los reglamentos disciplinarios del Cuerpo de Aviación del Ejército de los Estados Unidos.

TITLE IV

TÍTULO IV

*Compensation and Perquisites**Remuneración y Obvenciones*

ARTICLE 12. Members of the Mission shall receive from the

ARTÍCULO 12. Los miembros de la Misión recibirán del Gobierno de

Government of Bolivia such net annual compensation as may be agreed upon between the Government of the United States of America and the Government of Bolivia 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 Bolivia 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 Bolivia 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 Bolivia, 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

Bolivia la remuneración neta anual, que de mutuo acuerdo convengan el Gobierno de los Estados Unidos de América y el Gobierno de Bolivia, para cada miembro. 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 Bolivia o de cualquiera de sus subdivisiones políticas o administrativas. Sin embargo, si al presente o durante la vigencia de este Acuerdo existieren impuestos que pudiesen afectar esta remuneración, tales impuestos serán pagados por el Ministerio de la Defensa Nacional de Bolivia, con objeto de cumplir con la disposición de este Artículo de que la remuneración en que se convenga será neta.

ARTÍCULO 13. La remuneración en que se convenga, 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 Acuerdo, 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 debe 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 haya sido retirado antes de su partida de Bolivia, y tal pago debe calcularse como si el viaje fuese hecho por la ruta más corta generalmente empleada, no impor-

Tax exemption.

the route and method of travel used by the member of the Mission.

Travel accommodations.

ARTICLE 15. Each member of the Mission and his family shall be furnished by the Government of Bolivia 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 Bolivia, both for the outward and for the return voyage. The Government of Bolivia 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 Bolivia as well as all expenses incidental to the transportation of such household effects, baggage and automobile from Bolivia 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 National Defense of Bolivia, shall not be required under this Agreement, but shall be determined by negotiations between the War Depart-

Shipment of household effects, etc.

ta cuál sea la ruta y método de viaje que usare el miembro de la Misión, hasta el puerto de entrada en los Estados Unidos de América.

ARTÍCULO 15. El Gobierno de Bolivia proporcionará a cada miembro de la Misión y a su familia pasajes de primera clase para el viaje, por la ruta más corta generalmente empleada, que se requiera y se efectúe de conformidad con este Acuerdo entre el puerto de embarque en los Estados Unidos de América y su residencia oficial en Bolivia, tanto para el viaje de ida como para el de regreso. El Gobierno de Bolivia 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 en los Estados Unidos de América y su residencia oficial en Bolivia, así como todos los gastos relacionados con el transporte de dichos efectos, equipaje y automóvil desde Bolivia hasta el puerto de entrada en los Estados Unidos de América. El transporte de estos efectos domésticos, equipaje y automóvil deberá ser hecho en un solo embarque, y todo embarque subsiguiente correrá por cuenta de los respectivos miembros de la Misión, exceptuando lo que se dispone en contrario en este Acuerdo, así como los casos derivados de circunstancias ajenas a su voluntad. No se exigirá de conformidad con este Acuerdo 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 Ministro de la Defensa Nacional de Bolivia, pero se determinará mediante negociaciones entre la Secretaría de Guerra de los

ment of the United States of America and the authorized representative of the Minister of National Defense of Bolivia in Washington at such time as the detail of personnel for such temporary duty may be agreed upon.

ARTICLE 16. The Government of Bolivia 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 Bolivia on official business of the Government of Bolivia shall be provided by the Government of Bolivia in accordance with the provisions of Article 10.

ARTICLE 18. The Government of Bolivia 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 properly equipped, shall on call be made available by the Government of Bolivia for use by the members of the Mission for the conduct of the official business of the Mission.

ARTICLE 19. The Government of Bolivia shall provide suitable office space and facilities for the use of the members of the Mission.

ARTICLE 20. If any member of the Mission, or any of his family, should die in Bolivia, the Government of Bolivia 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 Bolivia shall

Estados Unidos de América y el representante autorizado del Ministro de la Defensa Nacional de Bolivia en Wáshington, cuando se convenga en el nombramiento del personal para dicho servicio temporal.

ARTÍCULO 16. A solicitud del Jefe de la Misión, el Gobierno de Bolivia 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 sus familias.

ARTÍCULO 17. La compensación por gastos de transporte y de viaje en la República de Bolivia cuando se trate de comisiones oficiales del Gobierno de Bolivia será pagada por éste de acuerdo con las disposiciones del Artículo 10.

ARTÍCULO 18. El Gobierno de Bolivia proporcionará al Jefe de la Misión un automóvil adecuado, con chauffeur, para su uso en asuntos oficiales. El Gobierno de Bolivia, cuando así se solicite, proporcionará transporte adecuado en automóvil con chauffeur y, cuando fuere necesario un aeroplano debidamente equipado, para el uso de los miembros de la Misión, en el cumplimiento de las funciones oficiales de la Misión.

ARTÍCULO 19. El Gobierno de Bolivia proporcionará una oficina debidamente equipada para el uso de los miembros de la Misión.

ARTÍCULO 20. Si cualquier miembro de la Misión, o cualquier miembro de su familia, falleciese en Bolivia, el Gobierno de Bolivia hará que los restos sean transportados hasta el lugar en los Estados Unidos de América que determinen los miembros sobrevivientes de la familia; pero el costo para el Go-

Exemption from customs duties.

Provision of automobile, etc.

Airplane.

Office space, etc.

Transportation of remains in case of death.

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 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 Bolivia, 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.

bierno de Bolivia no excederá el costo del transporte de los restos del lugar del fallecimiento a la ciudad de Nueva York. Si el fallecido es un miembro de la Misión, se considerará que sus servicios con ésta han terminado quince (15) días después de su muerte. Se proporcionará transporte de regreso a la ciudad de Nueva York para la familia del miembro fallecido y para su equipaje, efectos domésticos y automóvil, de acuerdo con las disposiciones del Artículo 15. Toda remuneración debida al miembro fallecido, inclusive el sueldo por quince (15) días subsiguientes a su muerte y todo reembolso adeudado al miembro fallecido por gastos de transporte en viajes realizados en misiones oficiales de Bolivia, será pagada a la viuda del miembro fallecido o a cualquiera otra persona que pueda haber sido designada por escrito por el fallecido mientras prestaba servicio de conformidad con los términos de este Acuerdo; pero no se compensará a dicha viuda o a la otra persona por la licencia acumulada a que tenía derecho el fallecido y no usada por él. Todo pago debido a la viuda o a la otra persona designada por el fallecido, según las disposiciones de este Artículo, será efectuado dentro de quince (15) días después del fallecimiento de dicho miembro.

TITLE V

Requisites and Conditions

ARTICLE 21. So long as this Agreement, or any extension thereof, is in effect, the Government of Bolivia shall not engage the services of any personnel of any other foreign government for duties of any nature connected with the

TÍTULO V

Requisitos y Condiciones

ARTÍCULO 21. Mientras este Acuerdo o cualquier prórroga del mismo esté en vigor, el Gobierno de Bolivia no contratará personal de ningún otro gobierno extranjero para prestar servicios de cualquier naturaleza relacionados con la

Return transportation for family.

Compensation due deceased member.

Services of personnel of other foreign governments, restriction.

Bolivian Air Force, except by mutual agreement between the Government of the United States of America and the Government of Bolivia.

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 Bolivia, 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 26. The Government of Bolivia agrees to grant the leave

Fuerza Aérea Boliviana, excepto mediante mutuo acuerdo entre el Gobierno de los Estados Unidos de América y el Gobierno de Bolivia.

ARTÍCULO 22. Cada miembro de la Misión convendrá en no divulgar ni revelar por cualquier medio a gobierno extranjero alguno, o a persona alguna, cualquier secreto o asunto confidencial del cual pueda tener conocimiento en su calidad de miembro de la Misión. Este requisito continuará siendo obligatorio después de terminar su servicio con la Misión y después de la expiración y cancelación de este Acuerdo o cualquier prórroga del mismo.

ARTÍCULO 23. En todo este Acuerdo se entenderá que el término "familia" significa la esposa y los hijos no emancipados.

ARTÍCULO 24. 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 hayan sido usadas, podrán acumularse de año en año mientras el interesado preste servicio como miembro de la Misión.

ARTÍCULO 25. La licencia a que se refiere el Artículo anterior puede ser disfrutada en Bolivia, en los Estados Unidos de América o en otros países; pero los gastos de viaje y de transporte no especificados en 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 anterior.

ARTÍCULO 26. El Gobierno de Bolivia conviene en conceder la

Secrecy requirement.

"Family" construed.

Annual leave.

Travel time counted as 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 Bolivia.

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.

ARTICLE 28. The Government of Bolivia 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 Minister of National Defense of Bolivia, and all expenses incurred as the result of such illness or injury while the patient is a member of the Mission and remains in Bolivia shall be paid by the Government of Bolivia. 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 Bolivia. 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.

licencia especificada 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 Bolivia.

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 Bolivia proporcionará atención médica adecuada a los miembros de la Misión así como a los miembros de sus familias. En caso de que un miembro de la Misión se enferme o sufra lesiones, será hospitalizado, a juicio del Jefe de la Misión, en el hospital que el Jefe de la Misión considere adecuado, después de consultar con el Ministro de la Defensa Nacional de Bolivia, y todos los gastos incurridos como resultado de tal enfermedad o tales lesiones mientras el paciente fuere miembro de la Misión y permaneciere en Bolivia, serán pagados por el Gobierno de Bolivia. Si el miembro hospitalizado es un oficial, éste pagará sus gastos de subsistencia; pero si pertenece al personal subalterno, los gastos de subsistencia serán pagados por el Gobierno de Bolivia. Las familias gozarán de los mismos privilegios convenidos en este Artículo para los miembros de la Misión, con excepción de 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.

Termination of services of replaced member.

Medical attention.

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.

ARTÍCULO 29. Todo miembro de la Misión inhabilitado para desempeñar sus servicios con la Misión por razón de incapacidad física prolongada, será reemplazado.

Replacement in case of disability.

IN WITNESS WHEREOF, the undersigned, Cordell Hull, Secretary of State of the United States of America, and Luis Fernando Guachalla, Envoy Extraordinary and Minister Plenipotentiary of the Republic of Bolivia at Washington, duly authorized thereto, have signed this Agreement in duplicate in the English and Spanish languages, at Washington, this fourth day of September, one thousand nine hundred and forty-one.

EN TESTIMONIO DE LO CUAL, los suscritos, Cordell Hull, Secretario de Estado de los Estados Unidos de América y Luis Fernando Guachalla, Enviado Extraordinario y Ministro Plenipotenciario de la República de Bolivia en Wáshington, debidamente autorizados para ello, han firmado este Acuerdo, por duplicado, en los idiomas inglés y español, en Wáshington el día cuatro de septiembre, de mil novecientos cuarenta y uno.

CORDELL HULL [SEAL]
LUIS GUACHALLA [SEAL]

September 13, 1941
[E. A. S. 220]

Agreement between the United States of America and Haiti to replace the agreement of August 7, 1933, respecting Haitian finances. Signed September 13, 1941; effective October 1, 1941. And exchanges of notes.

EXECUTIVE AGREEMENT TO REPLACE THE ACCORD OF AUGUST 7, 1933. [1]

ACCORD EXECUTIF DESTINE A REMPLACER L'ARRANGEMENT FINANCIER DU 7 AOUT 1933.

Whereas the Government of the United States of America and the Government of the Republic of Haiti are both desirous of maintaining the friendly relations existing between the two countries and to that end of concluding an agreement establishing those relations upon a firm basis of mutual understanding and cooperation, the undersigned Plenipotentiaries, duly authorized by their respective Governments, have agreed upon the following Articles:

Considérant que le Gouvernement des Etats-Unis d'Amérique et le Gouvernement de la République d'Haiti sont tous deux désireux de maintenir les relations amicales qui existent entre ces deux pays, et qu'en vue de conclure un accord établissant ces rapports sur une base de mutuelle compréhension et de coopération, leurs Plénipotentiaires, soussignés, dûment autorisés par leurs Gouvernements respectifs, ont convenu et arrêté ce qui suit:

ARTICLE I

ARTICLE I

Abolishment of certain offices.

On the date on which the present agreement enters into effect, the offices of Fiscal Representative and Deputy Fiscal Representative, as provided for in Article VII of the Accord of August 7, 1933 shall be abolished.

Dès la date d'entrée en vigueur du présent Accord, les fonctions de Représentant Fiscal et de Représentant Fiscal-adjoint, telles qu'elles sont prévues par l'article VII de l'Accord du 7 Août 1933, seront supprimées.

48 Stat. 1778.

Transfer of property and funds.

All property and funds belonging to or in the custody of the Fiscal Representative or Deputy Fiscal Representative shall on that day be transferred to the National Bank of the Republic of Haiti as depository for the Government of the Republic of Haiti.

Tous les biens et fonds appartenant au Bureau du Représentant Fiscal ou du Représentant Fiscal-adjoint ou ceux dont ils ont la garde seront, à cette date, transférés à la Banque Nationale de la République d'Haiti, en qualité de dépositaire du Gouvernement de la République d'Haiti.

¹[Executive Agreement Series 46 (48 Stat. 1776); see also modifying agreements of Jan. 13 (E. A. S. 117; 52 Stat. 1473) and July 1, 1938 (E. A. S. 128; 53 Stat. 1923), July 8, 1939 (E. A. S. 150; 53 Stat. 2402), Sept. 27, 1940 (E. A. S. 183; 54 Stat. 2411), and Feb. 13, 1941 (E. A. S. 201; *ante*, p. 1223).]

No claims shall be advanced by either Government against the other Government on account of any act of the Fiscal Representative, the Deputy Fiscal Representative or any of their employees.

Aucune réclamation ne sera produite par l'un des deux Gouvernements contre l'autre du chef d'aucun acte du Représentant Fiscal, du Représentant Fiscal adjoint ou de l'un quelconque de leurs employés.

ARTICLE II

The National Bank of the Republic of Haiti shall have fiscal functions as defined in this agreement, as well as the usual commercial operations of a national bank, and shall be the sole depository of all revenues and public funds of whatsoever nature of the Government of Haiti. These funds shall consist of revenues, customs, duties, excises, fees, fines, imposts, charges, levies or any other kind of income, receipts or funds which belong to and are under the control of the national Government of the Republic of Haiti. It is understood that these revenues and public funds will include funds under the control of the Government of Haiti, which, under existing laws, and those which may be made in future, are collected or expended on behalf of the Haitian communes; a separate account of revenues and expenditures shall be kept for each commune by the National Bank of the Republic of Haiti.

The assets of the National Bank of the Republic of Haiti shall not be alienated nor shall its investments be disposed of except with the approval of the Board of Directors.

The Bank shall have all administrative powers necessary to carry out its functions under this agreement.

ARTICLE II

La Banque Nationale de la République d'Haiti sera investie des fonctions fiscales telles qu'elles sont définies dans cet Accord et fera les transactions commerciales usuelles d'une banque nationale; elle sera la seule dépositaire de tous les revenus et fonds publics du Gouvernement Haitien, de quelque nature que ce soit. Ces fonds consisteront en revenus, droits, droits de douane, droits d'accise, redevances, amendes, impôts, charges, taxes et contributions, ou toutes autres formes de revenus, de recettes ou de fonds qui appartiennent au Gouvernement national de la République d'Haiti ou qui se trouvent sous son contrôle. Il est entendu que ces revenus et fonds publics comprendront les fonds sous le contrôle du Gouvernement Haitien qui, en vertu des lois existantes et de celles qui pourraient être faites à l'avenir, sont perçus et dépensés pour compte des communes haïtiennes. Un compte spécial des recettes et des dépenses sera tenu par commune par la Banque Nationale de la République d'Haiti.

L'actif de la Banque Nationale de la République d'Haiti ne sera pas aliéné, et il ne sera pas disposé de ses placements sauf avec l'approbation du Conseil d'Administration.

La Banque aura tous les pouvoirs administratifs nécessaires pour exercer ses fonctions conformément au présent Accord.

Functions of National Bank of the Republic of Haiti.

ARTICLE III

ARTICLE III

Reorganization
of Bank.

The National Bank of the Republic of Haiti shall be reorganized with a Board of Directors consisting of an Honorary President and six voting members. The Haitian Minister of Finance or, in his absence, the Acting Minister of Finance, shall be ex officio the Honorary President. Three of the voting members are always to be citizens of the Republic of Haiti. The other three voting members are always to be citizens of the United States of America. Decisions of the Board of Directors shall require a majority vote of the voting members of the Board. The President of the Republic of Haiti shall appoint the Haitian members of the Board of Directors; the citizens of the United States of America who are members of the Board shall be chosen by mutual agreement of the two Governments. All of the voting members of the Board shall hold office for a period of five years and shall not be removed except for cause. Vacancies on the Board of Directors shall be filled in the same manner as the original appointments.

There shall be two co-Presidents of the Board of Directors of the Bank. One of these, the Haitian Minister of Finance, shall act as Honorary President, as indicated above, and shall preside over the meetings of the Board of Directors, and may be one of the three Haitian voting members. The other Co-President shall be one of the three citizens of the United States of America. It shall be his

La Banque Nationale de la République d'Haiti sera réorganisée avec un Conseil d'Administration composé d'un Président honoraire et de six membres votants. Le Secrétaire d'Etat des Finances de la République d'Haiti ou, en son absence, le Secrétaire d'Etat des Finances par interim, sera d'office Président honoraire. Trois des membres votants devront toujours être des citoyens de la République d'Haiti. Les trois autres membres votants seront toujours des citoyens des Etats-Unis d'Amérique. Les décisions du Conseil d'Administration seront prises à la majorité des voix des membres votants du Conseil. Le Président de la République d'Haiti nommera les membres haitiens du Conseil d'Administration; les citoyens des Etats-Unis d'Amérique qui feront partie du Conseil d'Administration seront choisis par accord mutuel entre les deux Gouvernements. Tous les membres votants du Conseil resteront en fonctions pendant cinq ans et ne pourront être révoqués que pour cause valable. Les vacances survenues dans le Conseil d'Administration seront comblées de la même manière que lorsqu'il s'agira des nominations originaires.

Le Conseil d'Administration aura deux Co-Présidents; l'un d'eux, le Secrétaire d'Etat des Finances de la République d'Haiti, exercera la fonction de Président Honoraire, comme il est indiqué ci-dessus; il présidera toutes les réunions du Conseil d'Administration et pourra être l'un des trois membres votants haitiens. L'autre Co-Président sera l'un des trois citoyens des Etats-Unis d'Améri-

duty to represent the holders of the bonds of 1922 and 1923 and to coordinate and direct the functions and activities of the two Vice Presidents, who shall be elected by the Board of Directors of the Bank, and who may be members of the Board. One of the Vice Presidents shall be charged with supervising and carrying out the commercial operations of the Bank, and the other shall be charged with supervising and carrying out the fiscal functions of the Bank, under the immediate direction of the President who shall be responsible for such work.

que; ses fonctions consisteront à représenter les porteurs des titres 1922 et 1923, à coordonner et à diriger les fonctions et les activités des deux Vice-Présidents qui seront élus par le Conseil d'Administration de la Banque et qui pourront être des membres du Conseil. L'un de ces Vice Présidents sera chargé de superviser et d'exécuter les opérations commerciales de la Banque; l'autre sera chargé de superviser et d'exercer les fonctions fiscales de la Banque, le tout sous la direction immédiate du Président qui sera responsable de la bonne marche de ces Services.

Any voting member of the Board of Directors of the Bank who is unable to attend a meeting of the Board may give a proxy to any other member of the Board of Directors.

Tout membre votant du Conseil d'Administration de la Banque, empêché d'assister à une réunion du Conseil, peut donner procuration à un autre membre du Conseil pour le représenter.

Voting by proxy.

The Board of Directors shall exercise with respect to the fiscal functions of the Bank the powers hereinafter set forth. The fiscal functions of the Bank shall be undertaken by a Fiscal Department to be operated in accordance with the regulations issued by the Board of Directors pursuant to such powers.

Le Conseil d'Administration exercera, en ce qui concerne les fonctions fiscales de la Banque, les pouvoirs mentionnés ci-après. Les fonctions fiscales de la Banque seront exercées par un Département Fiscal qui remplira ses attributions conformément aux règlements émis par le Conseil d'Administration, en vertu des pouvoirs ci-après prévus.

The Board of Directors shall continue to exercise with respect to all other functions of the Bank the powers set forth in the charter and by-laws of the Bank.

En ce qui concerne les autres fonctions de la Banque, le Conseil d'Administration exercera les pouvoirs prévus dans l'Acte Constitutif et les Statuts de la Banque.

ARTICLE IV

ARTICLE IV

The Board of Directors of the National Bank of the Republic of Haiti shall be charged with the responsibility for:

Le Conseil d'Administration de la Banque Nationale de la République d'Haiti sera investi des responsabilités suivantes:

Responsibilities of Board of Directors.

(a) the formulation of the Haitian budget in the manner described in Article V of this agree-

(a) Elaborer le budget de la République d'Haiti, de la manière prescrite à l'Article V du présent

ment, and in accordance with the existing budgetary laws of the Republic of Haiti, which are to remain in effect except so far as they are modified to conform with this agreement;

(b) the accounting for and disbursing of the funds of the Government of Haiti;

(c) the collection of all customs revenues;

(d) the supervision and inspection of the collection of all revenues as defined in Article II, other than customs revenues;

(e) establishing the regulations and the administration, under such legislation as may be necessary, for the handling of the revenues of the various communes. These regulations or laws shall authorize the collection of communal revenues by the regular internal revenue collectors; disbursements on behalf of the communes shall be made by the National Bank of the Republic of Haiti; the budgets of revenues and expenditures of the communes shall be prepared and approved by the Government of the Republic of Haiti in agreement with the National Bank of the Republic of Haiti; the municipal services performed by, or in behalf of the communes, shall be paid, so far as it is possible, from the communal revenues.

ARTICLE V

Each year, as soon after January 1 as may be practicable but not later than March 1, the Haitian budget of income and expenditures shall be presented to the Legislature of the Republic by the Government of the Republic. Such budget shall be pre-

Accord et conformément aux lois budgétaires de la République d'Haiti existantes, lesquelles doivent rester en vigueur, sauf qu'elles pourront être modifiées pour être rendues conformes au présent accord;

(b) Tenir les comptes et effectuer les dépenses du Gouvernement Haitien;

(c) Percevoir tous les revenus de douanes;

(d) Superviser et inspecter les perceptions de tous les revenus autres que les revenus douaniers qui sont définis à l'article II;

(e) Etablir les règlements et l'administration nécessaires en vertu de telle législation qui pourrait être utile pour la manutention des revenus des différentes communes. Ces règlements ou lois devront autoriser la perception des recettes communales par les percepteurs réguliers des recettes internes. Les dépenses pour compte des communes seront effectuées par la Banque Nationale de la République d'Haiti. Les budgets des recettes et dépenses des communes seront préparés et approuvés par le Gouvernement de la République d'Haiti, d'accord avec la Banque Nationale de la République d'Haiti. Les services communaux effectués par les communes ou pour compte de celles-ci seront payés autant que possible à l'aide des revenus communaux.

ARTICLE V

Chaque année, aussitôt qu'il sera possible après le 1er Janvier, mais pas plus tard que le 1er mars, le budget des voies et moyens et des dépenses de la République d'Haiti sera présenté au Corps Législatif de la République par le Gouvernement. Un tel budget sera

Budget.

pared cooperatively by the Government of the Republic and by the National Bank of the Republic of Haiti as follows:

(a) the Board of Directors of the National Bank shall estimate the expected revenues; shall estimate the global expenditures which can be anticipated to be made within the revenues available; shall suggest limits within which the various ministries, including the Garde d'Haiti, shall operate, and shall fix by agreement with the Government of Haiti the expenditures which are necessary for the operation of the Bank in its fiscal functions; and

(b) the Government of the Republic shall estimate in detail the expenditures envisaged for each of the various ministries, including the Garde d'Haiti, within the limits suggested by the Board of Directors of the National Bank.

ARTICLE VI

The National Bank of the Republic of Haiti, as the sole depository of all revenues as defined in Article II, shall have the power and duty of receiving in the first instance all the receipts of the Government and all payments made in favor thereof, and to set aside in preference to any other expenses the sums necessary for the service of the 1922 and 1923 bonds, and, as the duly constituted agent of the Government, to make all the payments required by the loan contracts.

During the first ten days of each calendar month the representative of the holders of the

préparé conjointement par le Gouvernement de la République et la Banque Nationale de la République d'Haiti, comme suit:

(a) Le Conseil d'Administration de la Banque estimera les voies et moyens; il estimera le total des dépenses pouvant être effectuées dans les limites des voies et moyens disponibles; il suggérera les limites budgétaires dans lesquelles les divers départements ministériels, y compris la Garde d'Haiti, devront fonctionner, et fixera d'accord avec le Gouvernement Haitien, les dépenses nécessaires à l'exercice par la Banque de ses fonctions fiscales;

(b) Le Gouvernement de la République estimera en détail les dépenses envisagées pour chacun des divers départements ministériels, y compris la Garde d'Haiti, dans les limites suggérées par le Conseil d'Administration de la Banque Nationale de la République d'Haiti.

ARTICLE VI

La Banque Nationale de la République d'Haiti, comme seule dépositaire de tous les revenus définis à l'Article II aura le pouvoir et le devoir d'abord d'encaisser toutes les recettes du Gouvernement et de recevoir tous les paiements faits en faveur du Gouvernement, et de mettre de côté par préférence à toutes autres dépenses les sommes nécessaires pour le service des titres de l'emprunt 1922 et 1923 et, en tant qu'agent constitué du Gouvernement, d'effectuer tous les paiements requis par les contrats d'emprunt.

Durant les dix premiers jours de chaque mois, le représentant des porteurs des titres de l'emprunt

Government receipts and payments.

Payments on bonds of 1922 and 1923.

bonds of 1922 and 1923 who shall be, in accordance with Article III, a member of the Board of Directors of the National Bank of the Republic of Haiti, shall receive from the said Bank the sums necessary to cover monthly payments as follows:

(1) The payment of $\frac{1}{12}$ of the annual interest charges of all the outstanding bonds of the external debt of 1922 and 1923;

(2) The payment of $\frac{1}{12}$ of the annual amounts designated for the amortization of said bonds, including the interest of all the bonds which are or may be retained in the sinking fund.

The annual interest charges and the amounts of amortization shall be computed and effected in accordance with the loan contracts dated October 6, 1922, and May 26, 1925, with the National City Company and the National City Bank of New York, authorized by the Haitian Law of June 26, 1922, as modified by the Accord signed at Port-au-Prince by the representatives of the Governments of the United States of America and the Republic of Haiti on August 7, 1933, and as further modified by the agreements signed on January 13, 1938, July 1, 1938, July 8, 1939, September 27, 1940 and February 13, 1941.

No disbursement of funds of the Government of Haiti shall be made by the National Bank of the Republic of Haiti until an allotment has been made to satisfy the above provisions and, in addition, to make the payment of $\frac{1}{12}$ of the annual amount agreed upon between the Government of Haiti and the National Bank of the Republic of Haiti as compensation

1922 et 1923, lequel, en conformité de l'Article III, devra être un membre du Conseil d'Administration de la Banque Nationale de la République d'Haiti, recevra de la dite banque les sommes nécessaires pour couvrir les paiements mensuels de la manière suivante:

(1) Le paiement de un douzième des intérêts annuels de tous les titres en circulation de l'emprunt extérieur 1922 et 1923;

(2) Le paiement de un douzième des montants annuels prévus pour l'amortissement des dits titres, y compris les intérêts sur tous les titres qui se trouvent ou qui peuvent se trouver dans le fonds d'amortissement.

Les montants à titre d'intérêt annuel et d'amortissement seront déterminés et effectués conformément aux contrats d'emprunt des 6 Octobre 1922 et 26 Mai 1925 avec la National City Company et la National City Bank of New York, autorisé par la loi haïtienne du 26 juin 1922, telle qu'elle a été modifiée par l'Accord signé à Port-au-Prince par les Représentants des Gouvernements des Etats-Unis d'Amérique et de la République d'Haiti le 7 Août 1933 et modifiée de nouveau par les Accords signés les 13 Janvier 1938, 1er Juillet 1938, 8 Juillet 1939, 27 Septembre 1940 et 13 Février 1941.

Aucune sortie de fonds du Gouvernement Haïtien ne sera faite par la Banque Nationale de la République d'Haiti jusqu'à ce qu'une allocation ait été prévue pour satisfaire les prescriptions ci-dessus et, en outre, pour faire face au paiement du douzième du montant annuel convenu entre la République d'Haiti et la Banque Nationale de la République d'Haiti

48 Stat. 1776.

52 Stat. 1473; 53 Stat. 1923, 2402; 54 Stat. 2411; *ante*, p. 1223.

for the services of the said Bank, or in the absence of any such agreement, $\frac{1}{2}$ of the annual amount last agreed upon. After setting aside those funds which are considered necessary by the Board of Directors of the National Bank of the Republic of Haiti to establish appropriate reserves during a given fiscal year in anticipation of seasonal variations in revenues and expenditures, to make the payments envisaged in Articles VI and VIII hereof, and for other similar purposes, any surplus funds will be held at the disposal of the Government of Haiti for necessary public expenditures in accordance with the approved budget.

à titre de compensation pour les services de la dite Banque ou, en l'absence d'une telle entente, un douzième du montant annuel convenu lors du dernier Accord intervenu à ce sujet. Après avoir mis de côté les fonds considérés nécessaires par le Conseil d'Administration de la Banque durant un exercice fiscal donné en vue de l'établissement de réserves appropriées pour faire face aux variations saisonnières des recettes et des dépenses, pour effectuer les paiements prévus aux Articles VI et VIII des présentes et pour d'autres buts similaires, tout surplus de fonds sera tenu à la disposition du Gouvernement haïtien pour les dépenses publiques nécessaires à effectuer en conformité du budget approuvé.

ARTICLE VII

ARTICLE VII

The Government of the Republic of Haiti declares that the interest and amortization service of the bonds of the external debt of 1922 and 1923 constitute an irrevocable first lien upon all its revenues as defined in Article II. It is understood that the communal revenues specified in Article 2 shall not be included in the provision of this clause.

Le Gouvernement de la République d'Haiti déclare que le service d'intérêt et d'amortissement des titres de l'emprunt 1922 et 1923 constitue irrévocablement une première charge sur tous ses revenus, tels qu'ils sont définis à l'Article II. Il reste entendu que les fonds communaux énumérés à l'Article II ne sont pas compris dans les prescriptions de cette clause.

Lien upon revenues.

Until the complete amortization of the whole amount of the bonds of the external debt of 1922 and 1923 of the Government of Haiti, the public debt of the Republic of Haiti shall not be increased except by previous agreement between the Governments of the United States of America and the Republic of Haiti.

Jusqu'à complet amortissement de tous les titres de l'emprunt extérieur de 1922 et de 1923 de la République d'Haiti, la dette publique de la République d'Haiti ne sera pas augmentée, sauf entente préalable entre les Gouvernements des Etats-Unis d'Amérique et de la République d'Haiti.

Public debt.

ARTICLE VIII

ARTICLE VIII

In case the total collections of all the revenues as defined in Article II, exclusive of communal rev-

Au cas où la perception de la totalité des revenus définis à l'Article II, en dehors des fonds

Application of revenues exceeding designated amount.

enues, should in any fiscal year exceed the equivalent of \$7,000,000 in currency of the United States of America, there shall be applied to the sinking fund for the redemption of bonds of the external debt of 1922 and 1923, 10 per cent of the excess above \$7,000,000 but less than \$8,000,000 and in addition 5 per cent of all sums exceeding \$8,000,000.

communaux, excéderait dans une année fiscale quelconque une somme équivalente à \$7,000,000, monnaie des Etats-Unis d'Amérique, il sera versé au fonds d'amortissement, pour le rachat des titres de l'Emprunt Extérieur de 1922 et de 1923, dix pour cent de toute somme excédant \$7,000,000 mais moindre que \$8,000,000, et, en sus, 5 pour cent de toute somme excédant \$8,000,000.

ARTICLE IX

Laws relating to deposit and disbursement.

The system of deposit and disbursing of all revenues, as defined in Article II, of the Government of Haiti shall be carried out in accordance with Haitian laws relating to accounting methods and financial regulations now governing such matters which shall not be modified during the life of this agreement without the previous consent of both Governments.

The Government of Haiti agrees to enact and to maintain in effect the legislation and executive and administrative regulations necessary to put this and other articles of the present agreement into effect.

ARTICLE IX

Le système d'encaissement et de dépense des revenus du Gouvernement d'Haiti définis à l'Article II se fera conformément aux lois haitiennes actuellement en vigueur relatives aux méthodes de comptabilité et aux règlements fiscaux, lesquelles ne pourront pas être modifiées sans le consentement préalable des deux Gouvernements.

Le Gouvernement haitien convient de faire voter et de maintenir en vigueur la législation, les arrêtés et règlements administratifs nécessaires pour la mise à exécution de cet article ainsi que des autres dispositions du présent Accord.

ARTICLE X

Settlement of controversies.

Any controversy which may arise between the Government of the United States of America and the Government of Haiti in relation to the interpretation or execution of the provisions of the present agreement shall, if possible, be settled through diplomatic channels. Upon notification by either the Government of the United States of America or the Government of Haiti that, in its opinion, possibilities of settlement by this means have been exhausted, such controversies shall

ARTICLE X

Toutes les controverses qui pourraient s'élever entre les deux Gouvernements au sujet de l'interprétation ou de l'exécution des dispositions du présent Accord, seront, si possible, réglées par les voies diplomatiques. A la notification soit par le Gouvernement des Etats-Unis d'Amérique, soit par le Gouvernement de la République d'Haiti, que dans l'opinion de l'un d'eux, les possibilités de règlement, par ce moyen, ont été épuisées, de telles controverses seront réglées suivant la

be settled in accordance with the procédure arrêtée dans la Convention stipulated in the Inter-American Arbitration Convention signed at Washington January 5, 1929, notwithstanding the provisions of Article 2 (a) thereof.

49 Stat. 3153, 3160.

ARTICLE XI

The Accord signed by representatives of the Governments of the United States of America and the Republic of Haiti on August 7, 1933, shall cease to have effect when the present agreement shall enter into force, provided, however, that the Accord of August 7, 1933 shall continue in full force and effect until the two Governments agree that there have been adopted and put into operation the measures necessary for the execution of the present agreement.

The present agreement shall continue in full force and effect during the existence of the outstanding external bonds of 1922 and 1923. After the redemption of the said bonds, the provisions of this agreement shall automatically cease to have effect.

In witness whereof the respective Plenipotentiaries have signed at Port-au-Prince the present agreement in duplicate in the English and French languages, both texts being equally authoritative, and have hereunto affixed their seals.

Done in the City of Port-au-Prince the 13th day of September nineteen hundred and forty-one.

For the Government of the United States of America:

J. C. WHITE.

Envoy Extraordinary and Minister Plenipotentiary of the United States of America to the Republic of Haiti.

[SEAL]

ARTICLE XI

L'Accord signé par les Représentants des Gouvernements des Etats-Unis d'Amérique et de la République d'Haiti le 7 Août 1933 cessera d'avoir des effets quand le présent Accord entrera en vigueur, étant entendu, cependant, que l'Accord du 7 août 1933 continuera à sortir tous ses effets jusqu'à ce que les deux Gouvernements reconnaissent que toutes les mesures nécessaires à l'exécution du présent Accord ont été adoptées et mises en vigueur.

Le présent Accord demeurera en vigueur tant que les titres de l'emprunt 1922 et 1923 resteront en circulation. Au rachat des dits titres, les dispositions de cet Accord cesseront automatiquement de produire effet.

En foi de quoi, les Plénipotentiaires respectifs ont signé le présent Accord à Port-au-Prince, en double, en anglais et en français, en y apposant leur sceau. Il est entendu que les deux textes font également autorité.

Fait à Port-au-Prince, ce jour le 13 Septembre mil neuf cent quarante et un.

Pour le Gouvernement de la République d'Haiti:

FOMBRUN

Ministre des Relations Extérieures de la République d'Haiti.

[SCEAU]

Termination of prior agreement.

Duration of present agreement; termination.

EXCHANGES OF NOTES

*The American Minister to the Haitian Secretary of State for
Foreign Affairs*

PORT-AU-PRINCE, *September 13th, 1941*

EXCELLENCY:

U. S. members of
Board of Directors;
compensation.

I have the honor to refer, under instructions from my Government, to the Agreement between the United States of America and the Republic of Haiti signed today and to confirm to you the understanding of my Government with regard to the United States members of the Board of Directors of the National Bank of the Republic of Haiti and their compensation in the following terms:

The 3 voting members of the Board of Directors of the National Bank of the Republic of Haiti, who shall be citizens of the United States, and who are to be appointed by mutual agreement of the two Governments, shall be as follows:

W. H. Williams, who shall be co-President of the Board and whose duty it shall be to represent the holders of the bonds of 1922 and 1923, and to coordinate and direct the functions and activities of the two Vice Presidents.

Thomas Pearson

Edward F. Roosevelt

The compensation to be paid to each of the voting members of the Board of Directors for their duties as members of the Board of Directors of the National Bank of the Republic of Haiti shall not exceed the sum of (\$300) Three Hundred United States dollars per month.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

J. C. WHITE.

His Excellency

MR. CHARLES FOMBRUN,

Secretary of State for Foreign Affairs,

Port-au-Prince.

TRADUCTION

EXCELLENCE:

Conformément aux instructions de mon Gouvernement, j'ai l'honneur de me référer à l'Accord entre les Etats-Unis d'Amérique et la République d'Haiti signé aujourd'hui et de vous confirmer, dans les termes suivants, le plein accord de mon Gouvernement, eu égard aux membres américains du Conseil d'Administration de la Banque Nationale de la République d'Haiti et à leurs appointements:

Les trois membres votants du Conseil d'Administration de la Banque Nationale de la République d'Haiti qui doivent être des

citoyens des Etats-Unis et nommés selon Accord mutuel des deux Gouvernements seront les suivants:

W. H. Williams, qui sera Co-Président du Conseil et aura pour obligation de représenter les porteurs de titres 1922-1923, de coordonner et diriger les fonctions et activités des deux Vice-Présidents.

Thomas Pearson

Edward F. Roosevelt

Les appointements à payer à chacun des membres votants du Conseil d'Administration de la Banque Nationale de la République d'Haiti n'excéderont pas la somme de (\$300) Trois-Cents dollars par mois.

Je profite de cette occasion pour renouveler à Votre Excellence, les assurances de ma plus haute considération.

J. C. WHITE

Son Excellence

Monsieur CHARLES FOMBRUN,

Secrétaire d'Etat des Relations Extérieures,

Port-au-Prince.

The Haitian Secretary of State for Foreign Affairs to the American Minister

PORT-AU-PRINCE, le 13 Septembre 1941.

MONSIEUR LE MINISTRE,

J'ai l'honneur, en me référant à l'Accord en date d'aujourd'hui, intervenu et signé entre la République d'Haiti et les Etats-Unis d'Amérique, d'accuser réception dans les termes ci-dessous à Votre note datée de ce jour par laquelle Vous me confirmez le plein Accord de Votre Gouvernement eu égard aux Membres Américains du Conseil d'Administration de la Banque Nationale de la République d'Haiti et à leurs appointements.

Les trois membres votants du Conseil d'Administration de la Banque Nationale de la République d'Haiti qui doivent être des citoyens des Etats-Unis et nommés selon Accord mutuel des deux Gouvernements seront les suivants:

W. H. Williams, qui sera co-Président du Conseil et aura pour obligation de représenter les porteurs de titres 1922-1923, de coordonner et diriger les fonctions et activités des deux Vice-Présidents.

Thomas Pearson

Edward F. Roosevelt

Les appointements à payer à chacun des membres votants du Conseil d'Administration de la Banque Nationale de la République d'Haiti n'excéderont pas la somme de (\$300) Trois-Cents dollars par mois.

Vos déclarations d'accord, faites dans les termes précités, correspondent à la compréhension qu'a mon Gouvernement de l'Arrangement intervenu et lui donnent pleine satisfaction.

Je profite de cette occasion pour renouveler à Votre Excellence les assurances de ma haute considération.

FOMBRUN

Son Excellence

Monsieur JOHN CAMPBELL WHITE,
*E.E. & Ministre Plénipotentiaire
des Etats-Unis d'Amérique,
Port-au-Prince.*

TRADUCTION.

SIR:

I have the honor to refer to the Agreement between the Republic of Haiti and the United States of America, signed today, and to acknowledge your note of today's date confirming to me the understanding of your Government with regard to the United States members of the Board of Directors of the National Bank of the Republic of Haiti and their compensation in the following terms:

The 3 voting members of the Board of Directors of the National Bank of the Republic of Haiti, who shall be citizens of the United States, and who are to be appointed by mutual agreement of the two Governments, shall be as follows:

W. H. Williams, who shall be co-President of the Board and whose duty it shall be to represent the holders of the bonds of 1922 and 1923, and to coordinate and direct the functions and activities of the two Vice Presidents.

Thomas Pearson
Edward F. Roosevelt

The compensation to be paid to each of the voting members of the Board of Directors for their duties as members of the Board of Directors of the National Bank of the Republic of Haiti shall not exceed the sum of (\$300) Three Hundred United States dollars per month.

Your statement of agreement in the above terms represents my understanding of the arrangement and is satisfactory to the Government of the Republic of Haiti.

I avail myself of this opportunity to renew to Your Excellency the assurance of my highest consideration.

FOMBRUN

His Excellency

Mr. JOHN CAMPBELL WHITE,
*E.E. & Plenipotentiary Minister
of the United States of America,
Port-au-Prince.*

*The Haitian Secretary of State for Foreign Affairs
to the American Minister*

RÉPUBLIQUE D'HAÏTI

SECRETARERIE D'ÉTAT
DES
RELATIONS EXTÉRIEURES

PORT-AU-PRINCE, le 30 Septembre 1941

MONSIEUR LE MINISTRE,

Suivant les instructions de mon Gouvernement, j'ai l'honneur d'informer Votre Excellence qu'en ce qui a trait aux dispositions du 1er paragraphe de l'Article XI de l'Accord Exécutif, signé à Port-au-Prince, le 13 septembre 1941, par les Représentants du Gouvernement de la République d'Haïti et du Gouvernement des Etats-Unis d'Amérique, étant donné les mesures adoptées par mon Gouvernement, à savior deux Décrets-Lois en date du 29 septembre 1941, le premier modifiant la loi des Finances et le second relatif au Budget des recettes et dépenses des communes de la République, et étant donné les dispositions prises par le Conseil d'Administration de la Banque Nationale de la République d'Haïti pour la modification des règlements de cette institution, le Gouvernement Haïtien déclare, par la présente, que, pour sa part, il reconnaît que toutes les mesures nécessaires à l'exécution de l'Accord en question, Accord Exécutif du 13 Septembre 1941, ont été adoptées et mises en application.

En demandant à Votre Excellence de m'aviser de l'accord de Son Gouvernement, je saisis cette occasion pour Lui renouveler l'assurance de ma haute considération.

FOMBRUN

Son Excellence

Monsieur JOHN CAMPBELL WHITE,
*E.E. & Ministre Plénipotentiaire
des Etats-Unis d'Amérique,
Port-au-Prince.*

[Translation]

REPUBLIC OF HAITI

DEPARTMENT OF STATE
FOR
FOREIGN AFFAIRS

PORT-AU-PRINCE, September 30, 1941.

MR. MINISTER,

Following instructions of my Government, I have the honor to inform Your Excellency that with respect to the provisions of the first paragraph of article XI of the Executive agreement signed at Port-au-Prince September 13, 1941 by the representatives of the Government of the Republic of Haiti and of the Government of the United States of

America, in view of the measures adopted by my Government, namely, two decree-laws under date of September 29, 1941, the first amending the law on finances and the second relative to the budget of receipts and expenditures of the communes of the Republic, and in view of the provisions adopted by the board of directors of the National Bank of the Republic of Haiti for the amendment of the regulations of that institution, the Haitian Government hereby declares that, for its part, it recognizes that all measures necessary for the execution of the agreement in question, the Executive agreement of September 13, 1941, have been adopted and applied.

While requesting Your Excellency to advise me of the conformity of your Government, I take this occasion to renew to you the assurance of my high consideration.

FOMBRUN

His Excellency

JOHN CAMPBELL WHITE,
*E.E. and Minister Plenipotentiary
of the United States of America,
Port-au-Prince.*

*The American Minister to the Haitian Secretary of State for Foreign
Affairs*

No. 188

LEGATION OF THE UNITED STATES
OF AMERICA, PORT-AU-PRINCE, HAITI,
October 1, 1941, 4 p.m.

EXCELLENCY:

I have the honor to acknowledge the receipt of Your Excellency's communication of September 30, 1941, with reference to the provisions of the first paragraph of Article XI of the Executive Agreement signed in the City of Port-au-Prince on September 13, 1941, by representatives of the Government of the United States of America and of the Republic of Haiti.

In view of Your Excellency's statement regarding the measures adopted by the Haitian Government and the action taken by the Board of Directors of the National Bank of the Republic of Haiti mentioned in your note of September 30, I am authorized by my Government to inform you that the United States of America agrees that all of the necessary measures for the execution of the above mentioned Executive Agreement of September 13, 1941, have been adopted and put into operation.

Accept, Excellency, the renewed assurance of my high consideration.

J. C. WHITE

His Excellency

M. CHARLES FOMBRUN,
*Secretary of State for Foreign Affairs,
Port-au-Prince, Haiti.*

Arrangement between the United States of America and Panama respecting relief from double income tax on shipping profits. Effected by exchanges of notes signed January 15, February 8, and March 28, 1941.

January 15, February 8, and March 28, 1941
[E. A. S. 221]

The Panamanian Chargé d'Affaires ad interim to the Secretary of State

EMBAJADA DE PANAMA
WASHINGTON

Número D-14

ENERO 15 DE 1941

SEÑOR SECRETARIO:

Tengo a honra manifestar a Vuestra Excelencia que mi Gobierno, basándose en el principio de reciprocidad, está muy interesado en que el Departamento del Tesoro de los Estados Unidos de América declare formal y oficialmente que las entradas de las compañías navieras incorporadas bajo las leyes panameñas están exentas del impuesto sobre la renta.

Con la presente me es grato remitir a Vuestra Excelencia los documentos, debidamente autenticados, que contienen las disposiciones legales de la República de Panamá por las cuáles se exonera a las compañías navieras incorporadas bajo las leyes de los Estados Unidos de todo impuesto. Mucho le agradecería a Vuestra Excelencia que, si a bien lo tiene, haga llegar dichas disposiciones hasta el Departamento del Tesoro a fin de obtener la declaración deseada por mi Gobierno. Los documentos que se remiten son los siguientes:

- a) folleto de edición oficial que contienen todas las leyes y decretos en que consta que la República de Panamá no impone contribuciones a la industria naviera de los Estados Unidos;
- b) copia de la Resolución Ejecutiva No. 33-bis, de 1936, y
- c) certificado del señor Secretario de Estado en el Despacho de Hacienda y Tesoro, en el cual se hace constar expresamente que "las naves mercantes de los Estados Unidos de América ó de ciudadanos de ese país" están exentas del impuesto sobre la renta.

Las disposiciones legales contenidas en dichos documentos se pueden sintetizar como sigue:

- 1) Un gravamen es impuesto por la República de Panamá sobre las ganancias netas de todas las personas de acuerdo con la Ley del Fondo Obrero y del Agricultor, Ley 49 de 1934.

- 2) Por Resolución Ejecutiva No. 33-bis, del 2 de Marzo de 1936, fue resuelto lo siguiente:

“Las entradas que se derivan de las operaciones del comercio marítimo, de las naves mercantes de propiedad de corporaciones organizadas en los Estados Unidos de América ó de ciudadanos de ese ó de cualquier otro país, que residan ya sea en Panamá ó en el exterior, *no causan* el impuesto del Fondo del Obrero y del Agricultor creado por la Ley 49 de 1934, aún cuando los contratos de transporte se celebren en Panamá”.

- 3) La Asamblea Nacional de la República de Panamá, decretó en 1938 una nueva Ley de impuestos conocida por Ley No. 62 de 1938. Esta Ley no ha sido puesta en vigor por haber sido suspendida por el Decreto No. 41 del 5 de abril de 1939 y por el Decreto No. 146-bis del 30 de diciembre de 1939.

En vista, pues, de todo lo arriba mencionado mi Gobierno vería con mucho agrado que el Gobierno de Vuestra Excelencia diera la seguridad de que, salvo cambios de la ley en el futuro, los ciudadanos de la República de Panamá y sociedades incorporadas bajo las leyes panameñas, han sido desde 1936 y serán después, exceptuadas del impuesto sobre las ganancias derivadas de operaciones marítimas, conforme a lo provisto en las Secciones 211 (b) y 231 (d) del Código de Ingresos de los Estados Unidos de América (Internal Revenue Code of the United States of America).

Sírvase Vuestra Excelencia aceptar mis gracias anticipadas por la atención que se digne prestar a esta solicitud y las seguridades de mi más alta y distinguida consideración,

J. H. EHRMAN,
Encargado de Negocios a.i.

Su Excelencia CORDELL HULL
Secretario de Estado de los Estados Unidos
Washington.

[Translation]

EMBASSY OF PANAMA
WASHINGTON

Number D-14

JANUARY 15, 1941

MR. SECRETARY:

I have the honor to inform Your Excellency that my Government, upon the basis of the principle of reciprocity, is very much interested in having the Treasury Department of the United States of America declare formally and officially that the revenues of shipping companies incorporated under Panamanian laws are exempt from income taxes.

I take pleasure in forwarding herewith to Your Excellency the documents, [1] duly authenticated, which contain the legal provisions of the Republic of Panama by which shipping companies incorporated under the laws of the United States are exempted from any tax. I should be very grateful if Your Excellency—provided you deem fit—would transmit the above-mentioned provisions to the Treasury Department in order to obtain the declaration desired by my Government. The documents which are being forwarded are the following:

- a) officially issued booklet containing all the laws and decrees which show that the Republic of Panama does not impose taxes upon the shipping industry of the United States;
- b) copy of Executive Resolution No. 33-bis, of 1936, and
- c) certificate of the Secretary of State in the Office of Hacienda and Treasury, in which it is expressly stated that “the merchant ships of the United States of America or of citizens of that country” are exempt from the income tax.

The legal provisions to be found in the above-mentioned documents may be summarized as follows:

- 1) A tax is imposed by the Republic of Panama upon the net earnings of all persons in accordance with the “Ley del Fondo Obrero y del Agricultor,” law 49 of 1934.
- 2) By Executive Resolution No. 33-bis, of March 2, 1936, the following was decreed:

“Revenues which are derived from the operations of maritime commerce of merchant ships belonging to corporations organized in the United States of America or to citizens of that or any other country who reside either in Panama or abroad, *are not subject to the tax of the “Fondo del Obrero y del Agricultor”* created by law 49 of 1934, even though the transportation contracts may be drawn up in Panama”.

- 3) The National Assembly of the Republic of Panama enacted in 1938 a new tax law known as law no. 62 of 1938. This law has not been put into force, due to its having been suspended by Decree No. 41 of April 5, 1939, and by Decree No. 146-bis of December 30, 1939.

In view, therefore, of all that has been cited above, my Government would be very much pleased if Your Excellency’s Government would give the assurance that, subject to changes of the law in the future, the citizens of the Republic of Panama and firms incorporated under Panamanian laws have been since 1936 and will henceforth be exempt from the tax on profits derived from maritime operations, as provided in sections 211 (b) and 231 (d) of the Internal Revenue Code of the United States of America.

53 Stat. 76, 78.
26 U. S. C. §§ 211
(b), 231 (d).

1 [Not printed.]

Please accept, Excellency, my thanks in advance for the attention which you may see fit to give to this request, and the assurances of my highest and most distinguished consideration.

J. H. EHRMAN
Chargé d'Affaires a.i.

His Excellency CORDELL HULL,
Secretary of State of the United States,
Washington.

The Secretary of State to the Panamanian Ambassador

DEPARTMENT OF STATE
WASHINGTON
February 8, 1941

EXCELLENCY:

I have the honor to acknowledge the receipt of your Embassy's note of January 15, 1941 (Number D-14) concerning the desire of your Government that the revenues of shipping companies incorporated under Panamanian laws be declared exempt from income taxes.

A copy of the note and the authenticated document transmitted therewith have been forwarded to the Treasury Department and further response will be made to the note at a later date.

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:
BRECKINRIDGE LONG

His Excellency
Senor Doctor DON CARLOS N. BRIN,
Ambassador of Panama.

The Secretary of State to the Panamanian Ambassador

DEPARTMENT OF STATE
WASHINGTON
March 28, 1941

EXCELLENCY:

I have the honor to refer to your Embassy's note of January 15, 1941 (Number D-14) concerning the desire of your Government that the revenues of shipping companies incorporated under Panamanian laws be declared exempt from income taxes. Reference is also made to the note of the Department of State of February 8 on the subject.

A letter has been received from the Treasury Department in which reference is made to the provisions of Executive Resolution No. 33-bis of March 2, 1936 contained in the authenticated documents enclosed with the Embassy's note relating to the exemption of the

revenues derived from the operations of merchant ships from the tax imposed by Panamanian Law 49 of 1934. It is stated in the letter that these provisions "satisfy the equivalent exemption requirements of sections 212 (b) and 231 (d) of the Internal Revenue Code and the corresponding sections of the Revenue Act of 1938 and the Revenue Act of 1936". It is added that

53 Stat. 76, 78.
26 U. S. C. §§ 212
(b), 231 (d).
52 Stat. 528, 530.
49 Stat. 1715, 1717.

"Consequently, nonresident alien individuals (including citizens of the Republic of Panama) and foreign corporations (including corporations organized under Panamanian laws) are exempt from Federal income tax with respect to their income which consists exclusively of earnings derived from the operation of a ship or ships documented under the laws of Panama, for the years 1936 to 1940, inclusive. This ruling is equally applicable to subsequent years, as long as there remain in force and effect the provisions of the Executive Resolution No. 33-bis of March 2, 1936, relative to the exemption from income tax of the revenues derived from the operations of merchant ships."

Accept, Excellency, the renewed assurances of my highest consideration.

For the Secretary of State:

BRECKINRIDGE LONG

His Excellency

Señor Dr. DON CARLOS N. BRIN,
Ambassador of Panama.

April 19 and June 16,
1941
[E. A. S. 222]

Agreement between the United States of America and Costa Rica respecting cooperative rubber investigations in Costa Rica. Effected by exchange of notes signed April 19 and June 16, 1941; effective June 16, 1941. And additional note.

*The American Chargé d'Affaires ad interim to the Costa Rican
Secretary of State for Foreign Affairs*

LEGATION OF THE UNITED STATES OF AMERICA

SAN JOSÉ, COSTA RICA

No. 726

April 19, 1941.

EXCELLENCY :

With reference to conversations between representatives of the Ministry of State for Agriculture of Costa Rica and of the Department of Agriculture of the United States of America in regard to the conclusion of an agreement for cooperative rubber investigations in Costa Rica, I have the honor to inform Your Excellency that the Government of the United States of America is prepared to give effect to an agreement in the following terms:

Considering that it is desirable and in the mutual interest of the United States of America and the Republic of Costa Rica that a source of crude rubber be developed in Costa Rica, and that the Governments of the two countries cooperate in conducting investigations with respect to the methods of rubber cultivation, the development of superior strains of rubber, disease control, use of intercrops, and other matter, with a view to the successful establishment of a self-sustaining rubber culture industry; and

Considering that progress has been made by the Ministry of State for Agriculture of Costa Rica in promoting interest in Costa Rica in the cultivation of rubber and in other new agricultural enterprises, and that the Secretary of Agriculture of the United States of America is authorized by an Act of the Congress of the United States of America, approved June 27, 1940, making appropriations for certain purposes, to conduct investigations directed toward the development of rubber production in the Western Hemisphere, including production, breeding, and disease research, to conduct surveys of potential rubber-producing areas, to establish and operate experiment and demonstration stations in suitable locations, to acquire land and construct and equip necessary buildings and take certain other necessary measures for such purposes;

The Government of the United States of America and the Government of the Republic of Costa Rica, with a view to defining their

respective interests in the project for cooperative rubber investigations in Costa Rica, and the facilities, services, and other contributions which they shall make available for the purpose, agree as follows:

ARTICLE I

The Ministry of State for Agriculture of Costa Rica, seeking uses for vast areas of rich undeveloped lands and abandoned banana farms on which individual growers or plantation companies can produce a profitable export crop of rubber and thereby increase the foreign trade and the income of the people of Costa Rica,

(a) shall provide, without charge, to the Department of Agriculture of the United States of America a site for a central experiment station, lands necessary for experimental rubber plantings, and a site for residences, and in accordance with this provision shall accord the Department of Agriculture the free use of the following described areas of land:

Provision of lands for experimental rubber plantings.

(1) in the Reventazón Valley near Turrialba, on the north side of the public road leading from the town of Turrialba to the Reventazón River, that area of land known as the Castula Jimenez farm, consisting of approximately 16.8 hectares (41.5 acres), and that area of land directly adjoining the Castula Jimenez farm on the east, known as the José Fernández farm, consisting of approximately 16.8 hectares (41.5 acres), both of which areas are to be used for the purpose of a central experiment station and for seedling nurseries, test plantings, and breeding gardens;

(2) in the Guapiles district adjoining and to the north of the "Old Line" railway, that area of land known as Los Diamantes farm, consisting of 1,170 hectares (about 2,902 acres), to be used for experimental plantings and clone propagation, and as a demonstrational rubber farm; and

(3) in the Reventazón Valley near Turrialba, on the north side of the public road leading eastward from the town of Turrialba, that area of land known as the Jesus Pazos farm, consisting of approximately 2.6 hectares (about 6.5 acres) to be used as a residential site;

(b) shall permit or have permitted, through proper authorization whenever necessary from other departments of the Government of Costa Rica, the importation into Costa Rica, free of duty or any fee whatsoever, all material or property of the Government of the United States of America which may be required for the construction, operation, and maintenance of the aforementioned central experiment station; and this exemption from duties or fees upon importation shall extend to the personal property of employees of such station upon their entry into the ports of Costa Rica for work in carrying out the purposes of this cooperative agreement, provided that the director of the station shall certify that such personal property of such employees is not imported for resale;

Imports and exports.

(c) shall permit the Department of Agriculture of the United States of America to import into or export from Costa Rica all materials, such as seeds, stumps, or budwood, for the planting of rubber-producing plants which the Department of Agriculture may require for the investigations contemplated by this agreement or which the Department of Agriculture may desire to ship elsewhere, provided that all such imports or exports shall be certified by a duly qualified official of the Department of Agriculture to be free from noxious insects and contagious diseases; and

Redistribution prohibited.

Exception.

(d) shall prohibit the redistribution of any strains of rubber trees furnished it by the Department of Agriculture of the United States of America to individuals, cooperators, companies, agencies, or governments, except to agencies or governments in the Western Hemisphere which reciprocally agree to furnish similar material which they may have in their possession, upon the understanding that the prohibition provided in this paragraph shall extend to and be applied by any agency or government to which any such strains of rubber trees may be redistributed.

ARTICLE II

Activities of U. S. Department of Agriculture.

The Department of Agriculture of the United States of America, under authority granted by the Congress of the United States of America,

(a) shall establish in Costa Rica a central rubber experiment station, upon the conditions specified above, and make field plantings to demonstrate practical methods of plantation rubber production;

(b) shall conduct laboratory and field investigations, and make information concerning the results thereof available for the benefit of the rubber-producing industry in Costa Rica and in other countries of the Western Hemisphere;

(c) shall provide, out of funds available to it, any necessary laboratory and office facilities and housing facilities for employees on the land furnished by the Ministry of State for Agriculture of Costa Rica, as may be required for conducting the investigations contemplated by this agreement;

(d) shall provide, out of funds available to it, a station superintendent and such other investigators and specialists in rubber cultivation as may be required to conduct the investigations, together with such overseers or foremen of labor as may be required to carry on the work properly, provided that in the hiring of foremen or laborers, citizens of Costa Rica shall be given preference;

(e) shall provide, free of charge, necessary office space and laboratory facilities at the central experiment station for two scientists to be designated, at its option by the Ministry of State for Agriculture of Costa Rica for the purpose of conducting cooperative investigations on a basis of equality with experts designated by the Department of Agriculture of the United States of America; provided, that the salaries and living accommodations of any such scientists shall be furnished by the Ministry of State for Agriculture of Costa Rica;

(f) Shall undertake such experimental studies and field investigations at the central experiment station and on the lands furnished by the Ministry of State for Agriculture of Costa Rica as may be practicable with a view to the establishment of a successful rubber plantation industry; and

(g) shall furnish to the Ministry of State for Agriculture of Costa Rica, free of any charge, stocks of superior strains of the rubber tree now in its possession and of any additional superior strains collected by it as a result of surveys or cultivated at its experiment station which, after being tested by it, are found to be superior, such stocks to be furnished at a date as early, and in such quantity, as may be possible with the facilities available for propagation and in view of the equitable requirements of any other cooperating agency.

ARTICLE III

The lands, facilities, and services furnished by the Ministry of State for Agriculture of Costa Rica shall be suitable and adequate for the purpose of this agreement.

Lands, etc., furnished by Costa Rica.

Exclusive of the salaries of scientists and overseers designated by the Department of Agriculture of the United States of America, the Department shall not be obligated under this agreement to expend an amount in excess of forty-five thousand dollars (\$45,000.00) during the first year, nor in excess of twenty thousand dollars (\$20,000.00) during any one year thereafter. The first year shall begin on the day of the entry into effect of this agreement.

Limitation on U. S. obligation.

ARTICLE IV

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 contracting 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.

Effective date; duration.

ARTICLE V

Upon the 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 mentioned in the foregoing Article II, including all buildings and facilities belonging to it, but excluding all fencing of land or plantings of rubber or other crops growing on the land; provided, however, that in the event of any sale of such improvements, the Government of Costa Rica shall have priority in the purchase thereof. The price at which any such improvements may be sold shall be established in accordance with regulations made by the Department of Agriculture of the United States of America.

Disposition of facilities.

If agreeable to the Government of the Republic of Costa Rica, the 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 agreement in accordance with the foregoing terms.

Accept, Excellency, the renewed assurances of my highest consideration.

DUDLEY G. DWYRE

Chargé d'Affaires ad interim

His Excellency

Señor Licenciado don ALBERTO ECHANDI,
Secretary of State for Foreign Affairs.

*The Costa Rican Secretary of State for Foreign Affairs to the
American Chargé d'Affaires ad interim*

REPUBLICA DE COSTA RICA

SECRETARIA DE RELACIONES EXTERIORES

Nº 1843 - B

SAN JOSÉ, 16 de junio de 1941.

SEÑOR ENCARGADO DE NEGOCIOS:

Tengo la honra de acusar recibo de su atenta nota número 726 de 19 de abril de 1941, con respecto a la conclusión de un Convenio para llevar a cabo investigaciones conjuntas sobre el hule en Costa Rica.

Me es grato informar a Vuestra Señoría que consultado el parecer del Señor Secretario de Estado en el Despacho de Fomento y Agricultura sobre el convenio propuesto, este alto funcionario se sirvió contestarme, por nota número 3755 de 9 del presente mes, expresando su completa aprobación a tal asunto.

En consecuencia tengo el placer de informar a Vuestra Señoría que mi Gobierno a dispuesto aceptar el Convenio dicho, en los términos siguientes:

ARTICULO I

El Secretario de Estado en el Despacho de Fomento y Agricultura de Costa Rica, al buscar usos para vastas áreas de ricas tierras vírgenes o de fincas abandonadas de banano en las cuales agricultores individuales o compañías agricultoras puedan desarrollar exportaciones de hule de importancia comercial y de tal manera incrementar el comercio de exportación y los ingresos para las gentes de Costa Rica,

(a) deberá suministrar, sin costo alguno, al Departamento de Agricultura de los Estados Unidos de América un sitio para una estación central de experimentación, tierras necesarias para plantaciones experimentales de hule, y un sitio para residencias; y de acuerdo con esta estipulación deberá acordar al Departamento de Agricultura el uso gratuito de las áreas de tierra descritas a continuación:

(1) en el Valle del Reventazón cerca de Turrialba en el lado Norte del camino público que va de la ciudad de Turrialba al río Reventazón, dicha área de tierra conocida bajo el nombre de finca de Cástula Jiménez, consistente aproximadamente de 16.8 hectáreas (41.5 acres), y el área de tierra contiguo a la finca de Cástula Jiménez en el Este, conocida como finca de José Fernández, consistente aproximadamente en 16.8 hectáreas (41.5 acres), ambas áreas para ser usadas en una estación central de experimentación y almacigos, plantaciones de ensayo y jardines de crianza.

(2) en el distrito de Guápiles junto y hacia el Norte del ramal "Línea Vieja", que es el área de tierra conocida como la finca "Los Diamantes", consistente en 1,170 hectáreas (cerca de 2,902 acres), para ser usada en plantaciones de experimentación y como finca de demostración del cultivo del hule (clone propagation); y

(3) en el Valle del Reventazón cerca de Turrialba, en el lado Norte del camino público que conduce hacia el Este desde la ciudad de Turrialba, que es el área de tierra conocida como finca de Jesús Pazos, consistente aproximadamente en 2.6 hectáreas (cerca de 6.5 acres), para ser usada como sitio residencial;

(b) deberá permitir o hará permitir, siempre que sea necesario y por medio de una autorización respectiva de los otros Departamentos del Gobierno de Costa Rica, la importación a Costa Rica, libre de derechos o de cualquier otro impuesto, de toda clase de material de propiedad del Gobierno de los Estados Unidos de América que deba ser requerido para la construcción, operación y mantenimiento de la anteriormente citada estación central de experimentación;

(c) deberá permitir al Departamento de Agricultura de los Estados Unidos de América la importación o exportación en Costa Rica de toda clase de materiales, tales como semillas, almácigos e injertos para las siembras de plantas productoras de hule, que el Departamento de Agricultura estime conveniente para llevar a cabo las investigaciones contempladas en este Convenio o que el Departamento de Agricultura deseara embarcar a otros lugares, a condición de que tales importaciones o exportaciones deberán ser autorizadas por un oficial del Departamento de Agricultura, experto en la materia, que certifique que están libres de insectos nocivos y enfermedades contagiosas; y

(d) deberá prohibir la redistribución de cualesquiera especies de árboles de hule que le hayan sido suministrados por el Departamento de Agricultura de los Estados Unidos de América, a individuos, cooperadoras, compañías, agencias o Gobiernos, excepto a agencias o gobiernos del Hemisferio Occidental que tengan un convenio recíproco para suministrar materias similares que obren en su poder bajo el entendimiento de que la prohibición a que se refiere esta cláusula deberá extenderse a y ser aplicada por cualquier agencia o gobierno al cual le sean redistribuidos tales especies de árboles de hule. ❁

ARTICULO II

El Departamento de Agricultura de los Estados Unidos de América, con autorización del Congreso de los Estados Unidos de América,

(a) establecerá en Costa Rica una estación central de experimentación de hule, dentro de las condiciones especificadas anteriormente, y hará plantaciones para demostrar los métodos prácticos usados en las plantaciones de producción del hule;

(b) conducirá investigaciones de laboratorio y sobre el terreno y hará que los resultados de tales investigaciones sean suministrados para beneficio de la industria de la producción del hule en Costa Rica y otros países del Hemisferio Occidental;

(c) suministrará, de fondos que se destinarán para ello, todo lo necesario para los laboratorios, oficinas y casas de los empleados en los terrenos suministrados por el Secretario de Estado en el Despacho de Fomento y Agricultura de Costa Rica, en la extensión que sean requeridos para la conducción de las investigaciones contempladas en este Convenio;

(d) suministrará, de fondos que se destinaran para ello, un superintendente para la estación y todos aquellos otros investigadores y especialistas en el cultivo del hule que sean requeridos para la conducción de las investigaciones, además de los supervigilantes o capataces necesarios para llevar adelante el trabajo de una manera apropiada, a condición de que en el enganche de capataces y trabajadores se dé preferencia a los ciudadanos costarricenses;

(e) suministrará, libre de todo costo, las oficinas necesarias y facilidades de laboratorio en la estación central de experimentación para dos científicos que serán designados, a opción del Secretario de Estado en el Despacho de Fomento y Agricultura de Costa Rica con el objeto de que conduzcan investigaciones en conjunto e igualdad de bases con los expertos designados por el Departamento de Agricultura de los Estados Unidos de América, a condición de que los salarios y

viviendas de tales científicos serán suministrados por el Secretario de Estado en el Despacho de Fomento y Agricultura de Costa Rica;

(f) llevará a cabo aquellos estudios experimentales e investigaciones sobre el terreno en la estación central de experimentación y en las tierras suministradas por el Secretario de Estado en el Despacho de Fomento y Agricultura de Costa Rica, que sean necesarios para el establecimiento de una satisfactoria industria de plantación de hule; y

(g) suministrará al Secretario de Estado en el Despacho de Fomento y agricultura de Costa Rica, libre de todo costo, cantidades de especies superiores de árboles de hule que estan ahora en su posesión, asi como cualesquiera especies superiores adicionales que se lleguen a obtener como resultado de estudios o que haya sido cultivado en sus estaciones experimentales, y el cual, despues de haber sido aprobado, sea clasificado como de calidad superior, para ser suministrado tan pronto y en cantidades como sea posible, con vista a las facilidades disponibles para su propagación y atendiendo a los justos pedidos de cualquier otra estación cooperativa.

ARTICULO III

Las tierras, facilidades y servicios suministrados por el Secretario de Estado en el Despacho de Fomento y Agricultura de Costa Rica deberán ser adecuados y adaptables a los propósitos de este Convenio.

Con exclusión de los salarios de los científicos y supervigilantes nombrados por el Departamento de Agricultura de los Estados Unidos de América, el Departamento no estará obligado bajo los términos de este Convenio a gastar una suma de más de cuarenta y cinco mil dollars (\$45,000.00) durante el primer año, ni más de veinte mil dollars (\$20,000.00) durante cada una de los años siguientes. El primer año comenzará el día en que sea efectivo el presente Convenio.

ARTICULO IV

Este Convenio entrará en efecto el día en que sea firmado y permanecerá vigente hasta seis meses después del día en que cualquiera de los gobiernos contratantes comunique por escrito al otro gobierno contratante su intención de dar por terminado el Convenio a condición, sin embargo, de que el Convenio no permanecerá en vigencia después del 30 de Junio de 1943 excepto a opción del Departamento de Agricultura de los Estados Unidos de América, opción la cual será notificada al Gobierno de Costa Rica por el Gobierno de los Estados Unidos de América a más tardar un mes antes de dicha fecha.

ARTICULO V

A la terminación de este Convenio, el Departamento de Agricultura de los Estados Unidos de América le será permitido remover, vender, o de cualquiera otra manera disponer de todas las mejoras mencionadas en el anterior Artículo II, incluyendo todos los edificios y facilidades que a él pertenezcan, pero excluyendo todas las cercas de los terrenos o plantaciones de hule o de otras plantaciones que crezcan en dichos terrenos; a condición, sin embargo, de que en el evento de que se llegaren a vender tales mejoras, el Gobierno de Costa Rica tendrá prioridad en la compra de las mismas. El precio de venta de cualquiera de tales mejoras será establecido de acuerdo con las regulaciones establecidas por el Departamento de Agricultura de los Estados Unidos de América.

El Gobierno de Costa Rica está de acuerdo en que, como lo sugiere la nota de Su Señoría de 19 de abril de 1941, el anterior Convenio entre en vigencia en la fecha que lleva la presente nota.

Me complazco en reiterar a Vuestra Señoría las expresiones de mi consideración más distinguida.

ALBERTO ECHANDI

A Su Señoría DUDLEY G. DWYRE,
Encargado de Negocios ad interim
de los Estados Unidos de América.
Presente.

[Translation]

REPUBLIC OF COSTA RICA

DEPARTMENT OF FOREIGN AFFAIRS

No. 1843-B

SAN JOSÉ, *June 16, 1941.*

MR. CHARGÉ D'AFFAIRES:

I have the honor to acknowledge the receipt of your courteous note no. 726 of April 19, 1941 relative to the conclusion of an agreement for carrying out cooperative rubber investigations in Costa Rica.

I am pleased to inform you that the views of the Secretary of State in the Ministry of Public Works and Agriculture having been consulted with regard to the proposed agreement, this high official replied, by his note no. 3755 of the 9th instant, expressing his full approval of the matter.

Therefore, I have pleasure in informing you that my Government is disposed to accept the said agreement, upon the following terms:

Acceptance by
Costa Rica.

ARTICLE I

The Secretary of State in the Ministry of Public Works and Agriculture of Costa Rica, seeking uses for vast areas of rich undeveloped lands and abandoned banana farms on which individual growers or plantation companies can produce a profitable export crop of rubber and thereby increase the foreign trade and the income of the people of Costa Rica,

(a) shall provide, without charge, to the Department of Agriculture of the United States of America a site for a central experiment station, lands necessary for experimental rubber plantings, and a site for residences, and in accordance with this provision shall accord the Department of Agriculture the free use of the following-described areas of land:

(1) in the Reventazón Valley near Turrialba, on the north side of the public road leading from the town of Turrialba to the Reventazón River, that area of land known as the Cástula Jiménez farm, consisting of approximately 16.8 hectares (41.5 acres), and that area of land directly adjoining the Cástula Jiménez farm on the east, known as the José Fernández farm, consisting of approximately 16.8 hectares (41.5 acres), both of

which areas are to be used for the purpose of a central experiment station and for seedling nurseries, test plantings, and breeding gardens;

(2) in the Guapiles district adjoining and to the north of the "Old Line" railway, that area of land known as Los Diamantes farm, consisting of 1,170 hectares (about 2,902 acres), to be used for experimental plantings and as a demonstrational rubber farm (clone propagation); and

(3) in the Reventazón Valley near Turrialba, on the north side of the public road leading eastward from the town of Turrialba, that area of land known as the Jesús Pazos farm, consisting of approximately 2.6 hectares (about 6.5 acres) to be used as a residential site;

(b) shall permit or have permitted, through proper authorization whenever necessary from other departments of the Government of Costa Rica, the importation into Costa Rica, free of duty or any fee whatsoever, all material and property of the Government of the United States of America which may be required for the construction, operation, and maintenance of the afore-mentioned central experiment station.

(c) shall permit the Department of Agriculture of the United States of America to import into or export from Costa Rica all materials, such as seeds, stumps, or budwood, for the planting of rubber-producing plants which the Department of Agriculture may require for the investigations contemplated by this agreement or which the Department of Agriculture may desire to ship elsewhere, provided that all such imports or exports shall be certified by a duly qualified official of the Department of Agriculture to be free from noxious insects and contagious diseases; and

(d) shall prohibit the redistribution of any strains of rubber trees furnished it by the Department of Agriculture of the United States of America to individuals, cooperators, companies, agencies, or governments, except to agencies or governments in the Western Hemisphere which reciprocally agree to furnish similar material which they may have in their possession, upon the understanding that the prohibition provided in this paragraph shall extend to and be applied by any agency or government to which any such strains of rubber trees may be redistributed.

ARTICLE II

The Department of Agriculture of the United States of America, under authority granted by the Congress of the United States of America,

(a) shall establish in Costa Rica a central rubber experiment station, upon the conditions specified above, and make field plantings to demonstrate practical methods of plantation rubber production;

(b) shall conduct laboratory and field investigations, and make information concerning the results thereof available for the benefit of the rubber-producing industry in Costa Rica and in other countries of the Western Hemisphere;

(c) shall provide, out of funds available to it, any necessary laboratory and office facilities and housing facilities for employees on the land furnished by the Secretary of State in the Ministry of Public Works and Agriculture of Costa Rica, as may be required for conducting the investigations contemplated by this agreement;

(d) shall provide, out of funds available to it, a station superintendent and such other investigators and specialists in rubber culti-

vation as may be required to conduct the investigations, together with such overseers or foremen of labor as may be required to carry on the work properly, provided that in the hiring of foremen or laborers, citizens of Costa Rica shall be given preference;

(e) shall provide, free of charge, necessary office space and laboratory facilities at the central experiment station for two scientists to be designated, at its option by the Secretary of State in the Ministry of Public Works and Agriculture of Costa Rica for the purpose of conducting cooperative investigations on a basis of equality with experts designated by the Department of Agriculture of the United States of America; provided that the salaries and living accommodations of any such scientists shall be furnished by the Ministry of State for Agriculture of Costa Rica;

(f) shall undertake such experimental studies and field investigations at the central experiment station and on the lands furnished by the Secretary of State in the Ministry of Public Works and Agriculture of Costa Rica as may be practicable with a view to the establishment of a successful rubber-plantation industry; and

(g) shall furnish to the Secretary of State in the Ministry of Public Works and Agriculture of Costa Rica, free of any charge, stocks of superior strains of the rubber tree now in its possession and of any additional superior strains collected by it as a result of surveys or cultivated at its experiment stations which, after being tested by it, are found to be superior, such stocks to be furnished at a date as early, and in such quantity, as may be possible, with the facilities available for propagation and in view of the equitable requirements of any other cooperating agency.

ARTICLE III

The lands, facilities, and services furnished by the Secretary of State in the Ministry of Public Works and Agriculture of Costa Rica shall be suitable and adequate for the purposes of this agreement.

Exclusive of the salaries of scientists and overseers designated by the Department of Agriculture of the United States of America, the Department shall not be obligated under this agreement to expend an amount in excess of forty-five thousand dollars (\$45,000.00) during the first year, nor in excess of twenty thousand dollars (\$20,000.00) during any one year thereafter. The first year shall begin on the day of the entry into effect of this agreement.

ARTICLE IV

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 contracting 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.

ARTICLE V

Upon the 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 mentioned in the foregoing article II, including all buildings and facilities belonging to

it, but excluding all fencing of land or plantings of rubber or other crops growing on the land; provided, however, that in the event of any sale of such improvements, the Government of Costa Rica shall have priority in the purchase thereof. The price at which any such improvements may be sold shall be established in accordance with regulations made by the Department of Agriculture of the United States of America.

Effective date.

The Government of Costa Rica agrees that, as suggested in your note of April 19, 1941, the foregoing agreement shall become effective on the date of this note.

It pleases me to reiterate to you the expressions of my most distinguished consideration.

ALBERTO ECHANDI

Honorable DUDLEY G. DWYRE,
Chargé d'Affaires ad interim
of the United States of America,
City.

ADDITIONAL NOTE

*The Costa Rican Secretary of State for Foreign Affairs to the
American Chargé d'Affaires ad interim*

REPUBLICA DE COSTA RICA

SECRETARIA DE RELACIONES EXTERIORES

N° 1895 * B

SAN JOSÉ, 18 de junio de 1941.

SEÑOR ENCARGADO DE NEGOCIOS:

Tengo el honor de referirme a la nota de Vuestra Señoría N° 726 de 19 de abril de 1941, con respecto a la conclusión de un convenio para llevar a cabo investigaciones sobre el cultivo del hule en Costa Rica, y a mi nota N° 1843*B del 16 del corriente mes, en la cual se aceptan los términos del convenio mencionados en la nota de Vuestra Señoría, con excepción, sin embargo, de la parte final del párrafo (b) del Artículo I, referente a la exención de derechos para los efectos personales que introduzcan a su llegada a Costa Rica los empleados americanos que ingresen a trabajar en la Estación central de Experimentación, de acuerdo con los términos del convenio.

La supresión de esta parte del Artículo I, fue hecha por razones que han sido verbalmente explicadas a Vuestra Señoría. Sin embargo, como los servicios que prestaría el personal de la Estación Central de Experimentación para el cultivo del hule, no pueden considerarse sino como una eficaz y gratuita colaboración del Gobierno de Vuestra Señoría para el estudio de un nuevo y reproductivo producto de nuestro suelo, estoy seguro que el Señor Secretario de Fomento, en colaboración con el Señor Secretario de Hacienda, encontrarán medios de complacer al Gobierno de los Estados Unidos de América

en el otorgamiento de la franquicia aduanera para aquellos efectos personales que los empleados americanos de la mencionada Estación introduzcan a su arribo a Costa Rica, a condición de que el Director de la Estación de Experimentación certifique que tales efectos personales no serán revendidos.

Acojo complacido esta oportunidad para renovar a Vuestra Señoría los sentimientos de mi más distinguida consideración.

ALBERTO ECHANDI

Honorable Señor DUDLEY G. DWYRE,
Encargado de Negocios ad interim
de los Estados Unidos de América.
Presente.

[Translation]

REPUBLIC OF COSTA RICA

DEPARTMENT OF FOREIGN AFFAIRS

No. 1895 * B

SAN JOSÉ, June 18, 1941.

MR. CHARGÉ D'AFFAIRES:

I have the honor to refer to your note no. 726 of April 19, 1941, relative to the conclusion of an agreement for rubber-culture investigations in Costa Rica, and to my note no. 1843*B of the 16th instant, by which are accepted the terms of the agreement mentioned in your note with the exception, nevertheless, of the final part of paragraph (b) of article I, relative to the exemption from duties for the personal property brought into Costa Rica by the American employees upon their entry for work in the central experiment station in accordance with the terms of the agreement.

Ante, p. 1368.

Ante, p. 1375.

The deletion of this part of article I was for reasons which have already been verbally explained to you. However, as the services to be rendered by the personnel of the central experiment station for the cultivation of rubber can only be considered as an effective and gratuitous collaboration by your Government for the study of a new and reproductive product of our soil, I am certain that the Minister of Public Works, in collaboration with the Minister of Finance, will find a way to accommodate the Government of the United States of America in granting exemption of customs duties for the personal effects of the American employees of the said station which they may bring into Costa Rica at the time of their arrival, on condition that the director of the experiment station certify that such personal effects will not be resold.

I am pleased to take this opportunity to renew to you the sentiments of my most distinguished consideration.

ALBERTO ECHANDI

Honorable DUDLEY G. DWYRE,
Chargé d'Affaires ad interim
of the United States of America,
City.

October 27 and No-
 vember 27, 1941
 [E. A. S. 223]

Supplementary arrangement between the United States of America and Canada respecting an additional temporary diversion for power purposes of waters of the Niagara River above the Falls. Effected by exchanges of notes signed at Washington October 27 and November 27, 1941; ratification advised by the Senate of the United States November 27, 1941; approved by the President of the United States November 27, 1941.

The Secretary of State to the Canadian Minister

DEPARTMENT OF STATE

WASHINGTON

October 27, 1941.

SIR:

I have the honor to refer to the exchange of notes of May 20, 1941 [1] regarding increased diversions of water for power purposes at Niagara Falls, and to conversations that have recently taken place between officials of the Governments of the United States and Canada regarding the urgent need for additional power in the Niagara Falls area.

In my note of May 20, with which you agreed on behalf of the Canadian Government, I said, in part:

“In view of the above, and having in mind assurances of engineers that there will be no material adverse effect to the scenic beauty of the Falls, I propose through this exchange of notes that for the duration of the emergency and in all events subject to reconsideration by both Governments on October 1, 1942, an additional diversion for power purposes of 5,000 cubic feet per second be utilized on the United States side of the Niagara River above the Falls. In making this proposal this Government is prepared to give assurances that no objection will be raised to an additional diversion of 3,000 cubic feet per second on the Canadian side of the Niagara River above the Falls. It is also proposed that the engineers of the two Governments be instructed to take such steps as may be necessary with a view to initiating forthwith the construction of works designed to distribute the flow of waters over the Falls in such a manner as to preserve their scenic beauty.

“Moreover, the American Government proposes that upon the entry into effect of the Agreement for the Utilization of the Water in the Great Lakes – St. Lawrence Basin signed on March 19, 1941,[2] the foregoing arrangements will be subject to the provisions of Article IX of the Agreement, and that it will be open

¹ [Executive Agreement Series 209, *ante*, p. 1276.]

² [H. Doc. 153, 77th Cong., 1st sess.]

to the Commission appointed under the provisions of the Agreement and carrying out the duties imposed upon it, to take such action as may be necessary, and as may come within the scope of the Agreement with regard to diversions at Niagara.”

I am advised by the defense authorities of this Government and by the Federal Power Commission that, notwithstanding the additional diversions authorized in May, there is now a gravely urgent need for more power in the Niagara Falls area for manufacturing vitally necessary to the United States National Defense and Lease-Lend Programs. I understand that a similar need exists on the Canadian side.

On the United States side in this area there is idle equipment which could at once utilize an additional diversion for power purposes of 7,500 cubic feet per second. I understand that, on the Canadian side, the existing equipment is in the course of normal operations fully used only in daytime hours and that, if fully used during the night hours, it could utilize an additional diversion amounting, in the daily aggregate, to 6,000 cubic feet per second.

I propose therefore that, for the duration of the emergency and in any event subject to reconsideration on October 1, 1942:—

U. S. proposal.

1. The Canadian Government will raise no objection to an additional diversion for power purposes of 7,500 cubic feet per second, in terms of the daily aggregate, through existing facilities, on the United States side of the Niagara River above the Falls, and

2. The United States Government will raise no objection to an additional diversion for power purposes of 6,000 cubic feet per second, in terms of the daily aggregate, through existing facilities, on the Canadian side of the Niagara River above the Falls.

These diversions would be subject to an operating margin of one percent of the total diversions whether authorized by this agreement or otherwise, and could be exceeded to that extent in order to provide for small excesses which may occur at times in the interest of efficient operation.

Operating margin.

Upon acceptance of these proposals by your Government, it will be even more important than it was earlier in the year to proceed with the construction, in the 1942 open season, of remedial works. The United States—St. Lawrence Advisory Committee and the Canadian Temporary Great Lakes—St. Lawrence Basin Committee (created pursuant to the Exchange of Notes of October 14, 1940) [1] should be instructed immediately by the respective Governments to concert for the purpose of jointly recommending to the two Governments—(1) the exact nature and design of the works that should be constructed in 1942, and (2) the allocation of the task of construction as between the two Governments. Upon the recommendations being accepted by the two Governments, and the acceptance notified to each other, the

Construction of remedial works.

¹ [Executive Agreement Series 187; 54 Stat. 2426.]

construction would be undertaken pursuant to the recommendations. The total cost of the works would be divided equally between the two Governments regardless of the allocation of the task of construction.

The United States Government proposes further that upon the entry into effect of the Agreement for the Utilization of the Water in the Great Lakes - St. Lawrence Basin signed on March 19, 1941, the foregoing arrangements will be subject to the provisions of Article IX of the Agreement, and that it will be open to the Commission appointed under the provisions of the Agreement and carrying out the duties imposed upon it, to take such action as may be necessary, and as may come within the scope of the Agreement with regard to diversions at Niagara.^[1]

If the foregoing is acceptable to the Government of Canada, this note and your reply thereto, when approved by the Senate, will be regarded as placing on record the agreement of the two Governments concerning this matter.

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.

The Canadian Minister to the Secretary of State

CANADIAN LEGATION

WASHINGTON

October 27th, 1941.

No. 651.

SIR:

I have the honour to inform you that the Canadian Government concurs in the proposals set forth in your note of October 27th, 1941, regarding the utilization of water for power purposes at Niagara Falls.

I have the honour to be, with the highest consideration, Sir,
Your most obedient, humble servant,

H H WRONG
For the Minister.

The Hon. CORDELL HULL,

Secretary of State of the United States,

Washington, D. C.

¹ [The Senate of the United States gave its advice and consent to the ratification of the arrangement subject to the elimination of this paragraph (see p. 1383), and the elimination of the paragraph was agreed to by Canada (see p. 1384).]

SENATE RESOLUTION ADVISING AND CONSENTING TO
RATIFICATION

In Executive Session, Senate of the United States

THURSDAY, *November 27, 1941*

RESOLVED, (Two-thirds of the Senators present concurring therein), That the Senate advise and consent to the ratification of Executive G, Seventy-seventh Congress, first session, comprising an arrangement between the Governments of the United States of America and Canada to permit an additional temporary diversion, for power purposes, of waters on both sides of the Niagara River above the Falls for the duration of the emergency, and subject to reconsideration by both Governments on October 1, 1942, as set forth in notes exchanged at Washington on October 27, 1941, subject to the elimination of the paragraph reading: "The United States Government proposes further that, upon the entry into effect of the agreement for the utilization of the water in the Great Lakes—St. Lawrence Basin signed on March 19, 1941, the foregoing arrangements will be subject to the provisions of article IX of the agreement, and that it will be open to the Commission appointed under the provisions of the agreement and carrying out the duties imposed upon it to take such action as may be necessary and as may come within the scope of the agreement with regard to diversions at Niagara."

Attest:

EDWIN A. HALSEY
Secretary

Approved

FRANKLIN D. ROOSEVELT
November 27, 1941

The Secretary of State to the Canadian Minister

DEPARTMENT OF STATE
WASHINGTON
November 27, 1941.

SIR:

I have the honor to refer to the exchange of notes between the Department of State and your Legation on October 27, 1941, regarding the temporary diversion at Niagara Falls of additional quantities of water for reasons of national defense.

On November 27, 1941, the Senate gave its advice and consent to ratification of this exchange of notes subject to the elimination from my note of October 27, 1941, of the paragraph reading as follows:

"The United States Government proposes further that, upon the entry into effect of the agreement for the utilization of the

Paragraph to be
eliminated.

water in the Great Lakes - St. Lawrence Basin signed on March 19, 1941, the foregoing arrangements will be subject to the provisions of article IX of the agreement, and that it will be open to the Commission appointed under the provisions of the agreement and carrying out the duties imposed upon it to take such action as may be necessary and as may come within the scope of the agreement with regard to diversions at Niagara."

It is requested that you inform me whether the Canadian Government has any objection to the elimination of the above-mentioned paragraph.

Accept, Sir, the renewed assurances of my highest consideration.

For the Secretary of State:

ADOLF A. BERLE, Jr.

The Honorable

LEIGHTON McCARTHY, K.C.,
Minister of Canada.

The Canadian Minister to the Secretary of State

CANADIAN LEGATION

WASHINGTON

November 27th, 1941.

No. 722.

SIR:

With reference to your note of November 27th, 1941, concerning the Exchange of Notes regarding the temporary diversion at Niagara Falls of additional quantities of water for reasons of national defence, I have the honour to inform you that the Canadian Government has no objection to the elimination of the paragraph in question from your note of October 27th, 1941.

I have the honour to be, with the highest consideration, Sir,
Your most obedient, humble servant,

H. H. WRONG

For the Minister.

The Hon. CORDELL HULL,

Secretary of State of the United States,

Washington, D. C.

Concurrence of Canada in elimination of paragraph.

Supplementary agreement between the United States of America and Haiti respecting Haitian finances. Signed September 30, 1941. September 30, 1941
[E. A. S. 224]

**SUPPLEMENTARY EXECUTIVE ACCORD EXECUTIF ADDITIONNEL
AGREEMENT BETWEEN THE ENTRE LES ETATS-UNIS D'AME-
UNITED STATES OF AMERICA RIQUE ET LA REPUBLIQUE
AND THE REPUBLIC OF HAITI D'HAITI**

The provisions of Articles I and II of the Executive Agreement of September 27, 1940,^[1] shall continue in effect on and after October 1st 1941 to and including September 30, 1942, except that

(1) whenever the Executive Agreement of September 13, 1941,^[2] abolishing the office of the Fiscal Representative and Deputy Fiscal Representative, and replacing the Executive Agreement of August 7, 1933,^[3] enters into effect, 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;

(2) the Government of the Republic of Haiti agrees to pay \$20,000 U. S. currency during the period October 1st 1941 to September 30th 1942, 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 desig-

Les dispositions des Articles I et II de l'Accord Exécutif du 27 Septembre 1940 resteront en vigueur du 1er Octobre 1941 au 30 Septembre 1942 inclusivement, excepté que

(1) dès l'entrée en vigueur de l'Accord Exécutif du 13 Septembre 1941, abolissant l'office du Représentant Fiscal et du Représentant Fiscal-Adjoint, et remplaçant l'Accord Exécutif du 7 Août 1933, 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;

(2) le Gouvernement de la République d'Haiti accepte de payer \$20,000 dollars durant la période du 1er Octobre 1941 au 30 Septembre 1942 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, non-obstant les dispositions du para-

Deposit of receipts of Haitian Government.

Ante, p. 1348.

Ante, p. 1353.

Payment on account under loan contracts.

¹ [Executive Agreement Series 183; 54 Stat. 2411.]

² [Executive Agreement Series 220.]

³ [Executive Agreement Series 46; 48 Stat. 1776.]

nated (2) of Article VI of the Executive Agreement of September 13, 1941 and those of the subsequent paragraphs of the said article, notwithstanding.

Signed at Port-au-Prince in duplicate, in the English and French languages, this 30th day of September nineteen hundred and forty-one.

J. C. WHITE
*Envoy Extraordinary and Minister
 Plenipotentiary of the
 United States of America*

FOMBRUN
*Secrétaire d'Etat des Relations
 Extérieures*

[SEAL]

[SCEAU]

Proclamation by the President of the United States of America issued December 22, 1941, pursuant to the reciprocal trade agreement between the United States of America and Canada signed November 17, 1938, respecting allocation of tariff quota on heavy cattle during the calendar year 1942. And related notes.

December 22, 1941
[E. A. S. 225]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS it is provided in 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), which amending Act was extended by Joint Resolutions of Congress, approved March 1, 1937 (50 Stat. 24) and April 12, 1940 (54 Stat. 107), as follows:

¹⁹ U. S. C. §§ 1351-1354.

"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, pursuant to the said Tariff Act of 1930, as amended, I entered into a foreign Trade Agreement on November 17, 1938, with His Majesty the King of Great Britain, Ireland and the British dominions beyond the Seas, Emperor of India, in respect of Canada, which Agreement I did proclaim and make public by my proclamations of November 25, 1938 and June 17, 1939; [1]

WHEREAS, Article VII of the said Agreement provides as follows:

"1. Articles the growth, produce or manufacture of Canada 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 the day of the signature of this Agreement.

"2. Schedule II shall have full force and effect as an integral part of this Agreement."

53 Stat. 2378.

¹ [Executive Agreement Series 149; 53 Stat. 2348.]

WHEREAS, Schedule II annexed to the said Agreement provides in part as follows:

"United
States
Tariff Act
of 1930
Paragraph

Description of Article

Rate of Duty

701	Cattle, weighing seven hundred pounds or more each: Cows, imported specially for dairy purposes Other	1½¢ per lb. 1½¢ per lb.	53 Stat. 2383.
	<i>Provided</i> , That after December 31, 1938, such cattle weighing seven hundred pounds or more each (other than cows imported specially for dairy purposes) entered, or withdrawn from warehouse, for consumption in excess of 60,000 head in any quarter year shall not be entitled to a reduction in duty by virtue of this item, and such cattle (other than cows imported specially for dairy purposes) entered, or withdrawn from warehouse, for consumption in excess of 225,000 head in any calendar year shall not be entitled to a reduction in duty by virtue of this item, but the rate of duty thereon shall not exceed	3¢ per lb.	
	<i>Provided further</i> , That if, after consultation with the Government of the United States of America, the Government of Canada requests the allocation of the quantity entitled to enter at the reduced rate of duty under this item, the Government of the United States of America shall take the necessary steps to allocate the said quantity among countries of export on the basis provided for in Article III of this Agreement."		

WHEREAS, Article III of the said Agreement reads as follows:

53 Stat. 2351.

"If imports of any article into either country should be regulated either as regards the total amount permitted to be imported or as regards the amount permitted to be imported at a specified rate of duty, and if shares are allocated to countries of export, the share allocated to the other country shall be based upon the proportion of the total imports of such article from all foreign countries supplied by that country in past years, account being taken in so far as practicable in appropriate cases of any special factors which may have affected or may be affecting the trade in that article. In those cases in which the other country is a relatively large supplier of any such article, the Government of the country imposing the regulation shall, whenever practicable, consult with the Government of the other country before the share to be allocated to that country is determined."

WHEREAS, by my proclamation of February 27, 1939 [1] I did proclaim the allocation among countries of export of the quantity of cattle weighing seven hundred pounds or more each (other than cows imported specially for dairy purposes) entitled to a reduction

¹ [Executive Agreement Series 149, p. 53; 53 Stat. 2397.]

in duty by virtue of the said item 701 of Schedule II annexed to the said Agreement during the period April 1 to December 31, 1939 inclusive;

WHEREAS, by my proclamations of November 30, 1939 [¹] and November 30, 1940, [²] such allocation was continued for the calendar years 1940 and 1941;

WHEREAS, after consultation with the Government of the United States of America, the Government of Canada has requested the Government of the United States of America to continue such allocation during the calendar year 1942;

WHEREAS such allocation is required and appropriate to carry out the said Agreement;

Findings.

WHEREAS I find that, taking into account special factors affecting the trade, imports into the United States of America from all countries of such cattle weighing seven hundred pounds or more each (other than cows imported specially for dairy purposes) during the years 1936 and 1937 were representative of the trade in such articles;

AND WHEREAS I find that the proportions of total imports into the United States of America for consumption of such cattle weighing seven hundred pounds or more each (other than cows imported specially for dairy purposes) supplied by Canada and by other foreign countries, respectively, during the years 1936 and 1937 were as follows:

Canada	86.2 per centum
Other foreign countries	13.8 per centum

Allocation of tariff quota on heavy cattle, 1942.

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 Tariff Act of 1930, as amended, do hereby proclaim that, unless this proclamation is subsequently modified, no more than 193,950 head of cattle weighing seven hundred pounds or more each (other than cows imported specially for dairy purposes), the produce of Canada, nor more than 31,050 head of such cattle, the produce of other foreign countries, entered, or withdrawn from warehouse, for consumption during the calendar year 1942, shall be entitled to a reduction in duty by virtue of the said item 701 of Schedule II of the said Agreement; and that, unless this proclamation is subsequently modified, no more than 51,720 head of cattle weighing seven hundred pounds or more each (other than cows imported specially for dairy purposes), the produce of Canada, nor more than 8,280 head of such cattle, the produce of other foreign countries, entered, or withdrawn from warehouse, for consumption in any calendar quarter year during 1942, shall be entitled to a reduction in duty by virtue of the said item 701 of Schedule II of the said Agreement.

¹ [Executive Agreement Series 170; 54 Stat. 2290.]

² [Executive Agreement Series 190; 54 Stat. 2445.]

IN TESTIMONY 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-second day of December, in the year of our Lord one thousand nine hundred [SEAL] and forty-one, and of the Independence of the United States of America the one hundred and sixty-sixth.

By the President:

FRANKLIN D ROOSEVELT

CORDELL HULL

Secretary of State.

RELATED NOTES

The Canadian Minister to the Secretary of State

CANADIAN LEGATION

WASHINGTON

October 31, 1941

No. 665

SIR,

I have the honour to refer to this Legation's Note No. 312 of October 15, 1940 and your reply Note of October 21, 1940, [1] relative to the allocation of the United States quota on heavy cattle, and to state that I have been requested by the Secretary of State for External Affairs to inform you that the Government of Canada would be grateful if the Government of the United States of America would continue throughout the calendar year 1942 to allocate the import quota on cattle weighing 700 pounds or more each between Canada and other foreign countries in accordance with the basis of allocation effective during the calendar year 1941.

I have the honour to be, with the highest consideration, Sir,

Your most obedient, humble servant,

M. M. MAHONEY

For the Minister

The Hon. CORDELL HULL,

Secretary of State of the United States,

Washington, D. C.

The Secretary of State to the Canadian Minister

DEPARTMENT OF STATE

WASHINGTON

November 6, 1941

SIR:

I have the honor to acknowledge the receipt of your note no. 665 of October 31, 1941 in which the request is made, under the provisions of the trade agreement between the United States of America

¹ [Executive Agreement Series 190, p. 6; 54 Stat. 2449.]

53 Stat. 2348.

and Canada signed on November 17, 1938, that the Government of the United States continue to allocate the tariff quota on cattle weighing 700 pounds or more each throughout the calendar year 1942 in accordance with the basis of allocation effective during the calendar year 1941.

I have the honor to inform you that your request is receiving the attention of the appropriate agencies of this Government, and I will communicate with you further as soon as possible.

Accept, Sir, the renewed assurances of my highest consideration.

For the Secretary of State:

DEAN ACHESON

The Honorable

LEIGHTON G. McCARTHY, K.C.,
Minister of Canada.

The Secretary of State to the Canadian Minister

DEPARTMENT OF STATE

WASHINGTON

December 27, 1941

SIR:

I have the honor to refer again to your note no. 665 of October 31, 1941 in which the request is made, under the provisions of the trade agreement between the United States of America and Canada signed on November 17, 1938, that the Government of the United States continue to allocate the tariff quota on cattle weighing 700 pounds or more each in 1942 on the basis of allocation effective during 1941.

53 Stat. 2348.

I have the honor to inform you that on December 22, 1941 the President issued a proclamation directing the continuance of the allocation during the calendar year 1942, unless the proclamation is subsequently modified, on the same basis as that effective during 1941. Copies of a press release with regard to the issuance of this proclamation are enclosed.

You will of course recognize that during the coming year circumstances may arise which may make a change in the basis or system of allocation necessary or desirable, and that consequently no assurance can be given that the existing allocation will be maintained on the present basis throughout 1942 or during subsequent years.

Accept, Sir, the renewed assurances of my highest consideration.

For the Secretary of State:

DEAN ACHESON

The Honorable

LEIGHTON G. McCARTHY, K.C.,
Minister of Canada.

Proclamation by the President of the United States of America issued December 26, 1941, pursuant to article VII of the reciprocal trade agreement between the United States of America and Venezuela signed November 6, 1939, respecting allocation of tariff quota on crude petroleum and fuel oil.

December 26, 1941
[E. A. S. 226]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS it is provided in 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), which amending Act was extended by Joint Resolutions of Congress, approved March 1, 1937 (50 Stat. 24) and April 12, 1940 (54 Stat. 107), as follows:

19 U. S. C. §§ 1351-1354.

"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, pursuant to the said Tariff Act of 1930, as amended, I entered into a *modus vivendi* and a definitive agreement on November 6, 1939,[¹] with the President of the United States of Venezuela;

WHEREAS, by my proclamation of November 16, 1939, I did make public the said *modus vivendi* and definitive agreement, including two Schedules annexed to each of them, to the end that the said *modus vivendi* and every part thereof should be observed and fulfilled by the United States of America and the citizens thereof on December 16, 1939, and thereafter during its continuance in force, and that the said definitive agreement should be so observed and fulfilled upon its entry into full force, as provided for in Article XIX of the said definitive agreement;

54 Stat. 2399.

54 Stat. 2402.

WHEREAS, by my proclamation of November 27, 1940, I did proclaim the entry into full force on December 14, 1940 of the said definitive agreement;

54 Stat. 2377.

WHEREAS, Article II of the said definitive agreement provides as follows:

"Articles the growth, produce or manufacture of the United States of Venezuela, enumerated and described in Schedule II annexed to this Agreement and made a 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 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 the United States of America in force on the day of the signature of this Agreement."

¹ [Executive Agreement Series 180; 54 Stat. 2375.]

WHEREAS, Schedule II annexed to the said definitive agreement provides in part as follows:

54 Stat. 2387.

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.
	<i>Provided</i> , That such petroleum and fuel oil entered, or withdrawn from warehouse, for consumption in any calendar year in excess of 5 per centum of the total quantity of crude petroleum processed in refineries in continental United States during the preceding calendar year, as ascertained by the Secretary of the Interior of the United States, shall not be entitled to a reduction in tax by virtue of this item, but the rate of import tax thereon shall not exceed	$\frac{1}{2}$ ¢ per gal.

WHEREAS, Article VII of the said definitive agreement reads as follows:

54 Stat. 2378.

“In the event the Government of the United States of America or the Government of the United States of Venezuela regulates imports of any article in which the other country has an interest either as regards the total amount permitted to be imported or as regards the amount permitted to be imported at a specified rate of duty, the Government taking such action shall establish in advance, and give public notice of, the total amount permitted to be imported from all countries during any specified period, which shall not be shorter than three months, and of any increase or decrease in such amount during the period, and if shares are allocated to countries of export, the share allocated to the other country shall be based upon the proportion of the total imports of such article from all foreign countries supplied by the other country in a previous representative period, account being taken in so far as practicable in appropriate cases of any special factors which may have affected or may be affecting the trade in that article.”

WHEREAS, Article VI of the Trade Agreement between the United States of America and the Kingdom of the Netherlands, entered into on December 20, 1935, [1] pursuant to the said Tariff Act of 1930, as amended, and now in force between the two countries, provides in part as follows:

“7. If the Government of the United States of America establishes or maintains any form of quantitative restriction or control of the importation or sale of any article in which the Kingdom of the Netherlands has an interest, or imposes a lower duty or charge on the importation or sale of a specified quantity of any such article than the duty or charge imposed on importa-

¹ [Executive Agreement Series 100; 50 Stat. 1504.]

tions in excess of such quantity, the Government of the United States of America will allot to the Kingdom of the Netherlands a share of the total quantity of such article permitted to be imported or sold, or permitted to be imported or sold at such lower duty or charge, during a specified period, equivalent to the proportion of the total importation of such article which the Kingdom of the Netherlands supplied in a basic period prior to the imposition of such quantitative restriction on such article, unless it is mutually agreed to dispense with such allotment. . . .”

WHEREAS, a Trade Agreement was entered into between the United States of America and the Republic of Colombia on September 13, 1935,^[1] pursuant to the said Tariff Act of 1930, as amended, and is now in force between the two countries;

WHEREAS, the Kingdom of the Netherlands, the United States of Venezuela, and the Republic of Colombia have an interest in the importation into the United States of America of crude petroleum, topped crude petroleum, and fuel oil derived from petroleum including fuel oil known as gas oil;

WHEREAS, by my proclamation of December 12, 1939,^[2] I did proclaim the allocation among countries of production, on the basis therein set forth, of the quantity of crude petroleum, topped crude petroleum, and fuel oil derived from petroleum including fuel oil known as gas oil, entitled to a reduction in the rate of import tax by virtue of the said item 3422 of Schedule II of the said *modus vivendi* and definitive agreement during the period from December 16, 1939 to December 31, 1940, inclusive;

WHEREAS, by my proclamation of December 28, 1940,^[3] the allocation of such petroleum and fuel oil was proclaimed, on the basis therein set forth, for the calendar year 1941;

WHEREAS, the allocation to the Kingdom of the Netherlands (including its overseas territories), to the United States of Venezuela and to the Republic of Colombia, of shares of the total quantity of such petroleum and fuel oil entitled to a reduction in the rate of import tax during the calendar year 1942 by virtue of the said item 3422 of Schedule II annexed to the said definitive agreement is required and appropriate to carry out the said trade agreement of December 20, 1935 between the United States of America and the Kingdom of the Netherlands, the said definitive agreement of November 6, 1939 between the United States of America and the United States of Venezuela and the said trade agreement of September 13, 1935 between the United States of America and the Republic of Colombia;

WHEREAS, I find that imports for consumption into the United States of America from all countries, of such petroleum and fuel oil during the calendar year 1939 were representative of the trade in such articles;

¹ [Executive Agreement Series 89; 49 Stat. 3875.]

² [Executive Agreement Series 191; 54 Stat. 2451.]

³ [Executive Agreement Series 192; 54 Stat. 2456.]

AND WHEREAS, I find that the proportions of total imports into the United States of America for consumption of such petroleum and fuel oil supplied by the United States of Venezuela, the Kingdom of the Netherlands (including its overseas territories), the Republic of Colombia and by all other foreign countries, respectively, during the calendar year 1939, were as follows:

United States of Venezuela	70.4 per centum
Kingdom of the Netherlands (including its overseas territories)	21.3 per centum
Republic of Colombia	3.2 per centum
Other foreign countries	5.1 per centum

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 Tariff Act of 1930, as amended, do hereby proclaim that, of the total aggregate quantity of crude petroleum, topped crude petroleum, and fuel oil derived from petroleum including fuel oil known as gas oil, entitled to a reduction in the rate of import tax during the calendar year 1942 by virtue of the said item 3422 of Schedule II of the said definitive agreement of November 6, 1939 between the United States of America and the United States of Venezuela, and unless this proclamation is subsequently modified, no more than 70.4 per centum shall be the produce or manufacture of the United States of Venezuela, nor more than 21.3 per centum, the produce or manufacture of the Kingdom of the Netherlands (including its overseas territories), nor more than 3.2 per centum, the produce or manufacture of the Republic of Colombia, nor more than 5.1 per centum, the produce or manufacture of other foreign countries.

Allocation of tariff quota on crude petroleum, etc., 1942.

IN TESTIMONY 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-sixth day of December, in the year of our Lord one thousand nine hundred and [SEAL] forty-one, and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

January 30, 1941
[E. A. S. 227]

Arrangement between the United States of America, Canada, Cuba, the Dominican Republic, Haiti, and Mexico, comprising recommendations of the North American Regional Radio-Engineering Meeting (supplemental to North American Regional Broadcasting Agreement, Habana, 1937). Signed at Washington January 30, 1941; effective March 29, 1941.

RECOMMENDATIONS

1. The representatives of the Governments of Canada, Cuba, the Dominican Republic, Haiti, Mexico, and the United States of America, having met in Washington, D. C., United States of America, in an Engineering Conference from January 14 to 30, 1941, for the purpose of resolving, so far as possible, all conflicts arising as a result of the listings of standard broadcast stations by these Governments communicated to the interested Governments pursuant to the provisions of Part III, Section 1, Paragraph d of the North American Regional Broadcasting Agreement (Habana, 1937), [1] having given appropriate recognition to the sovereign rights of all countries parties to the Agreement to the use of every channel in the standard broadcast band as provided for in Part I, Section 4 of the Agreement, and having reconciled, in their technical aspects, the conflicts which have arisen as a result of the aforementioned listings, recommend that the appropriate radio administrations of these Governments take such action as may be necessary to accomplish the following:

Ante, p. 1016.

Ante, p. 1006.

Licenses, permits,
etc.

(a) To make effective prior to March 29, 1941, such licenses, permits or authorizations as may be necessary under the laws, regulations or practices of the respective countries to place in effect the listings of broadcast stations as set forth in the appendices hereto; [2]

Installation of control apparatus.

(b) To adopt immediately adequate measures so that the crystals and associated frequency control apparatus as well as circuit tuning elements necessary for the proper operation of the stations in accordance with the listings included in the appendices hereto shall be installed prior to March 29, 1941;

Time for placing requirements in effect.

(c) To place in effect at 0800 Greenwich Mean Time (3 a. m., E. S. T.) March 29, 1941, the actual operation of broadcast stations on frequencies and at locations in accordance with the listings set forth in the appendices hereto. When a directional antenna as required has not been installed, the operating power will be restricted to a value which will not cause any objectionable interference to stations of other countries. Each administration will take the necessary measures to prevent the operation of any station not conforming with these requirements and the listings included in the appendices hereto;

¹ [Treaty Series 962.]

² [Pp. 1407-1443. The appendices were drawn up in the English language only.]

(d) To make adequate arrangements immediately in the manner provided for in Paragraph (a) for the erection and operation of the necessary antenna system or other special construction required by the listings of the broadcast stations as set forth in the appendices hereto;

Antenna system,
etc.

(e) To refrain from making any new station assignments or changes in existing assignments as to location, power, frequency, or hours of operation, effective prior to March 29, 1941, which are not specifically for the purpose of complying with the listings of broadcast stations as set forth in the appendices hereto. This, however, does not preclude notification of additional assignments to be made effective after March 29, 1941.

Restriction on station assignments.

2. In case the operation of any station in accordance with the listings of broadcast stations as set forth in the appendices hereto may, as a result of actual measurements, be found to cause objectionable interference in excess of the amount computed in accordance with the standards set forth in the Agreement, negotiations may be instituted to reduce the interference in accordance with the appropriate technical principles thereof.

Reduction of interference.

3. The radio administrations shall communicate to each other as soon as possible through the medium of the Inter-American Radio Office (O.I.R.) complete description of the directional antennas required by the listings as set forth in the appendices hereto.

Communication of description of directional antennas.

4. The original of these Recommendations and their Appendices shall be deposited in the Ministry of State of the Republic of Cuba at Habana with the original of the North American Regional Broadcasting Agreement (Habana, 1937) to which it is supplemental, and certified copies of these Recommendations shall be transmitted to the Governments through their respective delegations.

Deposit of original Recommendations and Appendices.

5. The Governments shall communicate to each other as soon as possible by telegraph and mail through the medium of the Inter-American Radio Office (O.I.R.) their acceptance of these recommendations. In the absence of any notification to the Inter-American Radio Office (O.I.R.) prior to March 1, 1941, by any Government, it will be understood that the listings of broadcast stations set forth in the appendices hereto, together with all other recommendations contained in this instrument, are approved and accepted by such Government.

Communication of acceptance.

6. Prior to March 1, 1941, no Government shall make public the listings of broadcast stations of any other Government unless the latter shall have already made its own listings public.

Restriction on publication of listings.

IN WITNESS WHEREOF, the respective representatives sign these Recommendations, in triplicate, one copy in English, one copy in Spanish and one copy in French, each of which shall be deposited in the archives of the Government of Cuba through the Department of State of the United States of America.

DONE at Washington, D.C., January 30, 1941.

For Canada

J. W. L. BAIN

RONALD MACDONNELL

For Cuba

F. SUAREZ LOPETEQUI

ALFONSO HERNANDEZ CATA

G. MORALES

For the Dominican Republic

A. PASTORIZA

For Haiti

JACQUES C. ANTOINE

For Mexico

J. C. BUCHANAN

S. TAYABAS

For the United States of America

THOMAS BURKE

T. A. M. CRAVEN

A true copy of the signed original. AIA

dfb

RECOMENDACIONES

1. Los representantes de los Gobiernos del Canadá, Cuba, los Estados Unidos de América, Haití, México y la República Dominicana, habiéndose reunido en Wáshington, D. C., Estados Unidos de América, en una Conferencia de Ingeniería, del 14 al 30 de enero de 1941, con el propósito de solucionar hasta donde sea posible todos los conflictos que se susciten como resultado de las listas de estaciones difusoras que funcionan en la banda normal de radiodifusión, presentadas por estos Gobiernos y comunicadas a los Gobiernos interesados, de conformidad con las disposiciones de la Parte III, Sección I, Párrafo d, del Convenio Regional Norteamericano de Radiodifusión (La Habana, 1937), y habiendo reconocido debidamente el derecho soberano que asiste a todos los países signatarios del Convenio para usar todos los canales en la banda normal de radiodifusión, en atención a lo establecido en la Parte I, Sección 4 del Convenio, y habiendo conciliado, en sus aspectos técnicos, los conflictos que se han suscitado como consecuencia de las listas antes mencionadas, recomiendan que las correspondientes administraciones de radio de esos Gobiernos dispongan lo que sea necesario para lograr lo siguiente:

(a) Poner en vigor, de acuerdo con las leyes, reglamentos o prácticas de los respectivos países, y con anterioridad al 29 de marzo de 1941, las licencias, permisos o autorizaciones que juzguen necesarias para que surtan efecto las listas de estaciones radiodifusoras, tal como constan en los apéndices de estas Recomendaciones.^{1]}

(b) Hacer inmediatamente los arreglos pertinentes a fin de que los cristales, el equipo asociado con el control de la frecuencia y los elementos para la sintonía de los circuitos, que sean necesarios para el debido funcionamiento de las estaciones, de conformidad con las listas que se incluyen como apéndices de estas Recomendaciones, estén instalados con anterioridad al 29 de marzo de 1941.

(c) Dar principio a las 0800 horas del meridiano de Greenwich (3:00 a.m., hora "standard" del este), del 29 de marzo de 1941, al funcionamiento efectivo de las estaciones radiodifusoras en las frecuencias y en las ubicaciones que se establece en las listas que se incluyen como apéndices de estas Recomendaciones. Cuando no se haya instalado una antena direccional de la manera especificada se restringirá la potencia de trabajo a un valor que no cause interferencia objetable a las estaciones de otros países. Cada administración tomará las medidas necesarias para evitar el funcionamiento de cualquier estación que no haya cumplido con estos requisitos y con las listas que se incluyen como apéndices de estas Recomendaciones.

¹ [Págs. 1407-1443. Los apéndices se redactaron solamente en el idioma inglés.]

(d) Hacer inmediatamente los arreglos pertinentes, de la manera prevista en el párrafo (a), para que se instalen y funcionen cualquier sistema de antenas que sea necesario u otra construcción especial exigida por las listas de estaciones radiodifusoras, tal como constan en los apéndices de estas Recomendaciones.

(e) Abstenerse de otorgar cualquier asignación a nueva estación o de efectuar cambios en las existentes en cuanto se refiere a ubicación, potencia, frecuencia u horas de funcionamiento que entren en vigor con anterioridad al 29 de marzo de 1941 y que no tengan por objeto específico cumplir con lo dispuesto en las listas de estaciones radiodifusoras, tal como constan en los apéndices de estas Recomendaciones. Esto, sin embargo, no impide que se hagan notificaciones de asignaciones adicionales que hayan de tener efecto después del 29 de marzo de 1941.

2. En el caso de que el funcionamiento de cualquiera estación de acuerdo con las listas de estaciones radiodifusoras, tal como constan en los apéndices de estas Recomendaciones, pueda, como resultado de mediciones reales, causar interferencia objetable en exceso del valor computado de acuerdo con las normas establecidas en el Convenio, se podrán iniciar negociaciones para reducir la interferencia de conformidad con los principios técnicos apropiados que se indican en el mismo Convenio.

3. Las administraciones de radio se comunicarán mutuamente, a la mayor brevedad posible, por intermedio de la Oficina Interamericana de Radio (O.I.R.) descripciones completas de las antenas direccionales exigidas por las listas que se incluyen como apéndices de estas Recomendaciones.

4. El original de estas Recomendaciones y sus apéndices serán depositados en el Ministerio de Estado de la República de Cuba, en La Habana, con el original del Convenio Regional Norteamericano de Radiodifusión (La Habana, 1937) del que son complemento, y una copia certificada de estas Recomendaciones será transmitida a los Gobiernos por conducto de sus delegaciones respectivas.

5. Los Gobiernos se comunicarán mutuamente, a la mayor brevedad posible, por las vías telegráfica y postal, y por conducto de la Oficina Interamericana de Radio (O.I.R.), su aceptación de estas Recomendaciones. A falta de una notificación a la Oficina Interamericana de Radio (O.I.R.) con anterioridad al 1° de marzo de 1941, por parte de cualquier Gobierno, se entenderá que las listas de estaciones radiodifusoras que se incluyen como apéndices de estas Recomendaciones, así como cualesquiera otras recomendaciones que se hacen en este instrumento, han sido aprobadas y aceptadas por dicho Gobierno.

6. Ningún Gobierno publicará, con anterioridad al 1° de marzo de 1941, las listas de las estaciones radiodifusoras de cualquier otro Gobierno, a menos que este último haya publicado ya las suyas propias.

EN FE DE LO CUAL, los representantes respectivos firman estas Recomendaciones, por triplicado, un ejemplar en inglés, otro en español y otro en francés, cada uno de los cuales se depositará en los archivos del Gobierno de Cuba por conducto de la Secretaría de Estado de los Estados Unidos de América.

HECHO en Wáshington, D. C., el 30 de enero de 1941.

Por Canadá

J. W. L. BAIN

RONALD MACDONNELL

Por Cuba

F. SUAREZ LOPETEQUI

ALFONSO HERNANDEZ CATA

G. MORALES

Por la República Dominicana

A. PASTORIZA

Por Haití

JACQUES C. ANTOINE

Por México

J. C. BUCHANAN

S. TAYABAS

Por los Estados Unidos de América

THOMAS BURKE

T. A. M. CRAVEN

A true copy of the signed original. bmf
eh

RECOMMANDATIONS

1. Les représentants des Gouvernements du Canada, de Cuba, de la République Dominicaine, d'Haïti, du Mexique et des Etats-Unis d'Amérique, s'étant réunis à Washington, D. C., Etats-Unis d'Amérique, du 14 au 30 janvier, 1941, en un Congrès d'Ingénieurs, dans le but de résoudre autant que possible tous les conflits résultant de l'attribution, par ces Gouvernements, de stations de radiodiffusion dans la bande normale, lesquelles attributions sont notifiées aux Gouvernements intéressés en vertu des dispositions de la Partie III, Section 1, Paragraphe d de l'Accord Régional Nord-américain sur la Radiodiffusion (La Havane, 1937); ayant dûment reconnu le droit souverain de tous les pays parties à l'Accord d'employer toutes les voies de la bande normale de radiodiffusion, ainsi qu'il est prévu dans la 1^{ère} Partie, Section 4 de l'Accord; et ayant reconcilié les aspects techniques des conflits survenus par suite des attributions susmentionnées, recommandent que les administrations compétentes de la T. S. F. de ces Gouvernements prennent les mesures nécessaires en vue d'obtenir le résultat suivant:

(a) La mise en vigueur, avant le 29 mars, 1941, des licences, permis ou autorisations exigés par la législation, les règlements ou la pratique des pays respectifs, pour l'entrée en vigueur des attributions de stations de radiodiffusion figurant dans les Appendices aux présentes Recommandations; [1]

(b) L'adoption immédiate des mesures nécessaires pour que soient installés avant le 29 mars, 1941, les cristaux et les dispositifs connexes pour le contrôle des fréquences, ainsi que les éléments d'accordage des circuits, nécessaires au fonctionnement efficace des stations en conformité des attributions figurant dans les Appendices aux présentes Recommandations;

(c) La mise en vigueur de l'exploitation effective des stations de radiodiffusion sur les fréquences et dans les endroits prévus par les attributions figurant dans les Appendices aux présentes Recommandations, à 0800 h., temps moyen de Greenwich (trois heures du matin, temps étalonné de l'est), le 29 mars, 1941. Lorsqu' une antenne directionnelle est requise et n'aura pas été installée, la puissance d'exploitation sera limitée à la valeur nécessaire pour ne pas causer de brouillage nuisible aux stations des autres pays. Chaque administration prendra les mesures nécessaires pour empêcher l'exploitation de toute station ne se conformant pas aux présentes conditions et aux attributions figurant dans les Appendices aux présentes Recommandations;

¹ [Pp. 1407-1443. Les appendices ne se sont rédigés que dans la langue anglaise.]

(d) L'adoption immédiate des mesures nécessaires, ainsi qu'il est prévu à l'alinéa (a), pour la réalisation et l'emploi des systèmes d'antennes requis et des autres constructions spéciales rendues nécessaires par les attributions de stations figurant dans les Appendices aux présentes Recommandations;

(e) Ne pas faire de nouvelles attributions de stations ni de modifications des attributions actuelles quant à l'emplacement, la puissance, la fréquence ou les heures de travail, devant entrer en vigueur avant le 29 mars, 1941, à moins que ces attributions ou modifications ne soient faites expressément dans le but de les rendre conformes aux attributions de stations figurant dans les Appendices aux présentes Recommandations. Toutefois, ceci n'empêche pas la notification des attributions additionnelles devant entrer en vigueur après le 29 mars, 1941.

2. S'il était constaté, d'après les résultats de mesures effectivement faites, que l'exploitation d'une station quelconque se conformant aux attributions de stations de radiodiffusion figurant dans les Appendices aux présentes Recommandations, occasionne un brouillage nuisible supérieur à la valeur calculée d'après les normes établies dans l'Accord, des négociations pourront être instituées en vue de réduire ce brouillage conformément aux principes techniques de l'Accord qui sont applicables.

3. Les administrations de la T.S.F. se communiqueront aussitôt que possible par l'intermédiaire d[un] Bureau Interaméricain de la T.S.F. (O.I.R.) une description complète des antennes directionnelles requises par les attributions figurant dans les Appendices aux présentes Recommandations.

4. L'original des présentes Recommandations et leurs Appendices seront déposés au Ministère d'Etat de la République de Cuba, à la Havane, avec l'original de l'Accord Régional Nord-américain sur la Radiodiffusion (la Havane, 1937) dont il est le complément, et des copies certifiées conformes de ces Recommandations seront transmises aux Gouvernements par l'intermédiaire de leurs délégations respectives.

5. Les Gouvernements se communiqueront aussitôt que possible, par télégraphie et par la poste, et par l'intermédiaire du Bureau Interaméricain de la T. S. F. (O. I. R.) leur acceptation des présentes Recommandations. Si un Gouvernement quelconque ne fait aucune notification, avant le premier mars, 1941, au Bureau Interaméricain de la T.S.F. (O.I.R.), il sera entendu que ce Gouvernement approuve et accepte les attributions de stations de radiodiffusion figurant dans les Appendices aux présentes Recommandations, ainsi que toutes les autres recommandations y contenues.

6. Aucun Gouvernement ne publiera, avant le 1^{er} mars, 1941, les attributions de stations de radiodiffusion d'un autre Gouvernement, à moins que ce dernier ne les ait lui-même déjà publiées.

EN FOI DE QUOI les représentants respectifs signent les présentes Recommandations en trois exemplaires rédigés respectivement dans

les langues française, anglaise et espagnole, lesquels seront déposés aux archives du Gouvernement de Cuba, par l'intermédiaire du Département d'Etat des Etats-Unis d'Amérique.

FAIT à Washington, D. C., le 30 janvier, 1941.

Pour le Canada

J. W. L. BAIN

RONALD MACDONNELL

Pour Cuba

F. SUAREZ LOPETEQUI

ALFONSO HERNANDEZ CATA

G. MORALES

Pour la République Dominicaine

A. PASTORIZA

Pour Haïti

JACQUES C. ANTOINE

Pour le Mexique

J. C. BUCHANAN

S. TAYABAS

Pour les Etats-Unis d'Amérique

THOMAS BURKE

T. A. M. CRAVEN

A true copy of the signed original. V. N. lbh

47214-1

APPENDICES TO RECOMMENDATION
NORTH AMERICAN REGIONAL RADIO-ENGINEERING
MEETING
WASHINGTON, JANUARY 30, 1941
(SUPPLEMENTAL TO NORTH AMERICAN REGIONAL
BROADCASTING AGREEMENT, HABANA, 1937)

47214-3

**ASSIGNMENTS OF CANADIAN BROADCASTING STATIONS LISTED
BY FREQUENCIES**

ABBREVIATIONS

w	watts
kw	kilowatts
kc.	kilocycles
D.	daytime
N.	nighttime
DA	directional antenna

CALL LETTER	LOCATION	POWER	RADIATION	CLASS
OBK	Watrous, Sask.	50kw	250	I-A
CFNB	Fredericton, N.B.	1kw	150	III-B
CJKL	Kirkland Lake, Ont.	1kw	160	III-B

This assignment is agreed to between the United States and Canada as listed. Canada agrees to interpose no objection to an increase in the operating power of WFIL to 5kw with the radiation to Kirkland Lake on the bearing 338 degrees not to exceed 392 mv/m unattenuated at one mile (that produced by a nondirectional 5kw station having 175 mv/m at one mile for 1kw). It is further agreed that the frequency 1220 kc will not be assigned within the United States for a reasonable time to permit assignment of CJKL to this frequency if the station should so elect. If subsequent investigations indicate the frequency 560 kc to be more desirable and CJKL elects to remain on this channel under the aforementioned conditions, further use of the frequency 1220 kc in the northeastern portion of North America will be the subject of further negotiations on the basis of established priorities.

OKUA	Edmonton, Alta.	1kw	125	III-A
CKPR	Port Arthur, Ont.	1kw	180	III-A
CKCL	Toronto, Ont.	1kw	DA	III-B
CJOR	Vancouver, B.C.	1kw	145	III-A
CFQC	Saskatoon, Sask.	1kw	150	III-A
CFCF	Montreal, P.Q.	500w	125	III-B
OJAT	Trail, B.C.	1kw	185	III-B
CHNC	New Carlisle	1kw	150	III-A
OKCK	Regina, Sask.	1kw	175	III-B
CFCY	Charlottetown, P.E.I.	1kw	150	III-A
CFCO	Chatham, Ont.	100w	125	IV
CKOV	Kelowna, B.C.	1kw	150	III-A
CJRC	Winnipeg, Man.	1kw	175	III-A
OBF	Montreal, Que.	50kw	250	I-A
OKAC	Montreal, Que.	5kw	165	II

This assignment is accepted by Mexico subject to a directional antenna if objectionable interference exists on the Mexican border as a result of the operation of this station at night.

OBL	Toronto, Ont.	50kw	250	I-A
OKSO	Sudbury, Ont.	1kw	150	III-B

**ASSIGNMENTS OF CANADIAN BROADCASTING STATIONS LISTED
BY FREQUENCIES—Continued**

CALL LETTER	LOCATION		POWER	RADIATION	CLASS
		<i>800 kilocycles</i>			
CKLW	Windsor, Ont.		5kw	190	II
		<i>860 kilocycles</i>			
CFRB	Toronto, Ont.		10kw	150	I-A
		<i>900 kilocycles</i>			
CJBR	Rimouski, Que.		1kw	180	II
CHML	Hamilton, Ont.		1kw	DA	II
CKBI	Prince Albert, Man.		1kw	165	II
		<i>910 kilocycles</i>			
CBO	Ottawa, Ont.		1kw	160	III-B
CFJC	Kamloops, B.C.		1kw	150	III-A
		<i>930 kilocycles</i>			
CJCA	Edmonton, Alta.		1kw	130	III-A
		<i>940 kilocycles</i>			
CBM	Montreal, Que.		5kw	172	I-B
		<i>960 kilocycles</i>			
CFAC	Calgary, Alta.		1kw	175	III-A
CHNS	Halifax, N.S.		1kw	160	III-A
		<i>980 kilocycles</i>			
CJRM	Regina, Sask.		1kw	160	III-B
<p>“KMBC permitted to continue operation with 5kw power, unlimited time and the directional antenna now installed and on file with the Federal Communications Commission and the Department of Transport subject to the determination of actual interference to CJRM in accordance with the provision for such determination established by the Treaty. If interference is found to exist to greater than 4 mv/m, appropriate action by the Commission will be taken to require KMBC to reduce the radiation on the bearing 331 degrees to such an amount that the limitation at Regina does not exceed 4 mv/m.”</p>					
CBV	Quebec, Que.		1kw	185	III-A
CKWX	Vancouver, B.C.		1kw	125	III-A
		<i>990 kilocycles</i>			
CKY	Winnipeg, Man.		15kw	155	I-A
		<i>1010 kilocycles</i>			
CFCN	Calgary, Alta.		10kw	170	I-A
CBY	Toronto, Ont.		1kw	195	II
		<i>1070 kilocycles</i>			
CBA	Sackville, N.B.		50kw	250	I-B
		<i>1150 kilocycles</i>			
CBR	Vancouver, B.C.		5kw	220	I-B
<p>Reclassification of KWKH, 50kw Class II station (Treaty provision) at Shreveport, Louisiana, to I-B acceptable so long as CBR, Class I-B station at Vancouver continues to operate with 5kw power as provided by the Treaty. When power of CBR is increased to 50kw, classification of KWKH to be dependent upon interference received from CBR. If CBR is operated with directional antenna which provides satisfactory service to the British Columbia area and protects the service of KWKH as a I-B station in accordance with the Treaty, this classification may be continued.</p>					
		<i>1150 kilocycles</i>			
CKX	Brandon, Man.		1kw	150	III-A
CKOC	Hamilton, Ont.		500w N 1kw D	125	III-B
CHSJ	St. John, N.B.		1kw	140	III-B
		<i>1220 kilocycles</i>			
CHAB	Mosse Jaw, Sask.		1kw	125	II
<p>This assignment is accepted by Mexico subject to a directional antenna if objectionable interference exists on the Mexican border as a result of the operation of this station at night.</p>					
		<i>1250 kilocycles</i>			
CJCJ	Calgary, Alta.		100w	125	IV
CFCH	North Bay, Ont.		100w	125	IV
CKNX	Wingham, Ont.		100w	125	IV
CKTB	St. Catharines, Ont.		100w	190	IV
CHGB	Ste. Anne de la Pocatiere, Que.		100w	180	IV
OKVD	Val d'Or, Que.		100w	125	IV

**ASSIGNMENTS OF CANADIAN BROADCASTING STATIONS LISTED
BY FREQUENCIES—Continued**

CALL LETTER	LOCATION	POWER	RADIATION	CLASS
<i>1240 kilocycles</i>				
CFPR	Prince Rupert, B.C.	50w	125	IV
OBJ	Chicoutimi, Que.	100w	125	IV
CKMC	Cobalt, Ontario	50w	125	IV
CJCS	Stratford, Ont.	50w	125	IV
CKCH	Hull, Que.	100w	160	IV
CHLT	Sherbrooke, Que.	100w	165	IV
CKNB	Campbellton, N.B.	100w	125	IV
<i>1260 kilocycles</i>				
CFRN	Edmonton, Alta.	1kw	150	III-A
<i>1270 kilocycles</i>				
OJCB	Sydney, N.S.	1kw	190	III-A
<i>1300 kilocycles</i>				
<i>1310 kilocycles</i>				
<i>1340 kilocycles</i>				
CKOO	Ottawa, Ont.	100w	125	IV
CKCV	Quebec, Que.	100w	135	IV
CHCK	Charlottetown, P.E.I.	50w	125	IV
CJLS	Yarmouth, N.S.	100w	160	IV
CFGP	Grande Prairie, Alta.	250w	190	IV
CHWK	Chilliwack, B.C.	100w	125	IV
<i>1380 kilocycles</i>				
OKPC	Brantford, Ont.	100w	135	IV
<i>1400 kilocycles</i>				
OJOC	Lethbridge, Alta.	100w	125	IV
CFAR	Flin Flon, Man.	100w	125	IV
CKRN	Rouyn, Que.	250w	125	IV
CHRC	Quebec, Que.	100w	125	IV
CKGW	Moncton, N.B.	100w	160	IV
CFOS	Owen Sound, Ont.	100w	125	IV
<i>1410 kilocycles</i>				
OKMO	Vancouver, B.C.	1kw	130	III-A
<i>1450 kilocycles</i>				
OKLN	Nelson, B.C.	100w	125	IV
CKCA	Kenora, Ont.	100w N 250w D	165	IV
OHLN	Three Rivers, Que.	100w	200	IV
OFLO	Prescott, Ont.	100w	125	IV
<i>1460 kilocycles</i>				
OJGX	Yorkton, Sask.	1kw	160	III-A
<i>1470 kilocycles</i>				
OKGB	Timmins, Ont.	1kw	150	III-B
<i>1480 kilocycles</i>				
CFCT	Victoria, B.C.	500w	180	III-B
CHGS	Summerside, P.E.I.	50w	125	IV
<i>1490 kilocycles</i>				
CKOR	Waterloo, Ont.	100w	130	IV
CFRC	Kingston, Ont.	100w	190	IV
CHLP	Montreal, Que.	100w	130	IV
CJIC	Sault Ste. Marie, Ont.	100w	160	IV
<i>1570 kilocycles</i>				
OFPL	London, Ont.	1kw	DA	II

It was agreed between the delegates from the United States and Canada that if an increase in power beyond that of a local station is contemplated for either CJIC or WSOO, the Department of Transport will advise the Commission, or vice versa, in order that the increase in power of either station may be considered in conjunction with that of the other.

47214-5

**ASSIGNMENTS OF BROADCASTING STATIONS IN CUBA LISTED
BY FREQUENCIES**

ABBREVIATIONS

w	watts
kw	kilowatts
kc	kilocycles
D	daytime
N	nighttime
DA	directional antenna

CALL LETTERS	LOCATION		POWER	RADIA-TION	CLASS
		<i>550 kc.</i>			
	Havana		2,500		III-A
		<i>560 kc.</i>			
	Manzanillo, Orte.		250		IV
		<i>570 kc.</i>			
	Santa Clara		15,000	DA	II
		<i>590 kc.</i>			
	Havana		15,000	DA	II
		<i>600 kc.</i>			
	Holguin, Orte.		1,000		III-A
		<i>620 kc.</i>			
	Camaguey		250		IV
		<i>630 kc.</i>			
	Havana		15,000	DA	II
		<i>690 kc.</i>			
	Havana		25,000-15,000	DA	II
			Day Night		

This assignment of 25kw day and 15kw with directional antenna at night at Havana is accepted by Canada only on the distinct understanding that the directional antenna used protects the Canadian I-A assignment strictly within the provisions of the NARB Agreement, failing which the night power must be reduced to effect such protection.

		<i>710 kc.</i>			
	Camaguey		250		II

This 250w Class II assignment acceptable without directional antenna unless interference results with secondary service of the Class I station on channel. If interference exists or the power is increased above 250w, directional antenna to protect Class I stations in accordance with the engineering standards of the Treaty to be required.

		<i>740 kc.</i>			
	Havana		250		II
	Camaguey		1,000		II
		<i>790 kc.</i>			
	Havana		5,000-1,000		III-A
			Day Night		
		<i>800 kc.</i>			
	Santiago de Cuba		1,000		II

This 1kw Class II assignment acceptable to Mexico without directional antenna unless interference results with secondary service of the Class I station on channel. If interference exists or the power is increased above 1kw, directional antenna to protect Class I stations in accordance with the engineering standards of the Treaty to be required.

		<i>810 kc.</i>			
	Santa Clara		5,000w	DA	II
		<i>830 kc.</i>			
	Artemisa, P. Rio		250		II
			Daytime		

Assignment of 250 watt Class II station daytime only at Havana on a clear channel assigned to a Class I-A station in the U. S., acceptable to the U. S. without regard to signal of more than 5 uv daytime only at the nearest border.

ASSIGNMENTS OF BROADCASTING STATIONS IN CUBA LISTED
BY FREQUENCIES—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	CLASS
		<i>860 kc.</i>		
	Havana	5,000	DA	II
This assignment is accepted by Canada provided that the directional antenna used protects the Canadian I-A assignment as required by the terms of the NARB Agreement, failing which the night power must be reduced to effect such protection.				
		<i>900 kc.</i>		
	Guantanamo, Orte	250		II
This 250w Class II assignment acceptable to Mexico without directional antenna unless interference results with secondary service of the Class I station on channel. If interference exists or the power is increased above 250w, directional antenna to protect Class I stations in accordance with the engineering standards of the Treaty to be required.				
		<i>910 kc.</i>		
	Havana	5,000		III-A
		<i>920 kc.</i>		
	Camaguey	5,000		III-A
		<i>930 kc.</i>		
	Santiago de Cuba	1,000		III-A
		<i>950 kc.</i>		
	Havana	5,000-1,000		III-A
		Day	Night	
		<i>960 kc.</i>		
	Santa Clara	1,000		III-A
		<i>970 kc.</i>		
	Santiago de Cuba	5,000		III-A
		<i>980 kc.</i>		
	Havana	5,000		III-A
		<i>990 kc.</i>		
	Trinidad, L.V.	250		II
		<i>1000 kc.</i>		
	Holguin, Orte.	10,000	DA	II
		<i>1010 kc.</i>		
	Havana	10,000	DA	I-B
		<i>1050 kc.</i>		
	Santiago de Cuba	250		II
This 250w Class II assignment acceptable to Mexico without directional antenna unless interference results with secondary service of the Class I station on channel. If interference exists or the power is increased above 250w, directional antenna to protect Class I stations in accordance with the engineering standards of the Treaty to be required.				
		<i>1060 kc.</i>		
	Havana	250		II
This 250w Class II assignment acceptable to the U. S. without directional antenna unless interference results with secondary service of the Class I station on channel. If interference exists or the power is increased above 250w, directional antenna to protect Class I stations in accordance with the engineering standards of the Treaty to be required.				
		<i>1090 kc.</i>		
	Banes, Orte.	250		II
This 250w Class II assignment acceptable to the U. S. without directional antenna unless interference results with secondary service of the Class I station on channel. If interference exists or the power is increased above 250w, directional antenna to protect Class I stations in accordance with the engineering standards of the Treaty to be required.				
		<i>1110 kc.</i>		
	Havana	250		II
		Daytime		
This 250w Class II assignment acceptable to the U. S. without directional antenna unless interference results with secondary service of the Class I station on channel. If interference exists or the power is increased above 250w, directional antenna to protect Class I stations in accordance with the engineering standards of the Treaty to be required.				

ASSIGNMENTS OF BROADCASTING STATIONS IN CUBA LISTED
BY FREQUENCIES—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	CLASS
	<i>1130 kc.</i>			
	Guantanamo, Orte.	250		II
This 250w Class II assignment acceptable to the U. S. without directional antenna unless interference results with secondary service of the Class I station on Channel. If interference exists or the power is increased above 250w, directional antenna to protect Class I stations in accordance with the engineering standards of the Treaty to be required.				
	<i>1150 kc.</i>			
	Havana	5,000-1,000 Day Night		III-A
	<i>1190 kc.</i>			
	Havana	250		II
This 250w Class II assignment acceptable to the U. S. without directional antenna unless interference results with secondary service of the Class I station on Channel. If interference exists or the power is increased above 250w, directional antenna to protect Class I stations in accordance with the engineering standards of the Treaty to be required.				
	<i>1220 kc.</i>			
	Holguin, Orte.	250		II
This 250w Class II assignment acceptable to Mexico without directional antenna unless interference results with secondary service of the Class I station on channel. If interference exists or the power is increased above 250w, directional antenna to protect Class I stations in accordance with the engineering standards of the Treaty to be required.				
	<i>1230 kc.</i>			
	Havana	250		IV
	Havana	250		IV
	Camaguey	250		IV
	<i>1240 kc.</i>			
	Matanzas	250		IV
	<i>1250 kc.</i>			
	Santa Clara	250		IV
	Santiago de Cuba	250		IV
	<i>1260 kc.</i>			
	Havana	5,000		III-A
	<i>1270 kc.</i>			
	Ciego de Avila, Cam.	1,000		II
	<i>1280 kc.</i>			
	Sagua la Gde., L.V.	250		III-A
	<i>1290 kc.</i>			
	Havana	250		IV
	Santiago de Cuba	1,000		III-A
	<i>1300 kc.</i>			
	P. del Rio	1,000		III-A
	Camaguey	250		IV
	<i>1310 kc.</i>			
	Jovellanos, Mtzas.	1,000		III-A
	<i>1320 kc.</i>			
	Placetas, L.V.	250		IV
	Manzanillo, Orte.	250		IV
	<i>1330 kc.</i>			
	Havana	1,500		III-A
	Havana	250		IV
	<i>1340 kc.</i>			
	Ciego de Avila, Cam.	250		IV
	<i>1350 kc.</i>			
	Cienfuegos, L.V.	250		IV
	Puerto Padre, Orte.	100		IV
	<i>1360 kc.</i>			
	Havana	250		IV
	Havana	250		IV

Assignments acceptable without regard to slight daytime interference with WKAT, 1kw, Class III-B station at Miami, Florida. If more than 250w power is proposed at any time, operation with a directional antenna or a different frequency assignment to be required giving protection to the U. S. stations in accordance with the engineering standards of the Treaty.

47214-4

ASSIGNMENTS OF BROADCAST STATIONS IN HAITI
LISTED BY FREQUENCY

CALL LETTERS	LOCATION		POWER		CLASS
		<i>1080 kilocycles</i>			
HHK	Leogane		25 kw	DA	II
		<i>1280 kilocycles</i>			
HHW	Port au Prince		100w	DA	IV

47214-6

ASSIGNMENTS OF BROADCASTING STATIONS IN MEXICO LISTED
BY FREQUENCIES

ABBREVIATIONS

w	watts
kw	kilowatts
kc.	kilocycles
D.	daytime
N.	nighttime
DA	directional antenna

CALL LETTER	LOCATION		POWER	RADIATION	CLASS
		<i>550 kilocycles</i>			
XERZ	Leon, Gto.		250		IV
		<i>560 kilocycles</i>			
XEOF	Mexico, D.F.		1000		III-B
		<i>570 kilocycles</i>			
		<i>580 kilocycles</i>			
XEMU	Piedras Negras, Coah.		250		IV
		<i>590 kilocycles</i>			
XEPH	Mexico, D.F.		5000		III-A
		<i>600 kilocycles</i>			
XEZ	Merida, Yuc.		2000		III-A
XEOH	Torrecon, Coah.		1000		III-B
XESF	Morelia, Mich.		250		IV
		<i>610 kilocycles</i>			
XEBX	Sabinas, Coah.		500		III-B
XERJ	Mazatlan, Sin.		600		III-B
		<i>620 kilocycles</i>			
XENK	Mexico, D.F.		5000		III-A
		<i>630 kilocycles</i>			
XEFB	Monterrey, N.L.		500		III-B
		<i>640 kilocycles</i>			
		<i>650 kilocycles</i>			

**ASSIGNMENTS OF BROADCASTING STATIONS IN MEXICO LISTED
BY FREQUENCIES—Continued**

CALL LETTER	LOCATION	POWER	RADIATION	CLASS
		<i>660 kilocycles</i>		
XEBZ	Mexico, D.F.	500	DA	II
	Class II assignment with 500 watts in Mexico, D.F., on the clear channel 660 kilocycles, occupied by WEAJ, a Class I-A station in the United States, acceptable subject to directional antenna to protect the border of the United States in accordance with the engineering standards of the Treaty. It is recognized, under Part II, Section F, of the North American Regional Broadcasting Agreement, that "the engineering standards set forth in this Agreement are subject to revision when justified by technical advances in the art" and that advances in the art of designing directional antennas permit reduction of the safety distance of 650 miles provided by Part II, C, Article 4 (b) of the Agreement to 400 miles when the propagation will take place over mountainous regions near the station and will not take place over seawater or along ideal paths between the Class II station and border of the country to which the Class I-A station on the channel is assigned, and when the most modern engineering development of antenna design and antenna control are utilized to avoid and prevent interference. Accordingly, the United States, in spite of its priority and other rights of use for a Class I-A station on this frequency, agrees to this revision of the safety distance of 650 miles provided by Part II, C, Article 4 (b) solely for stations installed in Mexico City and its contiguous area, it being understood that the permissible interfering signal from such Mexican stations shall not at any time exceed the values specified in Table I of Appendix II of the Agreement and that the United States may at any future time exercise its other rights under the Agreement with respect to the use of this frequency, without regard to any priorities resulting from the establishment of such Mexican stations.			
		<i>670 kilocycles</i>		
		<i>680 kilocycles</i>		
XED	Guadalajara, Jal.	1000	DA	II
		<i>690 kilocycles</i>		
XEN	Mexico, D.F.	5000		II
XEAC	Tijuana, B.C.	5000		II
	This assignment is accepted by Canada subject to a directional antenna if objectionable interference exists east of North Dakota on the Canadian border at night.			
		<i>700 kilocycles</i>		
		<i>710 kilocycles</i>		
		<i>720 kilocycles</i>		
		<i>730 kilocycles</i>		
XEDP	Mexico, D.F.	150000		I-A
		<i>740 kilocycles</i>		
		<i>760 kilocycles</i>		
		<i>760 kilocycles</i>		
		<i>770 kilocycles</i>		
		<i>780 kilocycles</i>		
		<i>790 kilocycles</i>		
XERC	Mexico, D.F.	1000		III-A
XELJ	N. Laredo, Tams.	500		III-B
		<i>800 kilocycles</i>		
	Nogales, Son.	160000		I-A
		<i>810 kilocycles</i>		
XEFW	Tampico, Tams.	50000	DA	II
		<i>820 kilocycles</i>		
		<i>830 kilocycles</i>		
XFLA	Mexico, D.F.	1000		II
	Class II assignment with 1 kilowatt in Mexico, D. F., on the clear channel 830 kilocycles, occupied by WCCO, a Class I-A station in the United States, acceptable subject to directional antenna to protect the border of the United States in accordance with the engineering standards of the Treaty. See note reference XEBZ, 660 kilocycles.			
		<i>840 kilocycles</i>		
		<i>850 kilocycles</i>		

ASSIGNMENTS OF BROADCASTING STATIONS IN MEXICO LISTED
BY FREQUENCIES--Continued

CALL LETTER	LOCATION	POWER	RADIA-TION	CLASS
		<i>860 kilocycles</i>		
XEMO	Tijuana, B.C.	5000		II
	This assignment is accepted by Canada subject to a directional antenna if objectionable interference exists east of North Dakota on the Canadian border at night.			
XEXX	Mexico, D.F.	5000		II
		<i>870 kilocycles</i>		
		<i>880 kilocycles</i>		
		<i>890 kilocycles</i>		
		<i>900 kilocycles</i>		
XEW	Mexico, D.F.	100000		I-A
		<i>910 kilocycles</i>		
XEAO	Mexicali, B.C.	250		IV
		<i>920 kilocycles</i>		
XEMJ	Nueva Rosita, Coah.	200		IV
XEBH	Hermosillo, Son.	1000		III-B
		<i>930 kilocycles</i>		
		<i>940 kilocycles</i>		
XEQ	Mexico, D.F.	50000		I-B
		<i>950 kilocycles</i>		
XEGM	Tijuana, B.C.	1000	2500 DA	III-A
		<i>960 kilocycles</i>		
XEFE	Nuevo Laredo, Tam.	1000		III-A
XEOT	Hermosillo, Son.	500		III-B
XEU	Veracruz, Ver.	500		III-B
XEHK	Guadalajara, Jal.	250		IV
		<i>970 kilocycles</i>		
XEO	Matamoros, Tam.	750		III-B
XEK	Mexico, D.F.	500		III-B
XEJ	Cuidad Juarez, Chih.	5000		III-A
		<i>980 kilocycles</i>		
XEFQ	Cananea, Son.	500		III-B
XEXT	Tepic, Nay.	1000		III-A
		<i>990 kilocycles</i>		
XET	Monterrey, N.L.	5000		II
XECL	Mexicali, B.C.	5000		II
	These assignments are accepted by Canada subject to a directional antenna if objectionable interference exists west of Minnesota on the Canadian border at night.			
		<i>1000 kilocycles</i>		
XEPX	Mexico, D.F.	10000		I-B
		<i>1010 kilocycles</i>		
XEQN	Nogales, Son.	500		II
XEBG	Tijuana, B.C.	500		II
		<i>1020 kilocycles</i>		
		<i>1030 kilocycles</i>		
		<i>1040 kilocycles</i>		
		<i>1050 kilocycles</i>		
XEG	Monterrey, N.L.	150000		I-A
		<i>1060 kilocycles</i>		
XEST	Mexico, D.F.	50000	DA	I-B
		<i>1070 kilocycles</i>		
		<i>1080 kilocycles</i>		
		<i>1090 kilocycles</i>		
XERB	Rosarito, B.C.	50000	DA	I-B
XEHR	Puebla, Pue.	250		II
		<i>1100 kilocycles</i>		
		<i>1110 kilocycles</i>		
XEFO	Mexico, D. F.	20000		II

ASSIGNMENTS OF BROADCASTING STATIONS IN MEXICO LISTED
BY FREQUENCIES—Continued

CALL LETTER	LOCATION	POWER	RADIATION	CLASS
				<i>1120 kilocycles</i>
				<i>1130 kilocycles</i>
				<i>1140 kilocycles</i>
XENT	Nuevo Leon	50000	DA	I-B
XEON	Tijuana, B.C.	2000		II
				<i>1150 kilocycles</i>
XEJP	Mexico, D. F.	600		III-B
XEJS	Cananea, Son.	500		III-B
				<i>1160 kilocycles</i>
				<i>1170 kilocycles</i>
XECD	Puebla, Pue.	350		II
				<i>1180 kilocycles</i>
				<i>1190 kilocycle*</i>
	Sonora, Son	50000	DA	I-B
The United States being the only country involved accepts the removal of the location of this Class I-B assignment from Sinaloa to Sonora on condition that the directional antenna protect the service of Station KEX, Portland, Oregon, as a Class I-B station in accordance with the list of assignments of broadcast stations in the United States.				
				<i>1200 kilocycles</i>
				<i>1210 kilocycles</i>
				<i>1220 kilocycles</i>
XEB	Mexico, D.F.	100000		I-A
				<i>1250 kilocycles</i>
				<i>1240 kilocycles</i>
				<i>1250 kilocycles</i>
XEAT	Parral, Chih.	600		III-B
XEH	Monterrey, N.L.	250		IV
XETF	Veracruz, Ver.	500		III-B
XEDK	Guadalajara, Jal.	500		III-B
				<i>1260 kilocycles</i>
XEL	Mexico, D.F.	750		III-B
XEBL	Mazatlan, Sin.	500		III-B
XEBM	San Luis Potosi, S.L.P.	150		IV
XEDW	Minatitlan, Ver.	250		IV
XEBU	Chihuahua, Chih.	100		IV
XEBP	Torreón, Coah.	250		IV
XEDF	Laredo, Tams.	250		IV
				<i>1270 kilocycles</i>
XEDL	Navojoa, Son.	500		III-B
XEXH	Oaxaca, Oax.	500		III-B
XEFM	Leon, Gto.	100		IV
XEBC	Morelia, Mich.	100		IV
XEDN	C. Camargo, Chih.	250		IV
XEBA	C. Guzman, Jal.	250		IV
XEFV	C. Juarez, Chih.	100		IV
XEME	Merida, Yuc.	500		III-B
				<i>1280 kilocycles</i>
XEX	Monterrey, N.L.	500		III-B
XEE	Durango, Dgo.	100		IV
XEOX	Los Mochis, Sin.	250		IV
XELK	Zacatecas, Zac.	100		IV
XEXJ	Tuxtla Gutierrez, Chis.	100		IV
XEBW	Chihuahua, Chih.	100		IV
XERL	Colima, Col.	600		III-B
XEAG	Cordoba, Ver.	250		IV
				<i>1290 kilocycles</i>
XEDA	Mexico, D. F.	1000		III-A
XEAP	C. Obregon, Son.	100		IV

ASSIGNMENTS OF BROADCASTING STATIONS IN MEXICO LISTED
BY FREQUENCIES—Continued

CALL LETTER	LOCATION	POWER	RADIATION	CLASS
<i>1300 kilocycles</i>				
XEP	C. Juarez, Chih.	500		III-B
XES	Tampico, Tams.	5000		III-A
XEGF	Culiacan, Sin.	100		IV
<i>1310 kilocycles</i>				
XEC	Tijuana, B. C.	100		IV
XEMG	Monterrey, N. L.	250		IV
XEHB	Veracruz, Ver.	1000		III-A
XEAD	Guadalajara, Jal.	500		III-B
<i>1320 kilocycles</i>				
XEAI	Mexico, D. F.	500		III-B
XESY	Nogales, Son.	200		IV
<i>1330 kilocycles</i>				
XEKS	Saltillo, Coah.	100		IV
XEBO	Irapuato, Gto.	600		III-B
<i>1340 kilocycles</i>				
XELW	Guadalajara, Jal.	250		IV
XEDH	Villa Acuna, Coah.	200		IV
XEBK	N. Laredo Tams.	100		IV
XEFZ	Coatzacoalcos, Ver.	250		IV
XECA	Tampico, Tams.	250		IV
XECW	Cordoba, Ver.	250		IV
XECF	Los Mochis, Sin.	150		IV
XEJK	Chihuahua, Chih.	100		IV
XEFC	Merida, Yuc.	250		IV
XEXS	Toluca, Mex.	100		IV
XEMA	Fresnillo, Zac.	100		IV
XEAA	Mexicali, B. C.	250		IV
<i>1350 kilocycles</i>				
XEQK	Mexico, D. F.	1000		III-A
XETM	Naco, Son.	1000		III-B
XETB	Torreón, Coah.	500		III-B
<i>1360 kilocycles</i>				
XEWG	C. Juarez, Chih.	1000		III-B
XEBI	Aguascalientes, Ags.	250		IV
XESA	Culiacan, Sin.	500		III-B
<i>1370 kilocycles</i>				
XEMR	Monterrey, N. L.	500		III-B
XEAF	Nogales, Son.	1000		III-A
XEHL	Guadalajara, Jal.	500		III-B
XEA	Campeche, Cam.	250		IV
<i>1380 kilocycles</i>				
XEMX	Mexico, D. F.	500		III-B
XELF	N. Laredo, Tams.	250		IV
<i>1390 kilocycles</i>				
XEM	Chihuahua, Chih.	500		III-B
XEAZ	Reynosa, Tams.	250		IV
<i>1400 kilocycles</i>				
XEAM	Matamoros, Tams.	250		IV
XEDE	Torreón, Coah.	100		IV
XEF	C. Juarez, Chih.	100		IV
XEAJ	Navojua, Son.	100		IV
XEMH	Merida, Yuc.	100		IV
XEXM	Guadalajara, Jal.	250		IV
XEWE	Silao, Gto.	100		IV
XEXQ	San Luis Potosi, S.L.P.	100		IV
XEI	Morelia, Mich.	250		IV
XEKJ	Acapulco, Gro.	250		IV
XEPF	Ensenada, B.C.	100		IV
XEJA	Jalapa, Ver.	100		IV
<i>1410 kilocycles</i>				
XEBS	Mexico, D.F.	750		III-B
XELC	Laredo, Tams.	250		IV
XERY	Agua Prieta, Son.	500		III-B

ASSIGNMENTS OF BROADCASTING STATIONS IN MEXICO LISTED
BY FREQUENCIES—Continued

CALL LETTER	LOCATION	POWER	RADIA-TION	CLASS
		<i>1420 kilocycles</i>		
XEDS	Mazatlan, Sin.	500		III-B
XESJ	Saltillo, Coah.	1000		III-A
		<i>1430 kilocycles</i>		
XEAQ	Villa Acuna, Coah.	100		IV
XECZ	San Luis Potosí, S.L.P.	1000		III-A
XEOK	Progreso, Yuc.	100		IV
		<i>1440 kilocycles</i>		
XELZ	Mexico, D. F.	1000		III-A
XEFI	Chihuahua, Chih.	1000		III-B
XERT	Tijuana, B.C.	500		III-B
		<i>1450 kilocycles</i>		
XEY	S.L. Rio Colorado, Son.	250		IV
XEGC	Zamora, Mich.	100		IV
XEXP	Matamoros, Tam.	100		IV
XEBQ	Torreón, Coah.	100		IV
XEDJ	Magdalena, Son.	100		IV
XEFK	Merida, Yuc.	100		IV
XERK	Tepic, Nay.	100		IV
XEXE	Texcoco, Mex.	100		IV
XEBJ	C. Victoria, Tams.	100		IV
XEPP	Orizaba, Ver.	100		IV
XEJX	Aguaascalientes, Ags.	250		IV
		<i>1480 kilocycles</i>		
XELH	N. Laredo, Tams.	100		IV
XETU	Tampico, Tams.	1000		III-A
		<i>1470 kilocycles</i>		
XEAU	Tijuana, B.C.	5000		III-A
XESM	Mexico, D.F.	1000		III-A
		<i>1480 kilocycles</i>		
		<i>1490 kilocycles</i>		
XEJR	H. del Parral, Chih.	100		IV
XETR	C. Madero, Tams.	100		IV
XEDR	Guaymas, Son.	100		IV
XEXU	Saltillo, Coah.	100		IV
XECH	Toluca, Mex.	250		IV
XEXF	Veracruz, Ver.	100		IV
XEGT	Guadalajara, Jal.	100		IV
		<i>1500 kilocycles</i>		
XERH	Mexico, D.F.	500		III-B
		<i>1510 kilocycles</i>		
		<i>1520 kilocycles</i>		
		<i>1530 kilocycles</i>		
		<i>1540 kilocycles</i>		
		<i>1550 kilocycles</i>		
	Mexico, D.F.	20000		I-B
		<i>1580 kilocycles</i>		
		<i>1570 kilocycles</i>		
XEAW	Nuevo Leon	100000		I-A
		<i>1580 kilocycles</i>		
		<i>1590 kilocycles</i>		
XEMC	Mexico, D.F.	5000		III-A
		<i>1600 kilocycles</i>		
XEAB	Villa Acuna, Coah.	5000		III-A

47126

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY

ABBREVIATIONS

T	where transmitter location differs from main studio, same is shown below main studio location.
w	watts
kw	kilowatts
LS	power until local sunset
kc	kilocycles
U	Unlimited time
L	limited time with dominant station
D	daytime
N	nighttime
S	shares time
S. H	specified hours
DA	directional antenna

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>550 kilocycles</i>					
KOY	Phoenix, Arizona	1kw	175 mv/m	U	III-A
KSD	St. Louis, Missouri	1kw	200	U	III-B
		5kw-LS	DA-N		
WGR	Buffalo, New York	1kw	175	U	III-B
	T-Tonawanda	5kw-LS			
KFYR	Bismarck, North Dakota	5kw	210	U	III-A
	T-nr. Menoken		DA-N		
WKRC	Cincinnati, Ohio	1kw	DA	U	III-B
		5kw-LS			
KOAC	Corvallis, Oregon	1kw	DA	U	III-A
	T-Granger	5kw-LS			
KTSA	San Antonio, Texas	1kw	175	U	III-A
		5kw-LS			
WDEV	Waterbury, Vermont	1kw	180	D	III
WSVA	Harrisonburg, Virginia	1kw	175	D	III
<i>560 kilocycles</i>					
KSFO	San Francisco, California	1kw	175	U	III-A
		5kw-LS			
KLZ	Denver, Colorado	5kw	DA	U	III-A
WQAM	Miami, Florida	1kw	175	U	III-A
WIND	Gary, Indiana	5kw	DA	U	III-A
WGAN	Portland, Maine	5kw	175	U	III-A
			DA-N		
KWTO	Springfield, Missouri	5kw	190	D (5 am to	III
		1kw (5 am		local sun-	
		to 6 am)		set)	
WFIL	Philadelphia, Pennsylvania	1kw	175	U	III-A

This assignment is agreed to between the United States and Canada as listed. Canada agrees to interpose no objection to an increase in the operating power of WFIL to 5kw with the radiation to Kirkland Lake on the bearing 338 degrees not to exceed 392 mv/m unattenuated at one mile (that produced by a nondirectional 5kw station having 175 mv/m at one mile for 1kw). It is further agreed that the frequency 1220 kc will not be assigned within the United States for a reasonable time to permit assignment of CJKL to this frequency if the station should so elect. If subsequent investigations indicate the frequency 560 kc to be more desirable and CJKL elects to remain on this channel under the aforementioned conditions, further use of the frequency 1220 kc in the north-eastern portion of North America will be the subject of further negotiations on the basis of established priorities.

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>560 kilocycles—Continued</i>					
WIS	Columbia, South Carolina	5kw	175	U	III-A
			DA-N		
KFDM	Beaumont, Texas	1kw	175	U	III-A
<i>570 kilocycles</i>					
KMTR	Los Angeles, California	1kw	175	U	III-A
WMCA	New York, N.Y.	1kw			
	T-Kearney, N.J.	5kw-LS	DA	U	III-A
WSYR	Syracuse, New York	1kw	DA	U	III-A
WWNC	Asheville, North Carolina	1kw	175	U	III-A
WOSU	Columbus, Ohio	1kw	175	S.H. (WKBN)	III-A
WKBN	Youngstown, Ohio	500w	175 mv/m	S.H. (WOSU)	III-B
		1kw-LS			
WNAX	Yankton, South Dakota	5kw	190	U	III-A
			DA-N		
KGKO	Fort Worth, Texas	5kw	180	U	III-A
	T-Arlington		DA-N		
KUTA	Salt Lake City, Utah	1kw	DA	U	III-B
KVI	Tacoma, Washington	5kw	190	U	III-A
WMAM	Marinette, Wisconsin	250w	175	D	IV
<i>580 kilocycles</i>					
KMJ	Fresno, California	5kw	175	U	III-A
WDBO	Orlando, Florida	5kw	175	U	III-A
			DA-N		
WILL	Urbana, Illinois	5kw	DA	D	III
	T-S. of Champaign				
KSAC	Manhattan, Kansas	500w	175	S-WIBW	III-B
		1kw-LS			
WIBW	Topeka, Kansas	5kw	190	S-KSAC	III-A
			DA-N		
WTAG	Worcester, Massachusetts	1kw	DA	U	III-A
	T-Holden	5kw-LS			
WCHS	Charleston, West Virginia	5kw	175	U	III-A
			DA-N		
<i>590 kilocycles</i>					
KGMB	Honolulu, Hawaii	5kw	175	U	III-A
WEEI	Boston, Massachusetts	5kw	DA	U	III-A
	T-Medford				
WKZO	Kalamazoo, Michigan	1kw	189	U	III-B
	T-nr. Parchment		DA-N		
WOW	Omaha, Nebraska	5kw	180	U	III-A
WMBS	Uniontown, Pennsylvania	1kw	175	U	III-B
			DA-N		
KHQ	Spokane, Washington	5kw	235	U	III-A
<i>600 kilocycles</i>					
KFSD	San Diego, California	5kw	175	U	III-A
WICC	Bridgeport, Connecticut	500W	DA	U	III-B
		1kw-LS			
WMT	Cedar Rapids, Iowa	5kw	180	U	III-A
	T-nr. Marion		DA-N		
WCAO	Baltimore, Maryland	500w	175	U	III-B
		1kw-LS			
WSJS	Winston-Salem, North Car.	1kw	DA-N	U	III-B
WREC	Memphis, Tennessee	5kw	DA	U	III-A
	T-nr. Rugby Park				
KROD	El Paso, Texas	500w		U	III-B
		1kw-LS			
<i>610 kilocycles</i>					
KFAR	Fairbanks, Alaska	1kw	175	U	III-A
KFRC	San Francisco, California	5kw	175	U	III-A
WIOD	Miami, Florida	5kw	DA	U	III-A

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIA-TION	TIME DESIG-NATION	CLASS
<i>610 kilocycles—Continued</i>					
WDAF	Kansas City, Missouri T-Johnson County, Kansas	5kw	185	U	III-A
WMUR	Manchester, New Hampshire	1kw 5kw-LS	DA	U	III-B
WCLE	Cleveland, Ohio T-Village of Seven Hills	500w	175	D	III
WIP	Philadelphia, Pennsylvania T-Bellmawr, N.J.	5kw	DA	U	III-A
<i>620 kilocycles</i>					
KTAR	Phoenix, Arizona	5kw	DA	U	III-A
WSUN	St. Petersburg, Florida T-Clearwater	5kw	183 DA-N	U	III-A
WLBZ	Bangor, Maine	500w 1kw-LS	180	U	III-B
WAGE	Salina, New York (near Syracuse)	1kw	175 DA-N	U	III-B
KGW	Portland, Oregon T-N. Portland	5kw	DA	U	III-A
WHJB	Greensburg, Pennsylvania	250w	150	D	IV
WKAQ	San Juan, Puerto Rico	5kw	195	U	III-A
WROL	Knoxville, Tennessee	500w 1kw-LS	175 DA-N	U	III-B
KWFT	Wichita Falls, Texas	1kw 5kw-LS	DA	U	III-A
WTMJ	Milwaukee, Wisconsin T-Brookfield	5kw	190 DA-N	U	III-A
<i>630 kilocycles</i>					
KVOD	Denver, Colorado	1kw	205 DA-N	U	III-A
WMAL	Washington, D. C. T-Bethesda, Maryland	5kw	DA	U	III-A
KXOK	St. Louis, Missouri T-nr. Granite City, Ill.	5kw	DA	U	III-A
KOH	Reno, Nevada	1kw	175 DA-N	U	III-A
WPRO	Providence, Rhode Island T-E. Providence	5kw	210 DA-N	U	III-A
KGFX	Pierre, South Dakota	200w	150	8.H.(D)	IV
<i>640 kilocycles</i>					
KFI	Los Angeles, California T-Buena Park	50kw	225	U	I-A
WOI	Ames, Iowa	5kw	180	D	II
WHKC	Columbus, Ohio	500w	175	L-KFI	II
<i>650 kilocycles</i>					
WSM	Nashville, Tennessee T-Franklin	50kw	225	U	I-A
<i>660 kilocycles</i>					
KOWH	Omaha, Nebraska	500w	175	D	II
WEAF	New York, N. Y. T-Port Washington	50kw	DA	U	I-A
<i>670 kilocycles</i>					
WMAQ	Chicago, Illinois T-Addison	50kw	225	U	I-A
<i>680 kilocycles</i>					
KPO	San Francisco, California T-nr. Belmont	50kw	225	U	I-B
WLAW	Lawrence, Massachusetts T-Andover	5kw	175 DA-N	U	II

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>680 kilocycles—Continued</i>					
KFEQ	St. Joseph, Missouri	500w 2½kw-LS	175	L-KPO	II
WPTF	Raleigh, North Carolina T-Cary	50kw	187 DA-N	U	II
<i>690 kilocycles</i>					
KGGF	Coffeyville, Kansas T-S. Coffeyville, Oklahoma	1kw	DA	S.H. (WNAD)	II
WNAD	Norman, Oklahoma	1kw	DA	S.H. (KGGF)	II
<i>700 kilocycles</i>					
WLW	Cincinnati, Ohio T-Mason	50kw	260	U	I-A
<i>710 kilocycles</i>					
KMPC	Beverly Hills, California T-Van Nuys	5kw	DA	U	II
WOR	New York, New York T-Carteret, New Jersey	50kw	DA	U	I-B
KIRO	Seattle, Washington T-Maury Is.	10kw	DA	U	I-B
<i>720 kilocycles</i>					
WGN	Chicago, Illinois T-S. E. of Schaumburg	50kw	250	U	I-A
<i>740 kilocycles</i>					
KQW	San Jose, California T-Alviso	5kw	DA	U	II
<i>750 kilocycles</i>					
WSB	Atlanta, Georgia	50kw	225	U	I-A
KMMJ	Grand Island, Nebraska T-E. of Phillips	1kw	180	L-WSB	II
WHEB	So. of Portsmouth, New Hampshire	1kw	175	L-WSB	II
<i>760 kilocycles</i>					
KGU	Honolulu, Hawaii	2½kw	175	L-WJR	II
WJR	Detroit, Michigan T-Wyandotte	50kw	225	U	I-A
<i>770 kilocycles</i>					
WLB	Minneapolis, Minnesota T-St. Paul	5kw	175	S-WCAL (½ daytime)	II
WCAL	Northfield, Minnesota	5kw	180	S-WLB (½ daytime)	II
WEW	St. Louis, Missouri	1kw	175	D	II
WJZ	New York, N.Y. T-Bound Brook, N.J.	50kw	235	U	I-A
KXA	Seattle, Washington	1kw	175	L-WJZ	II
<i>780 kilocycles</i>					
WBBM	Chicago, Illinois T-Glenview	50kw	225	U	I-A
WJAG	Norfolk, Nebraska	1kw	175	L-WBBM	II Note
Station to operate on 1090 kilocycles pending adjustment of domestic problems in the United States.					
<i>790 kilocycles</i>					
KFQD	Anchorage, Alaska	250w	150	S.H.	IV
KECA	Los Angeles, California	5kw	200	U	III-A
KGHL	Billings, Montana	5kw	DA-N	U	III-A
			DA-N		
WPIC	Sharon, Pennsylvania	1kw	175	D	III
WPRA	Mayaguez, Puerto Rico	1kw	175	U	III-A
		2½kw-LS			
WEAN	Providence, Rhode Island T-E. Providence	5kw	DA	U	III-A

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIA-TION	TIME DESIG-NATION	CLASS
<i>790 kilocycles—Continued</i>					
KFDY	Brookings, South Dakota	1kw	175	S.H. (D)	III
WMC	Memphis, Tennessee	1kw	235	U	III-A
		5kw-LS	DA-N		
WTAR	Norfolk, Virginia	5kw	181	U	III-A
			DA-N		
<i>810 kilocycles</i>					
KGO	San Francisco, California	10kw	225	U	I-B
	T-Oakland				
KOAM	Pittsburgh, Kansas	1kw	185	D	II
WGY	Schenectady, New York	50kw	235	U	I-B
	T-S. Schenectady				
<i>820 kilocycles</i>					
WTBO	Cumberland, Maryland	250w	175	L-WFAA WBAP	II
WFAA	Dallas, Texas	50kw	245	S-WBAP	I-A
	T-Grapevine				
WBAP	Fort Worth, Texas	50kw	245	S-WFAA	I-A
	T-Grapevine				
<i>830 kilocycles</i>					
WCCO	Minneapolis, Minnesota	50kw	245	U	I-A
	T-Anoka				
WNYO	New York, N. Y.	1kw	DA	L-WCCO	II
	T-Brooklyn				
<i>840 kilocycles</i>					
WHAS	Louisville, Kentucky	50kw	250	U	I-A
	T-N.E. of New Eastwood				
<i>850 kilocycles</i>					
KOA	Denver, Colorado	50kw	225	U	I-A
WRUF	Gainesville, Florida	5kw	175	L-KOA	II
WHDH	Boston, Massachusetts	1kw	175	L-KOA	II
	T-Saugus				
KFUO	Clayton, Missouri	5kw	175	L-KOA	II
WEEU	Reading, Pennsylvania	1kw	175	D	II
	T-Spring Twp.				
<i>860 kilocycles</i>					
KTRB	Modesto, California	250w	175	D	II
<i>870 kilocycles</i>					
KIEV	Glendale, California	250w	175	D	II
WWL	New Orleans, Louisiana	50kw	DA	U	I-A
	T-N. of Kennerville				
WKAR	East Lansing, Michigan	5kw	175	D	II
WHCU	Ithaca, New York	1kw	175	L-WWL	II
<i>880 kilocycles</i>					
WHB	Kansas City, Missouri	1kw	175	D	II
	T-N. Kansas City				
WABC	New York, N. Y.	50 kw	225	U	I-A
	T-New Rochelle, N. Y.				
<i>890 kilocycles</i>					
WENR	Chicago, Illinois	50kw	240	S-WLS	I-A
	T-Tinley Park				
WLS	Chicago, Illinois	50kw	240	S-WENR	I-A
	T-Tinley Park				
<i>910 kilocycles</i>					
KLX	Oakland, California	1kw	175	U	III-A
KPOF	nr. Denver, Colorado	1kw	175	S-KFKA	III-A
KFKA	Greeley, Colorado	1kw	175	S-KPOF	III-A
WSUI	Iowa City, Iowa	1kw	DA	U	III-A
		5kw-LS			

**ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued**

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>910 kilocycles—Continued</i>					
WFDF	Flint, Michigan	1kw	DA	U	III-B
WCOO	Meridian, Mississippi	1kw	190	U	III-A
WGBI	Scranton, Pennsylvania	500w	175	S-WQAN	III-B
		1kw-LS			
WQAN	Scranton, Pennsylvania	500w	175	S-WGBI	III-B
		1kw-LS			
WJHL	Johnson City, Tenn.	1kw	175	U	III-B
			DA-N		
KRRV	Sherman, Texas	1kw	DA	U	III-B
WRNL	Richmond, Virginia	1kw	DA	U	III-B
KVAN	Vancouver, Washington	250w	175	D	IV
<i>920 kilocycles</i>					
KARK	Little Rock, Arkansas	5kw	212	U	III-A
	T-N. Little Rock		DA-N		
KTKC	Visalia, California	1kw	180	U	III-B
			DA-N		
WGST	Atlanta, Georgia	1kw	185	U	III-A
		5kw-LS			
WBAA	West Lafayette, Indiana	1kw	175	U	III-B
		5kw-LS	DA-N		
KFNF	Shenandoah, Iowa	500w	220	S-KUSD	III-B
		1kw-LS			
WJAR	Providence, Rhode Island	5kw	DA	U	III-A
	T-E. Providence				
KUSD	Vermillion, South Dakota	500w	175	S-KFNF	III-B
KFPY	Spokane, Washington	5kw	210	U	III-A
WMMN	Fairmont, West Virginia	5kw	177	U	III-A
			DA-N		
<i>930 kilocycles</i>					
KGBU	Ketchikan, Alaska	500w	175	U	III-B
KHJ	Los Angeles, California	5kw	DA	U	III-A
WJAX	Jacksonville, Florida	1kw	190	U	III-A
		5kw-LS			
KSEI	Pocatello, Idaho	250w	175	U	III-B
		1kw-LS			
WTAD	Quincy, Illinois	1kw	185	U	III-B
			DA-N		
WFMD	Frederick, Maryland	500w	185	U	III-B
			DA-N		
WPAT	Paterson, New Jersey	1kw	175	D	III
	T-Clifton				
WBEN	Buffalo, New York		200	U	III-A
	T-Grand Island	5kw	DA-N		
WKY	Oklahoma City, Oklahoma		190	U	III-A
		5kw	DA-N		
WSAZ	Huntington, W. Virginia	1kw	DA	U	III-B
	T-nr. Burlington, Ohio				
WLBL	Stevens Point, Wisconsin	5kw	200	D	III
	T-S. W. of Auburndale				
<i>940 kilocycles</i>					
WMAZ	Macon, Georgia		175	U	II
		5kw	DA-N		
<i>950 kilocycles</i>					
KFEL	Denver, Colorado	5kw	DA	U	III-A
WAAF	Chicago, Illinois	1kw	175	D	III
WORL	Boston, Massachusetts	1kw	185	D	III
	T-Needham				
WWJ	Detroit, Michigan	5kw	210	U	III-A
	T-Oak Park		DA-N		

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>950 kilocycles—Continued</i>					
WPEN	Philadelphia, Pennsylvania	5kw	175	U	III-A
			DA-N		
WSPA	Spartanburg, South Carolina	1kw	180	U	III-B
			DA-N		
KPRC	Houston, Texas	5kw	200	U	III-A
	T-Deepwater		DA-N		
KOMO	Seattle, Washington	5kw	245	U	III-A
			DA-N		
<i>960 kilocycles</i>					
WBRC	Birmingham, Alabama	5kw	175	U	III-A
			DA-N		
KROW	Oakland, California	1kw	175	U	III-A
WELI	New Haven, Connecticut	1kw	184	U	III-B
	T-Hamden		DA-N		
WSBT	South Bend, Ind.	500w	DA	U	III-B
KMA	Shenandoah, Iowa	1kw	225	U	III-A
		5kw-LS			
WDBJ	Roanoke, Virginia	5kw	210	U	III-A
			DA-N		
<i>970 kilocycles</i>					
WFLA	Tampa, Florida	1kw	175	U	III-B
		5kw-LS	DA-N		
WAVE	Louisville, Kentucky	5kw	DA	U	III-A
	T-N. of Jeffersonville, Ind.				
WCSH	Portland, Maine	5kw	DA	U	III-A
	T-Scarboro				
WAAT	Jersey City, New Jersey	1kw	175	U	III-B
	T-Kearney		DA-N		
WDAY	Fargo, North Dakota	5kw	175	U	III-A
	T-West Fargo		DA-N		
WICA	Ashtabula, Ohio	1kw	175	D	III
KOIN	Portland, Oregon	5kw	224	U	III-A
			DA-N		
WHA	Madison, Wisconsin	5kw	175	D	III
<i>980 kilocycles</i>					
KFWB	Los Angeles, California	5kw	220	U	III-A
WRC	Washington, D. C.	5kw	185	U	III-A
	T-Chillum Twp., Md.		DA-N		
WHAL	Saginaw, Michigan	500w	175	D	III
KMBC	Kansas City, Missouri	5kw	224	U	III-A Note
	T-Kansas City, Kansas		DA-N		
<p>“KMBC permitted to continue operation with 5kw power, unlimited time and the directional antenna now installed and on file with the Federal Communications Commission and the Department of Transport subject to the determination of actual interference to CJRM in accordance with the provision for such determination established by the Treaty. If interference is found to exist to greater than 4 mv/m, appropriate action by the Commission will be taken to require KMBC to reduce the radiation on the bearing 331 degrees to such an amount that the limitation at Regina does not exceed 4 mv/m.”</p>					
WTRY	Troy, New York	1kw	DA	U	III-B
	T-Boght Corners				
<i>990 kilocycles</i>					
WIBG	Glenside, Pennsylvania	1kw	175	D	II Note
	T-Hill Crest, Cheltenham Twp.				
<p>“This assignment available for Class II operation, unlimited time, Philadelphia, Pa., provided the signal at no place on the border between the United States and Canada exceeds 0.025 mv/m 10 per cent of the time.”</p>					
WNOX	Knoxville, Tennessee	1kw	235	U	II
		5kw-LS	DA-N		

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1000 kilocycles</i>					
WCFL	Chicago, Illinois T-York Twp.	10kw	225 DA	U	I-B
WINS	New York, New York T-Carlstadt, N.J.	1kw	175	L-WCFL	II
KJR	Seattle, Washington	10kw	250 DA-N	U	I-B
<i>1020 kilocycles</i>					
KFVD	Los Angeles, California	1kw	185	L-KDKA	II
KDKA	Pittsburgh, Pennsylvania T-Allison Park, Hampton Twp.	50kw	295	U	I-A
<i>1030 kilocycles</i>					
WBZ	Boston, Massachusetts T. Hull	50kw	DA	U-Synchronized with WBZA	I-B
WBZA	Boston, Massachusetts T-East Springfield	1kw	175	U-Synchronized with WBZ	II
KOB	Albuquerque, New Mexico	50kw	225 DA-N	U	II
<i>1040 kilocycles</i>					
WHO	Des Moines, Iowa T-nr. Mitchellville	50kw	225	U	I-A
<i>1050 kilocycles</i>					
WDZ	Tuscola, Illinois	1kw	180	D	II
WHN	New York, N.Y. T-Astoria, Long Island	1kw 5kw-LS	175 DA-N	U	II
<i>1060 kilocycles</i>					
KYW	Philadelphia, Pennsylvania T-Whitemarsh Twp.	50kw	DA	U	I-B
<i>1070 kilocycles</i>					
WAPI	Birmingham, Alabama	50kw	225 DA-N	U	II Nota
Station to operate on 1170 kilocycles pending adjustment of domestic problems in U. S.					
KNX	Los Angeles, California T-Torrance	50kw	245	U	I-B
WIBC	Indianapolis, Indiana T-nr. New Augusta	1kw 5kw-LS	190 DA-N	U	II
KFBI	Wichita, Kansas	1kw 5kw-LS	175 DA-N	U	II
WEAU	Eau Claire, Wisconsin	1kw 5kw-LS	190 DA-N	L-KFBI	II
<i>1080 kilocycles</i>					
KYOS	Merced, California	250w	175	D	II
WTIC	Hartford, Connecticut T-Avon	50kw	226 DA-N	U	I-B
WCAZ	Carthage, Illinois	250w	185	D	II
KWJJ	Portland, Oregon	500w	190	L-KRLD, WTIC	II
KRLD	Dallas, Texas T-S. of Garland	50kw	225 DA-N	U	I-B
<i>1090 kilocycles</i>					
KTHS	Hot Springs National Park, Arkansas	50kw	225 DA-N	U	I-B
WBAL	Baltimore, Maryland T-nr Reisterstown	50kw	225 DA-N	U	I-B
<i>1100 kilocycles</i>					
KJBS	San Francisco, California	500w	175	L-WTAM	II
WTAM	Cleveland, Ohio T-Brecksville Village	50kw	225	U	I-A

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1110 kilocycles</i>					
WCBD	Chicago, Illinois T-Addison Twp.	5kw	225	L-WBT, KFAB S-WMBI	II
WMBI	Chicago, Illinois T-Addison	5kw	250	L-WBT, KFAB S-WCBD	II
KFAB	Lincoln, Nebraska	Proposed 50kw	225 DA-N	U	I-B Note
Station to operate on 780 kilocycles pending adjustment of domestic problems in U.S.					
WBT	Charlotte, North Carolina	50kw	225 DA-N	U	I-B
<i>1120 kilocycles</i>					
KMOX	St. Louis, Missouri	50kw	225	U	I-A
<i>1150 kilocycles</i>					
KGDM	Stockton, California	1kw	175	D	II
KWKH	Shreveport, Louisiana T-nr. Dixie	50kw	253 DA-N	U	I-B Note
Reclassification of KWKH, 50kw Class II station (Treaty provision) at Shreveport, Louisiana, to I-B acceptable so long as CBR, Class I-B station at Vancouver continues to operate with 5kw power as provided by the Treaty. When power of CBR is increased to 50kw, classification of KWKH to be dependent upon interference received from CBR. If CBR is operated with directional antenna which provides satisfactory service to the British Columbia area and protects the service of KWKH as a I-B station in accordance with the Treaty, this classification may be continued.					
WCAR	Pontiac, Michigan	1kw	185	D	II
WDGY	Minneapolis, Minnesota T-Richfield Twp.	1kw 5kw LS	175 DA-N	U	II
WOV	New York, N.Y. T-Kearny, N.J.	10kw	DA	U	I-B
<i>1140 kilocycles</i>					
KSOO	Sioux Falls, South Dakota	5kw	180 DA-N	L-WRVA	II
WRVA	Richmond, Virginia	50kw	DA	U	I-B
<i>1150 kilocycles</i>					
KFSG	Los Angeles, California	1kw 2½kw-LS	175	S-KRKD	III-A
KRKD	Los Angeles, California	1kw 2½kw-LS	175	S-KFSG	III-A
WDEL	Wilmington, Delaware	5kw	DA	U	III-A
KSAL	Salina, Kansas	1kw	200 DA-N	U	III-B
WJBO	Baton Rouge, Louisiana	5kw	DA	U	III-A
WCOP	Boston, Massachusetts	500w	185 DA-N	U	III-B
KSWO	Lawton, Oklahoma	250w	D	D	IV
WKPA	New Kensington, Pennsylvania	250w	150	D	IV
WAPO	Chattanooga, Tennessee	1kw	195	U	III-B
KTBC	T. Pineville Austin, Texas	5kw LS 1kw	DA-N 175	S.H. (D-WTAW)	III
WTAW	College Station, Texas	1kw	175	S.H. (D-KTBC)	III
KRSC	Seattle, Washington	1kw	175	U	III-A
KFIO	Spokane, Washington	100w	150	D	IV
WISN	Milwaukee, Wisconsin	5kw	DA	U	III-A
<i>1160 kilocycles</i>					
WJJD	Chicago, Illinois T-Des Plaines	20kw	175	L-KSL	II
KBL	Salt Lake City, Utah T-Saltair	50kw	225	U	I-A

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1170 kilocycles</i>					
KVOO	Tulsa, Oklahoma		175	U	I-B
		50kw	DA-N		
WWVA	Wheeling, West Virginia		195	U	
	T-W. Liberty	50kw	DA		I-B
<i>1180 kilocycles</i>					
WHAM	Rochester, New York	50kw	245	U	I-A
	T-Victor Twp.				
<i>1190 kilocycles</i>					
WOWO	Fort Wayne, Indiana			U	I-B
		50kw	DA		
KEX	Portland, Oregon			U	
	T-N. Portland	50kw	DA		I-B Note
<p>This assignment of a Class I-B station at Portland, Oregon is agreed to by Mexico on condition that the DA proposed protect the service of a Class I-B station in Sonora in accordance with the engineering standards of the Treaty.</p>					
<i>1200 kilocycles</i>					
WOAI	San Antonio, Texas	50kw	225	U	I-A
	T-Selma				
<i>1210 kilocycles</i>					
WCAU	Philadelphia, Pennsylvania	50kw	225	U	I-A
	T-Newton Square				
<i>1250 kilocycles</i>					
WBHP	Huntsville, Alabama	250w	175	U	IV
WMOB	Mobile, Alabama	250w	160	U	IV
WJRD	Tuscaloosa, Alabama	250w	175	U	IV
KSUN	Lowell, Arizona	250w	185	U	IV
KPHO	Phoenix, Arizona	250w	160	U	IV
KBTM	Jonesboro, Arkansas	250w	180	U	IV
KGHI	Little Rock, Arkansas	250w	150	U	IV
KGFJ	Los Angeles, California	250w	160	U	IV
KVCV	S. of Redding, California	250w	150	U	IV
KVEC	San Luis Obispo, California	250w	185	U	IV
KWG	Stockton, California	250w	160	U	IV
KFXJ	Grand Junction, Colorado	250w	180	U	IV
KGEK	Sterling, Colorado	250w	150	U	IV
WTHT	Hartford, Connecticut	250w	160	U	IV
WLOF	Orlando, Florida	250w	160	U	IV
WDLF	Panama City, Florida	250w	150	U	IV
WJNO	West Palm Beach, Florida	250w	175	U	IV
WRBL	Columbus, Georgia	250w	180	U	IV
WBLJ	Dalton, Ga.	250w	-	D	IV
WAYX	Waycross, Georgia	250w	150	U	IV
KHBC	Hilo, Hawaii	250w	150	U	IV
KFXD	Nampa, Idaho	250w	150	U	IV
WJBC	Bloomington, Illinois	250w	180	U	IV
	T-Normal				
WJOB	Hammond, Indiana	250w	150	U-D	IV
				8-WFAM-N	
WBOV	Terre Haute, Indiana	250w	190	U	IV
KFJB	Marshalltown, Iowa	250w	180	U	IV
WHOP	N.W. of Hopkinsville, Ky.	250w	180	U	IV
KMLB	Monroe, Louisiana	250w	175	U	IV
WJBW	New Orleans, Louisiana	250w	185	U	IV
WABI	Bangor, Maine	250w	195	U	IV
	T-Brewer				
WITH	Baltimore, Maryland	250w	160	U	IV
WESX	Salem, Massachusetts	250w	175	U	IV
	T-Marblehead				
WMAW	Worcester, Massachusetts	250w	160	U	IV
WGRB	Grand Rapids, Michigan	250w	160	U	IV

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1280 kilocycles—Continued</i>					
WMPC	Lapeer, Michigan	250w	150	S.H.	IV
WSAM	Saginaw, Michigan	250w	150	S.H.	IV
WSOO	Sault Ste. Marie, Michigan	250w	150	U	IV Note
It was agreed between the delegates from the United States and Canada that if an increase in power beyond that of a local station is contemplated for either CJIC or WSOO, the Department of Transport will advise the Commission, or vice versa, in order that the increase in power of either station may be considered in conjunction with that of the other.					
KGDE	Fergus Falls, Minnesota	250w	150	U	IV
KYSM	Mankato, Minnesota	250w	200	U	IV
KWNO	Winona, Minnesota	250w	190	U	IV
WSKB	McComb, Mississippi	250w	190	U	IV
WIL	St. Louis, Missouri	250w	150	U	IV
KHAS	Hastings, Nebraska	250w	190	U	IV
WENY	Elmira, New York	250w	240	U	IV
WIBX	Utica, New York	250w	150	U	IV
	T-Town of Marcy				
WMFR	High Point, North Carolina	250w	150	U	IV
WFTC	Kinston, North Carolina	250w	175	U	IV
WCBT	Roanoke Rapids, N. C.	250w	150	U	IV
WHBC	Canton, Ohio	250w	265	U	IV
WCPO	Cincinnati, Ohio	250w	150	U	IV
WCOL	Columbus, Ohio	250w	150	U	IV
WTOL	Toledo, Ohio	250w	150	U	IV
KADA	N. of Ada, Oklahoma	250w	175	U	IV
WBBZ	Ponca City, Oklahoma	250w	150	U	IV
KAST	Astoria, Oregon	250w	175	U	IV
KODL	The Dalles, Oregon	250w	150	U	IV
KOOS	Marshfield, Oregon	250w	150	U	IV
WCED	Du Bois, Pennsylvania	250w	150	U	IV
WKBO	Harrisburg, Pennsylvania	250w	150	U	IV
WAIM	Anderson, South Carolina	250w	150	U	IV
WOLS	Florence, South Carolina	250w	165	U	IV
WCAT	Rapid City, South Dakota	250w	180	U	IV
KELO	Sioux Falls, South Dakota	250w	150	U	IV
KFDA	Amarillo, Texas	250w	150	U	IV
KVNU	N. of Logan, Utah	250w	150	U	IV
WCAX	Burlington, Vermont	250w	150	U	IV
WLVA	Lynchburg, Virginia	250w	150	U	IV
KVOS	Bellingham, Washington	250w	175	U	IV
WLOG	Logan, West Virginia	250w	150	U	IV
WAJR	Morgantown, West Virginia	250w	150	U	IV
WHBY	Appleton, Wisconsin	250w	150	U	IV
WCLO	Janesville, Wisconsin	250w	195	U	IV
WDSM	Superior, Wisconsin	250w	175	U	IV
KPOW	Powell, Wyoming	250w	-	U	IV
<i>1240 kilocycles</i>					
WJBY	Gadsden, Alabama	250w	175	U	IV
WCOV	Montgomery, Alabama	250w	175	U	IV
KWJB	S. of Globe, Arizona	250w	180	U	IV
KYUM	Yuma, Arizona	250w	150	U	IV
KDON	Monterey, California	250w	150	U	IV
KPPC	Pasadena, California	250w	150	S-KFXM	IV
KROY	Sacramento, California	250w	175	U	IV
KFXM	San Bernardino, California	250w	150	S-KPPC	IV
WFTM	Fort Myers, Florida	250w	160	U	IV
WFOY	St. Augustine, Florida	250w	175	U	IV
WGAC	E. of Augusta, Georgia	250w	150	U	IV
WGGA	Gainesville, Georgia	250w	160	U	IV
WLAG	LaGrange, Georgia	250w	-	U	IV
WBML	Macon, Georgia	250w	150	U	IV
WPAX	Thomasville, Georgia	250w	150	U	IV

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1940 kilocycles—Continued</i>					
WCRW	Chicago, Illinois	250w	180	S.H. (WEDC, WSBC)	IV
WEDC	Chicago, Illinois	250w	150	S.H. (WCRW, WSBC)	IV
WSBC	Chicago, Illinois	250w	150	S.H. (WCRW, WEDC)	IV
WEBQ	Harrisburg, Illinois	250w	150	U	IV
WTAX	Springfield, Illinois	250w	150	U	IV
WHBU	Anderson, Indiana	250w	150	U	IV
KWLL	Decorah, Iowa	250w	150	D	IV
KBIZ	Ottumwa, Iowa	250w	-	U	IV
KIUL	Garden City, Kansas	250w	150	U	IV
KANS	Wichita, Kansas	250w	150	U	IV
WINN	Louisville, Kentucky	250w	150	U	IV
KALB	Alexandria, Louisiana	250w	150	U	IV
WCOU	Lewiston, Maine	250w	180	U	IV
WJEJ	Hagerstown, Maryland	250w	150	U	IV
WHAJ	Greenfield, Massachusetts	250w	175	U	IV
WOCB	nr. Hyannis, Massachusetts	250w	150	U	IV
WJIM	Lansing, Michigan	250w	150	U	IV
WMFG	Hibbing, Minnesota	250w	150	U	IV
WGFM	Greenwood, Mississippi	250w	150	U	IV
WGCM	Gulfport, Mississippi	250w	150	U	IV
KPFA	Helena, Montana	250w	150	U	IV
KFOR	Lincoln, Nebraska	250w	150	U	IV
WSNJ	Nr. Bridgeton, New Jersey (Upper Deerfield Twp.)	250w	175	U	IV
WBRB	Red Bank, New Jersey	250w	150	S-WGBB	IV
KLAH	Carlsbad, New Mexico	250w	180	U	IV
WGBB	Freeport, New York	250w	150	S-WBRB, WFAS	IV
WJTN	Jamestown, New York	250w	175	U	IV
WSAY	Rochester, New York	250w	150	U	IV
WATN	Watertown, New York	250w	150	U	IV
WFAS	White Plains, New York	250w	150	S-WGBB	IV
WSOC	Charlotte, North Carolina	250w	150	U	IV
WRAL	Raleigh, North Carolina	250w	175	U	IV
KDLR	Devils Lake, North Dakota	250w	180	U	IV
WJW	Akron, Ohio	250w	150	U	IV
WLOK	Lima, Ohio	250w	150	U	IV
WHIZ	Zanesville, Ohio	250w	150	U	IV
KVSO	Ardmore, Oklahoma	250w	150	U	IV
KASA	Elk City, Oklahoma	250w	150	U	IV
KHBG	Okmulgee, Oklahoma	250w	175	U	IV
KWIL	Albany, Oregon	250w	-	U	IV
KFJI	Klamath Falls, Oregon	250w	150	U	IV
WKOK	Sunbury, Pennsylvania	250w	150	U	IV
WBAX	Wilkes-Barre, Pennsylvania T-Plains Twp.	250w	175	U	IV
KWAT	Watertown, South Dakota	250w	150	U	IV
WBIR	Knoxville, Tennessee	250w	150	U	IV
WSIX	Nashville, Tennessee	250w	150	U	IV
KOCA	Kilgore, Texas	250w	170	U	IV
KXOX	Sweetwater, Texas	250w	180	U	IV
KOVO	Provo, Utah	250w	170	U	IV
WPID	Petersburg, Virginia T-Colonial Heights	250w	180	U—except Sun- day when WBBL operates	IV
WBBL	Richmond, Virginia	250w	150	S.H.	IV
KGy	Olympia, Washington	250w	150	U—except when KWT is operating	IV
WJLS	Beckley, West Virginia	250w	180	U	IV
WOMT	Manitowoc, Wisconsin	250w	150	U	IV
WIBU	Poynette, Wisconsin	250w	190	U	IV
WJMC	Rice Lake, Wisconsin	250w	180	U	IV

**ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued**

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1250 kilocycles</i>					
KTMS	Santa Barbara, California T-nr. Goleta	1kw	DA	U	III-B
WDAE	Tampa, Florida	5kw	DA	U	III-A
KFKU	Lawrence, Kansas T-Tonganoxie	1kw 5kw-LS	175	S-WREN	III-A
WREN	Lawrence, Kansas T-Tonganoxie	1kw 5kw-LS	175	S-KFKU	III-A
WCAD	Canton, New York	500w	175	S.H.(D)	III
WGNV	Newburgh, New York	250w	180	D	IV
WCAE	Pittsburgh, Pennsylvania T-Baldwin Twp.	5kw	215 DA-N	U	III-A
WTMA	Charleston, South Carolina	1kw	215(DA-N)	U	III-B
KPAO	Port Arthur, Texas	500w	187.5 DA-N	U	III-B
KWSC	Pullman, Washington	5kw	180	S-KTW	III-A
KTW	Seattle, Washington	1kw	175	S-KWSC	III-A
<i>1260 kilocycles</i>					
KYA	San Francisco, California	1kw 5kw-LS	230	U	III-A
WOL	Washington, D. C. T-nr. Chillum, Md.	1kw	DA	U	III-A
WFBM	Indianapolis, Indiana T-nr. Millersville	5kw	245 DA-N	U	III-A
WNAC	Boston, Massachusetts T-Quincy	5kw	DA	U	III-A
KGBX	Springfield, Missouri	5kw	175 DA-N	U	III-A
KGGM	Albuquerque, New Mexico	1kw	190	U	III-A
<i>1270 kilocycles</i>					
KTFI	Twin Falls, Idaho	1kw	250	U	III-A
WHBF	Rock Island, Illinois T-Rock Island County	5kw	DA	U	III-A
WSFR	Springfield, Mass.	500w	DA	U	III-B
WXYZ	Detroit, Michigan	5kw	227 DA-N	U	III-A
KGCU	Mandan, North Dakota	500w 1kw-LS	180	U	III-B
KFJZ	Fort Worth, Texas T-Birdville	5kw	DA	U	III-A
<i>1280 kilocycles</i>					
KFOX	Long Beach, California	1kw	175	U	III-A
WMRO	Aurora, Illinois T-N. Aurora	250w	175	D	IV
WGBF	Evansville, Indiana	1kw 5kw-LS	200 DA-N	U	III-B
WDSU	New Orleans, Louisiana	5kw	DA	U	III-A
WTCN	Minneapolis, Minnesota T-Rose Twp.	1kw 5kw-LS	210	U	III-A
WHBI	Newark, New Jersey	1kw 2½kw-LS	175	S-WNEW	III-A
WNEW	New York, N.Y. T-nr. Carlstadt, New Jersey	5kw	DA	S-WHBI	III-A
WKST	New Castle, Pennsylvania	1kw	190 DA-N	U	III-B
KIT	Yakima, Washington	1kw	185	U	III-A
<i>1290 kilocycles</i>					
KVOA	Tucson, Arizona	1kw	175	U	III-A
KUOA	Siloam Springs, Arkansas	5kw	250	D	III
KHSL	Chico, California	500w 1kw-LS	190	U	III-B
WTOC	Savannah, Georgia	1kw 5kw-LS	175 DA-N	U	III-A

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
 STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIA-TION	TIME DESIG-NATION	CLASS
<i>1290 kilocycles—Continued</i>					
KGVO	Missoula, Montana	1kw 5kw-L8	190	U	III-A
KOIL	Omaha, Nebraska	5kw	210	U	III-A
	T-nr. Council Bluffs, Iowa		DA-N		
WHL D	Niagara Falls, New York	1kw	190	D	III
	T-Niagara				
WHIO	Dayton, Ohio	5kw	200	U	III-A
			DA-N		
KRGV	Weslaco, Texas	1kw	185	U	III-A
WKNE	Keene, New Hampshire	5kw	DA	U	III-A
WFVA	Fredericksburg, Virginia	250w	180	D	IV
<i>1300 kilocycles</i>					
KVOR	Colorado Springs, Colorado	1kw	190	U	III-A
KGLO	Mason City, Iowa	1kw	205	U	III-B
			DA-N		
WFBR	Baltimore, Maryland	5kw	DA	U	III-A
WASH	Grand Rapids, Michigan	5kw	175	S-WOOD	III-A
			DA-N		
WOOD	Grand Rapids, Michigan	5kw	175	S-WASH	III-A
			DA-N		
WJDX	Jackson, Mississippi	1kw 5kw-L8	215	U	III-A
WWNY	Watertown, New York	500w	175	D	III
KOL	Seattle, Washington	1kw 5kw-L8	230	U	III-A
<i>1310 kilocycles</i>					
KLS	Oakland, California	1kw	175	U	III-A
WISH	Indianapolis, Indiana	1kw 5kw-L8	DA-N	U	III-B
WORO	Worcester, Massachusetts	1kw	DA	U	III-B
	T-Auburn				
KFBB	Great Falls, Montana	5kw	250	U	III-A
			DA-N		
WCAP	Asbury Park, New Jersey	500w	175	S-WCAP, WTNJ	III-B
	T-Neptune Twp.				
WCAM	Camden, New Jersey	500w	175	S-WCAP, WTNJ	III-B
WTNJ	Trenton, New Jersey	500w	190	S-WCAP WCAP	III-B
	T-Falls Twp., S. of Morrisville, Pa.				
WDOD	Chattanooga, Tennessee	5kw	215	U	III-A
			DA-N		
WRR	Dallas, Texas	5kw	194	U	III-A
			DA-N		
WIBA	Madison, Wisconsin	5kw	231	U	III-A
			DA-N		
<i>1320 kilocycles</i>					
KLCN	Blytheville, Arkansas	100w	175	D	IV
WATR	Waterbury, Connecticut	250w	DA	U	IV
WJHP	Jacksonville, Florida	250w	150	U	IV
WEBC	Duluth, Minnesota	5kw	221	U	III-A
	T-Superior, Wisconsin		DA-N		
WNBZ	Saranac Lake, New York	100w	150	D	IV
WJAS	Pittsburgh, Pennsylvania	5kw	180	U	III-A
			DA-N		
WNEL	San Juan, Puerto Rico	5kw	175	U	III-A
	T-Carolina				
KTRH	Houston, Texas	5kw	230	U	III-A
	T-Deepwater		DA-N		
KDYL	Salt Lake City, Utah	5kw	DA	U	III-A

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1330 kilocycles</i>					
KFAC	Los Angeles, California	1kw	175	U	III-A
KFH	Wichita, Kansas	5kw	245	U	III-A
			DA-N		
WLOL	Minneapolis, Minnesota T-St. Paul	1kw	DA	U	III-B
WBBR	Brooklyn, New York T-Rossville	1kw	175	S-WEVD, WHAZ	III-A
WEVD	New York, N. Y. T-Brooklyn	1kw	175	S-WBBR, WHAZ	III-A
WHAZ	Troy, New York	1kw	175	S-WBBR, WEVD	III-A
KALE	Portland, Oregon	5kw	180	U	III-A
			DA-N		
WFBC	Greenville, South Carolina	5kw	185	U	III-A
			DA-N		
WHBL	Sheboygan, Wisconsin	500w 1kw-LS	200	U	III-B
<i>1340 kilocycles</i>					
WSGN	Birmingham, Alabama	250w	150	U	IV
KCRJ	Jerome, Arizona	250w	150	U	IV
KWFO	Hot Springs, Arkansas	250w	150	U	IV
KARM	Fresno, California	250w	200	U	IV
KHUB	nr. Watsonville, California	250w	175	U	IV
KMYR	Denver, Colorado	250w	150	U	IV
WINX	Washington, D. C.	250w	150	U	IV
WPER	DeLand, Florida	250	-	U	IV
WLAK	Lakeland, Florida	250w	180	U	IV
WTAL	Tallahassee, Florida	250w	150	U	IV
WGAU	Athens, Georgia	250w	175	U	IV
WSAV	Savannah, Georgia	250w	175	U	IV
WDAK	West Point, Georgia	250w	150	U	IV
WSOY	Decatur, Illinois	250w	180	U	IV
WJPF	Herrin, Illinois	250w	150	U	IV
WCLS	Joliet, Illinois T-Joliet Twp.	250w	185	U	IV
WTRC	Elkhart, Indiana	250w	180	U	IV
WLBC	Muncie, Indiana	250w	150	U	IV
ECKN	Kansas City, Kansas	250w	150	U	IV
WCMI	Ashland, Kentucky	250w	150	U	IV
WLBJ	nr. Bowling Green, Kentucky	250w	180	U	IV
KVOL	Lafayette, Louisiana	250w	175	U	IV
KRMD	Shreveport, Louisiana	250w	150	U	IV
WNBH	New Bedford, Massachusetts T-Crow Is. (near Fairhaven)	250w	150	U	IV
WBRK	Pittsfield, Massachusetts	250w	150	U	IV
WLAV	Grand Rapids, Michigan	250w	150	U	IV
WDMJ	Marquette, Michigan	250w	150	U	IV
WEXL	Royal Oak, Michigan	250w	150	U	IV
KVOX	Moorehead, Minnesota	250w	175	U	IV
KROC	Rochester, Minnesota	250w	180	U	IV
KWLM	Willmar, Minnesota	250w	175	U	IV
WJPE	Greenville, Mississippi	250w	185	U	IV
WAML	Laurel, Mississippi	250w	180	U	IV
KWOS	Jefferson City, Missouri	250w	185	U	IV
KWOC	Poplar Bluff, Missouri	250w	150	U	IV
KGEZ	Kalispell, Montana (See 1460kc)	250w	190	U	IV
KRJF	Miles City, Montana	250w	150	U	IV
KGFW	Kearney, Nebraska	250w	175	U	IV
WLNH	Laconia, New Hampshire T-Sanbornton	250w	180	U	IV
KVSF	Santa Fe, New Mexico	250w	150	U	IV

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1540 kilocycles—Continued</i>					
WMBO	Auburn, New York	250w	175	U	IV
WEBR	Buffalo, New York	250w	150	U	IV
WMFF	Plattsburg, New York	250w	150	U	IV
WGTM	Wilson, North Carolina	250w	150	U	IV
WAIR	Winston-Salem, North Carolina	250w	-	U	IV
WIZE	Springfield, Ohio	250w	150	U	IV
WSTV	Steubenville, Ohio	250w	150	S.H. (WSAJ)	IV
KOCY	Oklahoma City, Oklahoma	250w	150	U	IV
KOME	Tulsa, Oklahoma	250w	195	U	IV
KBND	Bend, Oregon	250w	180	U	IV
KUIN	Grants Pass, Oregon	250w	160	U	IV
WFBG	Altoona, Pennsylvania	250w	150	U	IV
WSAJ	Grove City, Pennsylvania	250w	150	S.H.	IV
WHAT	Philadelphia, Pennsylvania	250w	150	S-WTEL	IV
WTEL	Philadelphia, Pennsylvania	250w	150	S-WHAT	IV
WRAW	Reading, Pennsylvania	250w	150	U	IV
WBRE	Wilkes-Barre, Pennsylvania	250w	180	U	IV
	T-Kingston				
WFIG	Sumter, South Carolina	250w	150	U	IV
KAND	Corsicana, Texas	250w	175	U	IV
KFPL	Dublin, Texas	250w	175	U	IV
KFYO	Lubbock, Texas	250w	150	U	IV
KRBA	Lufkin, Texas	250w	175	U	IV
KPDN	Pampa, Texas	250w	175	U	IV
KVIC	N. of Victoria, Texas	250w	175	U	IV
KSUB	Cedar City, Utah	250w	170	U	IV
WGH	Newport News, Virginia	250w	170	U	IV
KXRO	Aberdeen, Washington	250w	180	U	IV
WBRW	Welch, West Virginia	250w	150	U	IV
WEMP	Milwaukee, Wisconsin	250w	150	U	IV
WFHR	Wisconsin Rapids, Wisconsin	250w	150	U	IV
<i>1550 kilocycles</i>					
KSRO	Santa Rosa, California	1kw	DA	U	III-B
KGHF	Pueblo, Colorado	500w	175	U	III-B
KID	Idaho Falls, Idaho	800w	200	U	III-B
		5kw-L.S			
KRNT	Des Moines, Iowa	5kw	210	U	III-A
			DA-N		
WSMB	New Orleans, Louisiana	5kw	228	U	III-A
			DA-N		
WADC	Akron, Ohio	5kw	DA	U	III-A
WORK	York, Pennsylvania	1kw	175	U	III-B
	T-W, Manchester Twp.		DA-N		
<i>1580 kilocycles</i>					
KGB	San Diego, California	1kw	175	U	III-A
WDRG	Hartford, Connecticut	5kw	DA	U	III-A
	T-Bloomfield				
WKAT	Miami Beach, Florida	1kw	175	U	III-B
KSCJ	Sioux City, Iowa	5kw	214	U	III-A
			DA-N		
WSAI	Cincinnati, Ohio	5kw	250	U	III-A
			DA-N		
KRIS	Corpus Christi, Texas	1kw	204	U	III-A
KMO	Tacoma, Washington	5kw	175	U	III-A
WTAQ	Green Bay, Wisconsin	5kw	DA	U	III-A
	T-West De Pere				
<i>1570 kilocycles</i>					
WCOA	Pensacola, Florida	500w	175	U	III-B
		1kw-L.S			
KDTH	Dubuque, Iowa	1kw	175	U	III-B
	T-East Dubuque, Illinois		DA-N		

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1370 kilocycles—Continued</i>					
KGNO	Dodge City, Kansas	500w 1kw-LS	175	U	III-B
KGIR	West of Butte, Montana	5kw	175	U	III-A
WFEA	Manchester, New Hampshire	5kw	DA	U	III-B
	T-Merrimack				
WFNC	Fayetteville, North Carolina	250w	150	D	IV
WSPD	Toledo, Ohio	5kw	175	U	III-A
	T-Perrysburg		DA-N		
WPAB	Ponce, Puerto Rico	1kw	175	U	III-A
	T-Playa				
KFRO	Longview, Texas	1kw	185	U	III-B
			DA-N		
<i>1380 kilocycles</i>					
WTSP	St. Petersburg, Florida	500-1kw LS		U	III-B
KIDO	Boise, Idaho	1kw 2 $\frac{1}{2}$ kw-LS	190	U	III-A
KWK	St. Louis, Missouri	5kw	DA	U	III-A
WAWZ	Zarephath, New Jersey	1kw	DA	S-WBNX	III-A
WBNX	New York, N. Y.	5kw	DA	S-WAWZ	III-A
	T-Borough of Carlstadt, N. J.				
KBWD	Brownwood, Texas	500w		U	III-B
KTSM	El Paso, Texas	500w	175	U	III-B
WMBG	Richmond, Virginia	1kw	DA	U	III-B
		5kw-LS			
<i>1390 kilocycles</i>					
KGER	Long Beach, California	1kw	175	U	III-A
WGES	Chicago, Illinois	500w 1kw-LS	175		III-B
		(Sundays)		SH	
WQBO	Vicksburg, Mississippi	1kw	175	D	III
WFBL	Syracuse, New York	5kw	235	U	III-A
	T-nr. Collamer		DA-N		
KLPM	Minot, North Dakota	1kw	185	U	III-A
KCRC	Enid, Oklahoma	1kw	175	U	III-B
KSLM	Salem, Oregon	1kw	180	U	III-A
WOSC	Charleston, South Carolina	1kw	175	U	III-A
WTJS	Jackson, Tennessee	1kw	DA-N	U	III-B
<i>1400 kilocycles</i>					
WMSL	Decatur, Alabama	250w	150	U	IV
WAGF	Dothan, Alabama	250w	150	U	IV
WJHO	Opelika, Alabama	250w	150	U	IV
KTUC	Tucson, Arizona	250w	150	U	IV
KELD	N. of El Dorado, Arkansas	250w	150	U	IV
KFPW	Fort Smith, Arkansas	250w	150	U	IV
KRE	Berkeley, California	250w	175	U	IV
KIUP	Durango, Colorado	250w	150	U	IV
KOKO	La Junta, Colorado	250w	185	U	IV
WFTL	Ft. Lauderdale, Florida	250w	180	U	IV
WMBR	Jacksonville, Florida	250w	175	U	IV
WATL	Atlanta, Georgia	250w	150	U	IV
WMGA	N.E. of Moultrie, Georgia	250w	225	U	IV
KRLC	Lewiston, Idaho	250w	215	U	IV
WDWS	Champaign, Illinois	250w	150	U	IV
WGIL	Galesburg, Illinois	250w	150	U	IV
WEOA	Evansville, Indiana	250w	150	U	IV
WKMO	Kokomo, Indiana	250w	-	U	IV
WGRC	New Albany, Indiana	250w	195	U	IV
KFGQ	Boone, Iowa	250w	150	S.H. (D)	IV
KVFD	Fort Dodge, Iowa	250w	215	S.H.	IV
KTSW	Emporia, Kansas	250w	180	U	IV

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
 STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1400 kilocycles—Continued</i>					
KVGB	Great Bend, Kansas	250w	185	U	IV
WRDO	Augusta, Maine	250w	150	U	IV
WCBM	Baltimore, Maryland	250w	160	U	IV
WHYN	Holyoke, Massachusetts	250w	-	U	IV
WLLH	Lowell, Massachusetts	250w	150	U	IV
WELL	Battle Creek, Michigan	250w	150	U	IV
WHDF	Calumet, Michigan	250w	185	U	IV
	T-Larium				
WMBC	Detroit, Michigan	250w	150	U	IV
WTCM	Traverse City, Michigan	250w	150	U	IV
WMIN	St. Paul, Minnesota	250w	175	U	IV
WHLB	Virginia, Minnesota	250w	175	U	IV
WCBI	Columbus, Mississippi	250w	150	U	IV
WFOR	Hattiesburg, Mississippi	250w	150	U	IV
KFVS	Cape Girardeau, Missouri	250w	150	U	IV
KFRU	Columbia, Missouri	250w	150	U	IV
KORN	Fremont, Nebraska	250w	190	U	IV
KENO	Las Vegas, Nevada	250	150	U	IV
KICA	Clovis, New Mexico	250w	175	U	IV
KGFL	Roswell, New Mexico	250w	150	U	IV
WABY	Albany, New York	250w	150	U	IV
	T-Colonie				
WBNY	Buffalo, New York	250w	150	All hours except those WSVS operates	IV
WSVS	Buffalo, New York	250w	150	S.H. (D. WBNY)	IV
WSLB	Ogdenburg, New York	250w	150	U	IV
WISE	Asheville, North Carolina	250w	150	U	IV
WCNC	Elizabeth City, North Carolina	250w	175	U	IV
WGBR	W. of Golsboro, North Carolina	250w	180	U	IV
WHKY	Hickory, North Carolina	250w	150	U	IV
WTFD	Wilmington, North Carolina	250w	150	U	IV
KRMC	Jamestown, North Dakota	250w	180	U	IV
WMAN	Mansfield, Ohio	250w	175	U	IV
WPAY	Portsmouth, Ohio	250w	150	U	IV
KTOK	Oklahoma City, Oklahoma	250w	175	U	IV
WEST	Easton, Pennsylvania	250w	150	U	IV
WJAC	Johnstown, Pennsylvania	250w	150	U	IV
WDAS	Philadelphia, Pennsylvania	250w	185	U	IV
WARM	Scranton, Pennsylvania	250w	150	U	IV
WRAK	Williamsport, Pennsylvania	250w	180	U	IV
WCOS	Columbia, South Carolina	250w	190	U	IV
WORD	Spartanburg, South Carolina	250w	150	U	IV
KOBH	Rapid City, South Dakota	250w	150	U	IV
WDEF	Chattanooga, Tennessee	250w	150	U	IV
WHUB	Cookeville, Tennessee	250w	150	U	IV
WKPT	Kingsport, Tennessee	250w	150	U	IV
WHBQ	Memphis, Tennessee	250w	150	U	IV
KLUF	nr. Galveston, Texas	250w	175	U	IV
KIUN	Pecos, Texas	250w	150	U	IV
KGKL	San Angelo, Texas	250w	175	U	IV
KMAC	San Antonio, Texas	250w	175	S-KONO	IV
KONO	San Antonio, Texas	250w	150	S-KMAC	IV
KTEM	Temple, Texas	250w	175	U	IV
WBTM	Danville, Virginia	250w	150	U	IV
KRKO	Everett, Washington	250w	150	S-KEVR	IV
KWLK	Longview, Washington	250w	150	U	IV
KEVR	Seattle, Washington	250w	150	S-KRKO	IV
WBLK	Clarksburg, West Virginia	250w	200	U	IV
WKWK	Wheeling, West Virginia	250w	-	U	IV
WBTH	Williamson, West Virginia	250w	150	U	IV
WATW	Ashland, Wisconsin	250w	150	U	IV
WRJN	Racine, Wisconsin	250w	175	U	IV
	T-Mt. Pleasant				

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1400 kilocycles—Continued</i>					
WSAU	Wausau, Wisconsin	250w	150	U	IV
KYAN	Cheyenne, Wyoming	250w	190	U	IV
KVRS	Rock Springs, Wyoming	250w	175	U	IV
KWYO	Sheridan, Wyoming	250w	185	U	IV
<i>1410 kilocycles</i>					
WALA	Mobile, Alabama	5kw	190	U	III-A
			DA-N		
KERN	Bakersfield, California	1kw	175	U	III-A
WNBC	New Britain, Connecticut	1kw	DA	U	III-B
	T-Newington	5kw LS			
WING	Dayton, Ohio	5kw	175	U	III-A
			DA-N		
KQV	Pittsburgh, Pennsylvania	1kw	185	U	III-B
			DA-N		
WKBH	La Crosse, Wisconsin	5kw	200	U	III-A
			DA-N		
<i>1420 kilocycles</i>					
KLRA	Little Rock, Arkansas	5kw	215	U	III-A
	T-nr. N. Little Rock		DA-N		
WHK	Cleveland, Ohio	5kw	205	U	III-A
	T-Seven Hills		DA-N		
WFCI	Pawtucket, Rhode Island	1kw	DA	U	III-B
	T-Lincoln				
KABR	Aberdeen, South Dakota	5kw	194	U	III-A
			DA-N		
WQDM	St. Albans, Vermont	1kw	175	D	III
KUJ	Walla Walla, Wash.	1kw	175	U	III-A
<i>1430 kilocycles</i>					
WIRE	Indianapolis, Indiana	5kw	244	U	III-A
			DA-N		
WARD	Brooklyn, New York	500w	180	S-WBBC, WLTH, WVFW	III-B
WBBC	Brooklyn, New York	500w	175	S-WARD, WLTH, WVFW	III-B
WVFW	Brooklyn, New York	500w	175	S-WARD, WBBC WLTH	III-B
WLTH	New York, New York	500w	175	S-WARD, WBBC, WVFW	III-B
	T-Brooklyn				
KTUL	Tulsa, Oklahoma	5kw	238	U	III-A
	T-E. of Turley		DA-N		
KLO	Ogden, Utah	5kw	DA	U	III-A
	T-Kanesville				
<i>1440 kilocycles</i>					
WSFA	Montgomery, Alabama	500w 1kw-LS	190	U	III-B
WROK	Rockford, Illinois	500w 1kw-LS	200	U	III-B
WAAB	Boston, Massachusetts	1kw	250	U	III-A
	T-Quincy				
WBCM	Bay City, Michigan	500w 1kw-LS	175	U	III-B
	T-Hampton Twp.				
KFJM	Grand Forks, North Dakota	500w 1kw-LS	175	U	III-B
KMED	Medford, Oregon	1kw	175	U	III-A
KGNC	Amarillo, Texas	1kw	175	U	III-A
		5kw LS			
WHIS	Bluefield, West Virginia	500w 1kw-LS	175	U	III-B

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1450 kilocycles</i>					
WHMA	Anniston, Alabama	250w	150	U	IV
WMSD	Muscle Shoals City, Alabama	250w	150	U	IV
KGLU	Safford, Arizona	250w	175	U	IV
KMYC	Marysville, California	250w	150	U	IV
KFMB	San Diego, California	250w	-	U	IV
KSAN	San Francisco, California	250w	150	U	IV
KGIW	Alamosa, Colorado	250w	150	8.H.(KIDW)	IV
KIDW	Lamar, Colorado	250w	150	8.H.(KGIW)	IV
WNAB	Bridgeport, Connecticut	250w	150	U	IV
WILM	Wilmington, Delaware	250w	150	U	IV
WWDC	Washington, D. C.	250w	-	U	IV
WMFJ	Daytona Beach, Florida	250w	150	U	IV
WSPB	Sarasota, Florida	250w	180	U	IV
WGPC	Albany, Georgia	250w	150	U	IV
WMWH	Augusta, Georgia	250w	150	U	IV
WKKEU	Griffen, Georgia	250w	150	U	IV
WRLC	Toccoa, Georgia	250w	-	U	IV
WGOV	Valdosta, Georgia	250w	150	U	IV
KWAL	Wallace, Idaho	250w	185	U	IV
T-between Wallace & Kellogg					
WHFC	Cicero, Illinois	250w	150	U	IV
WCBS	Springfield, Illinois	250w	150	U	IV
WGL	Fort Wayne, Indiana	250w	150	U	IV
WAOV	Vincennes, Indiana	250w	150	U	IV
WOC	Davenport, Iowa	250w	150	U	IV
KTRI	Sioux City, Iowa	250w	150	U	IV
KVAK	Atchison, Kansas	250w	175	U	IV
T-Buchanan County, Missouri					
KWBG	Hutchinson, Kansas	250w	150	U	IV
WHLN	Harlan, Ky.	250w	-	U	IV
WLAP	Lexington, Kentucky	250w	150	U	IV
WPAD	Paducah, Kentucky	250w	185	U	IV
WNOE	New Orleans, Louisiana	250w	180	U	IV
WAGM	Presque Isle, Maine	250w	150	U	IV
WMAS	Springfield, Massachusetts	250w	240	U	IV
WJMS	Ironwood, Michigan	250w	150	U	IV
WIBM	Jackson, Michigan	250w	150	U	IV
WHLS	Port Huron, Michigan	250w	190	U	IV
T-Port Huron Twp.					
KATE	Albert Lea, Minnesota	250w	150	U	IV
KFAM	St. Cloud, Minnesota	250w	185	U	IV
WSLI	Jackson, Mississippi	250w	180	U	IV
WMBH	Joplin, Missouri	250w	200	U	IV
KRBM	Bozeman, Montana	250w	175	U	IV
KFUN	Las Vegas, Nevada	250w	150	U	IV
WFPG	Atlantic City, New Jersey	250w	150	U	IV
WHDL	Olean, New York	250w	210	U	IV
WKIP	Poughkeepsie, New York	250w	150	U	IV
WGNC	Gastonia, North Carolina	250w	150	U	IV
WEED	nr. Rocky Mount, North Carolina	250w	175	U	IV
WFMJ	Youngstown, Ohio	250w	150	U	IV
KGFF	Shawnee, Oklahoma	250w	200	U	IV
KORE	Eugene, Oregon	250w	150	U	IV
KLBM	La Grande, Oregon	250w	185	U	IV
KBPS	Portland, Oregon	250w	150	8-KXL	IV
KXL	Portland, Oregon	250w	150	8-KBPS	IV
WLEU	Erie, Pennsylvania	250w	150	U	IV
WAZL	Hazleton, Pennsylvania	250w	150	U	IV
-----	Greenwood, S.C.	250w	150	U	IV
KRBC	Abilene, Texas	250w	175	U	IV
KRIC	Beaumont, Texas	250w	175	U	IV
KDNT	Denton, Texas	250w	150	U	IV
KRLH	Midland, Texas	250w	150	U	IV
KNET	Palestine, Texas	250w	150	U	IV

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIA-TION	TIME DESIG-NATION	CLASS
<i>1450 kilocycles—Continued</i>					
KABC	San Antonio, Texas	250w	150	U	IV
KCMC	Texarkana, Texas	250w	150	U	IV
WACO	Waco, Texas	250w	150	U	IV
KEUB	Price, Utah	250w	175	U	IV
WCHV	Charlottesville, Virginia	250w	175	U	IV
WMVA	Martinsville, Virginia	250w	150	U	IV
WLPM	Suffolk, Virginia	250w	180	U	IV
WPAR	Parkersburg, West Virginia	250w	150	U	IV
KFIZ	Fond du Lac, Wisconsin	250w	150	U	IV
KFBC	Cheyenne, Wyoming	250w	150	U	IV
<i>1460 kilocycles</i>					
KINY	Juneau, Alaska	1kw	200	U	III-A
KSO	Des Moines, Iowa	1kw	234	U	III-A
		5kw-LS	DA-N		
KGEZ	Kalispell, Montana (See 1340kc)	1kw	DA	U	III-B Note
Conditional grant as to directive antenna on 1460 kilocycles.					
KGNF	North Platte, Nebraska	1kw	175	D	III
WOKO	Albany, New York	500w	175	U	III-B
		1kw-LS			
WHEC	Rochester, New York	500w	220	U	III-B
		1kw-LS			
WBNS	Columbus, Ohio	1kw	190	U	III-B
		5kw-LS	DA-N		
WHP	Harrisburg, Pennsylvania	1kw	193	U	III-B
	T-Swatara Twp.	5kw-LS	DA-N		
WMPB	Memphis, Tennessee	500w	175	U	III-B
		1kw-LS			
<i>1470 kilocycles</i>					
WMBD	Peoria, Illinois	1kw	205	U	III-B
	T-between Peoria and Pekin	5kw-LS			
WBIG	Greensboro, North Carolina	5kw	225	U	III-A
			DA-N		
WCBA	Allentown, Pennsylvania	1kw	180	8-WSAN	III-B
WSAN	Allentown, Pennsylvania	1kw	180	8-WCBA	III-B
KXYZ	Houston, Texas	1kw	175	U	III-A
KELA	between Centralia and Chehalis, Washington	1kw	190	U	III-A
KDFN	Casper, Wyoming	1kw	210	U	III-B
<i>1480 kilocycles</i>					
KIEM	Eureka, California	500w	175	U	III-B
		1kw-LS			
WAGA	Atlanta, Georgia	500w	240	U	III-B
		1kw-LS			
KTBS	Shreveport, Louisiana	1kw	175	U	III-B
WSAR	Fall River, Massachusetts T-S. Somerset	1kw	DA	U	III-B
KCMO	Kansas City, Missouri	1kw	179	U	III-B
		5kw-LS	DA-N		
KGCX	Wolf Point, Montana	1kw	175	U	III-A
WHOM	Jersey City, New Jersey	500w	230	U	III-B
		1kw-LS	DA-N		
WGAR	Cleveland, Ohio T-Cuyahoga Heights	1kw	233	U	III-B
		5kw-LS	DA-N		
<i>1490 kilocycles</i>					
WHBB	Selma, Alabama	250w	150	U	IV
KYCA	Prescott, Arizona	250w	150	U	IV
KOTN	Pine Bluff, Arkansas	250w	150	U	IV
KXO	El Centro, California	250w	150	U	IV
KVOE	Santa Ana, California	250w	175	U	IV
KDB	Santa Barbara, California	250w	150	U	IV

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
 STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1480 kilocycles—Continued</i>					
WNLO	New London, Connecticut	250w	175	U	IV
WTMC	Ocala, Florida	250w	175	U	IV
WRDW	Augusta, Georgia	250w	190	U	IV
	T-N. Augusta, South Carolina				
WMOG	Brunswick, Georgia	250w	180	U	IV
WMJM	Cordele, Georgia	250w	180	U	IV
WRGA	Rome, Georgia	250w	150	U	IV
KTOH	Lihue, Hawaii	250w	150	U	IV
WKRO	Cairo, Ill.	250w	-	U	IV
WDAN	Danville, Illinois	250w	230	U	IV
WTMV	East St. Louis, Illinois	250w	150	U	IV
WKBV	Richmond, Indiana	250w	150	U	IV
WKBB	Dubuque, Iowa	250w	200	U	IV
WOMI	Owensboro, Kentucky	250w	180	U	IV
KPLC	Lake Charles, Louisiana	250w	150	U	IV
WBOC	Salisbury, Maryland	250w	150	U	IV
WJBK	Detroit, Michigan	250w	150	U	IV
WDBC	Escanaba, Mich.	250w	-	U	IV
WKBZ	Muskegon, Michigan	250w	190	U	IV
KDAL	Duluth, Minnesota	250w	150	U	IV
KDRO	Sedalia, Missouri	250w	180	U	IV
KONB	Omaha, Nebraska	250w	150	U	IV
KGKY	Scottsbluff, Nebraska	250w	150	U	IV
WBAB	Atlantic City, N. J.	250w	150	U	IV
KAWM	Gallup, New Mexico	250w	150	U	IV
KWEW	Hobbs, New Mexico	250w	180	U	IV
WBTA	Batavia, N. Y.	250w	U	U	IV
WBNF	Binghamton, New York	250w	200	U	IV
WOLF	Syracuse, New York	250w	150	U	IV
WKNY	Kingston, New York	250w	185	U	IV
	T-Ulster Twp.				
WDNC	Durham, North Carolina	250w	225	U	IV
WGTC	Greenville, North Carolina	250w	220	D	IV
WSTP	Salisbury, North Carolina	250w	225	U	IV
KOVC	Valley City, North Dakota	250w	180	U	IV
WMRN	Marion, Ohio	250w	150	U	IV
KBIK	Muskogee, Oklahoma	250w	150	U	IV
KBKR	nr. Baker, Oregon	250w	180	U	IV
KRNR	Roseburg, Oregon	250w	150	U	IV
WERC	Erie, Pennsylvania	250w	160	U	IV
WGAL	Lancaster, Pennsylvania	250w	150	U	IV
WWSW	Pittsburgh, Pennsylvania	250w	175	U	IV
WMRC	Greenville, South Carolina	250w	150	U	IV
WOPI	Bristol, Tennessee	250w	150	U	IV
	T-N.E. of Bristol, Va.				
KNOW	Austin, Texas	250w	150	U	IV
KBST	Big Spring, Texas	250w	180	U	IV
KNEL	Brady, Texas	250w	150	U	IV
KGFI	Brownsville, Texas	250w	150	U	IV
KEYS	Corpus Christi, Texas	250w	U	U	IV
KSAM	Huntsville, Texas	250w	150	U	IV
KPAB	Laredo, Texas	250w	175	U	IV
KPLT	Paris, Texas	250w	175	U	IV
KGKB	Tyler, Texas	250w	175	U	IV
KVWC	Vernon, Texas	250w	175	U	IV
WSYB	Rutland, Vermont	250w	175	U	IV
WLSL	Roanoke, Virginia	250w	150	U	IV
KPQ	Wenatchee, Washington	250w	195	U	IV
WGKV	Charleston, West Virginia	250w	175	U	IV
WIGM	Medford, Wisconsin	250w	U	U	IV
<i>1600 kilocycles</i>					
WJSV	Washington, D. C.	50kw	DA	U	I-B
	T-E. of Wheaton, Md.				
KSTP	St. Paul, Minnesota	50kw	DA	U	I-B

ASSIGNMENTS OF UNITED STATES STANDARD BROADCAST
STATIONS LISTED BY FREQUENCY—Continued

CALL LETTERS	LOCATION	POWER	RADIATION	TIME DESIGNATION	CLASS
<i>1510 kilocycles</i>					
WMEX	Boston, Massachusetts T-Montclair (Quincy)	5kw	DA	U	II
WLAC	Nashville, Tennessee	50kw	DA-N	U	I-B
KGA	Spokane, Washington	10kw	DA	U	I-B
<i>1520 kilocycles</i>					
WHIP	Hammond, Indiana	5kw	DA	6 a.m. to L.S. Buffalo, N.Y.	II
WKBW	Buffalo, New York T-Tonawanda	50kw	DA	U	I-B
KOMA	Oklahoma City, Oklahoma	50kw	DA-N	U	I-B
WPRP	Ponce, Puerto Rico	1kw 5kw-L.S.	175	U	II
<i>1530 kilocycles</i>					
KFBK	Sacramento, California	10kw Proposed	235 DA	U	I-B
WCKY	Cincinnati, Ohio T-Crescent Springs, Ky.	50kw	DA	U	I-B
<i>1560 kilocycles</i>					
WQXR	New York, New York	10kw	DA	U	II
<i>1590 kilocycles</i>					
WBRY	Waterbury, Connecticut T-Prospect Twp.	5kw	DA	U	III-A
WALB	Albany, Georgia	1kw	DA-N	U	III-A
KITE	Kansas City, Missouri	1kw	175	U	III-A
WAKR	Akron, Ohio	1kw	175	U	III-A
<i>1600 kilocycles</i>					
KPMC	Bakersfield, California	1kw	175	U	III-A
WCNW	Brooklyn, New York	500w	175	S-WWRL	III-B
WWRL	Woodside, New York	500w	175	S-WCNW	III-B

Certified to be true and complete textual copies of the original Recommendations in all the languages in which they were signed, and of the Appendices annexed thereto.

For the Secretary of State
of the United States of America:

EDWARD YARDLEY
Director of Personnel

March 17 and June 6
and 17, 1941
[E. A. S. 228]

Arrangement between the United States of America and Canada respecting joint committees on economic cooperation. Effected by aide-mémoire dated March 17 and June 6 and 17, 1941.

The Canadian Legation to the Department of State

MARCH 17TH, 1941.

AIDE-MEMOIRE

The Canadian Government have been giving consideration to the military, economic and social problems which are likely to arise in Canada unless steps are taken to examine the possibility of arranging for co-operation between the war-expanded industries of Canada and the United States or for their co-ordination or integration. It is the belief of the Canadian Government that the promotion of economy and efficiency during the present period of crisis, the solution of the problems which will be posed during the period of transition from war to peace, and adequate and effective provision for the continuing requirements of hemispheric defence, all demand that early and detailed study be given to this question. Such a study might include an examination of the possibility and advisability of preventing duplication and mutually injurious competition by arranging for co-operation between the two countries in the further definition of all strategic, critical and essential war materials, and in the establishment of stock piles of certain of them.

In the opinion of the Canadian Government, the present channels of communication between Ottawa and Washington do not provide adequate facilities for the detailed consideration of so complicated and technical a subject. It is for this reason that the Canadian Government have decided to approach the Government of the United States with the proposal which is outlined in the attached memorandum. [1] This memorandum was recently submitted to the War Committee of the Canadian Cabinet and received the approval of that body.

The Canadian Government attach great importance to the proposal. If it is accepted by the Government of the United States, they consider it desirable that an early start should be made by the Joint Committees of Inquiry, since the tasks to be assigned to them will inevitably involve protracted study. It is intended that the duties of the Committees should be strictly confined to investigation, study and report, and that decisions as to any action that may be required should be taken by the respective Governments after the Committees' reports have been presented.

CANADIAN LEGATION,
WASHINGTON, D. C.
H. W.

¹ [P. 1445.]

MEMORANDUM ON ECONOMIC COOPERATION WITH THE UNITED STATES

Pursuant to the approval of the War Committee of the Cabinet, on the recommendation of the Wartime Requirements Board, that a memorandum be drafted on a plan for exploring the possibility of a greater degree of economic cooperation with the United States in the war effort and in anticipating post-war economic consequences, we beg to submit the following:

1. The Problem

The objects of the proposal for increased economic cooperation with the United States are:

- (a) to effect a more economic, more efficient, and more co-ordinated utilization of the combined resources of the two countries in the production of war requirements, and
- (b) to minimize the probable post-war economic disequilibrium consequent upon the changes which the economy in each country is presently undergoing.

2. Joint Committees of Inquiry

We recommend that, for purposes of preliminary study, an informal committee of three persons be appointed by each Government. These committees should separately and collectively analyze the problems involved and report thereon as well as on the form of a more permanent organization, if the necessity of such an organization arises from their report. The reports should be made to the President of the United States, and to the Prime Minister of Canada, respectively.

Of the three members of the Canadian committee, we recommend that at least two be designated by the Department of Munitions and Supply, and one by the Department of Finance. In addition to these three members, it is suggested that a liaison officer, representing the Department of External Affairs, should be appointed in order that the Secretary of State for External Affairs may be kept closely in touch with the activities of the committee. It is assumed that the United States will wish to appoint a similar liaison officer from the State Department, in order that the Secretary of State may be kept similarly informed. It is not intended that the liaison officers should be members of the committee or should participate in its work.

We desire to stress the importance of care being exercised in the selection of the personnel of the committee, having due regard to its functions which will involve a great deal of research and analysis.

3. Subject Matter of Study

We recommend that the Joint Committees of Inquiry explore the following subjects and report thereon:

- (a) The making of an inventory of the available supplies of materials in each country, an analysis of the probable needs for them, and the allocation of these materials between the two countries, with due regard to the necessary priorities;

(b) The policy of building up inventories of strategic or critical materials, such as rubber, tin, and steel alloys, and the amounts to be accumulated in each country, with special regard to materials of which the supply might be cut off because of unfavourable developments;

(c) The possibility, in some degree, of each country specializing in the production of finished and semi-finished articles which it can produce more economically and to greater advantage;

(d) The possibility, in some degree, of each country specializing in the production of materials; e. g., chemicals, steel, aluminum, brass, zinc, etc., etc., which it can produce more economically and to greater advantage.

(e) The most economic and efficient use of the shipping and port facilities of the two countries;

(f) The available power supply and the supply of coal and oil in each country;

(g) The exchange of technical knowledge relating to production, and the exchange of technicians between the two countries.

(h) Coordination of priority policies in each country.

(i) The exchange of information relating to the requirements of labour, materials and plant for production, and of current information relating to actual and anticipated production.

Subject to the approval of the Minister of Munitions and Supply, the committees might also consider the allocation of the output of machine tools in the two countries, and the specialization on machine tool production in each country.

<p>H. L. KEENLEYSIDE, Counsellor, Department of External Affairs.</p>	<p>H. CARL GOLDENBERG, Associate Director-General, Economics and Statistics Branch, Department of Munitions and Supply,</p>
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OTTAWA,
February 25th, 1941.

The Department of State to the Canadian Legation

AIDE-MEMOIRE

The Government of the United States has given careful and sympathetic consideration to the suggestion made by the Canadian Government in its *Aide-Memoire* dated March 17th, 1941, transmitted to the Department of State through the Canadian Legation at Washington. Note has been taken of the belief of the Canadian Government that early and detailed study should be given to the possibility of arranging for cooperation between the war-expanded industries of Canada and the United States, or for their coordination or integration; and also of the belief of the Canadian Government that such a study might assist in promoting economy and efficiency during the present period of crisis, and during the period of transition from war to peace, and also in connection with the continuing requirements of hemispheric defense.

The Government of the United States agrees with the Canadian Government that present channels of communication between Ottawa and Washington would not provide adequate facilities for detailed consideration of certain of the subjects presented in the *Aide Memoire* of March 17th under reference, as further developed by the Memorandum on Economic Cooperation with the United States attached thereto. Developments occurring subsequent to the date of that note have, however, taken care of certain of the problems dealt with in the note under reference. More especially, direct contact has already been established between the officials of the Government of the United States and of the Government of Canada charged with priorities, and with production of war material. It would accordingly appear that a number of the topics mentioned in the "Memorandum on Economic Cooperation with the United States" are already being dealt with.

It is not considered desirable to entrust to the proposed committees jurisdiction over these specific contacts already established, except as the committees may from time to time, from their knowledge of the situation, feel it desirable to make recommendations.

The long range aspects of the problem, both those during the present emergency and those comprehended in the numbered paragraph (b) of the *Aide-Memoire* under reference, do not appear to be covered by existing arrangements.

Recognizing that the suggestion made by the Canadian Government has great importance, the Government of the United States agrees that joint committees of inquiry should be appointed to explore, subject to the foregoing observations, the possibility of a greater degree of economic cooperation between Canada and the United States,

"(a) To effect a more economic, more efficient and more coordinated utilization of the combined resources of the two countries in the production of defense requirements" (to the extent that this is not now being done); and

"(b) To minimize the probable post-war economic disequilibrium consequent upon the changes which the economy in each country is presently undergoing."

To that end the Government of the United States has tentatively designated the following Committee: Mr. William L. Batt; Mr. Harry D. White; Professor Alvin H. Hansen; and Mr. E. Dana Durand.

If acceptable to the Canadian Government, the Government of the United States proposes to reserve the right to name Mr. A. A. Berle, Jr. to sit with the committees from time to time, as occasion may render desirable; and it is prepared to name Mr. L. D. Stinebower as liaison officer in order that the Secretary of State may be kept closely in touch with the activities of the committees.

The Government of the United States believes that the joint committees of inquiry should be given latitude to add to the specific list contained in the memorandum submitted by the Canadian Govern-

Tentative designation of U. S. Committee.

ment such other topics as may appear properly to fall within the terms of reference implicit in the statement of the problem to be explored.

It is understood that the Canadian Government is prepared to appoint its committee of inquiry. Upon notification of the appointment of such committee, the Government of the United States will be happy to have it proceed to Washington, and to make arrangements permitting prompt undertaking of the work.

DEPARTMENT OF STATE,
Washington, June 6, 1941

C H

The Canadian Legation to the Department of State

AIDE MEMOIRE

The Government of Canada have learned with satisfaction that the Government of the United States are prepared to participate in the Economic Enquiry which was the subject of the Canadian Legation's *aide memoire* of March 17th, 1941, and of the Department of State's reply of June 6th, 1941. They are in general agreement with the proposals outlined in the Department of State's *aide memoire* of June 6th.

The Government of Canada have designated the following Committee:

Designation of Canadian Committee.

- Mr. R. A. C. Henry, Economics Adviser to the Minister of Munitions and Supply;
- Professor W. A. Mackintosh, Special Assistant to the Deputy Minister of Finance;
- Mr. D. A. Skelton, Chief of the Research Department, Bank of Canada; and
- Mr. J. G. Bouchard, Assistant Deputy Minister of Agriculture.

If it is acceptable to the Government of the United States, the Government of Canada propose that the arrangement whereby the Honourable A. A. Berle, Jr., should meet with the Committees from time to time as occasion may render desirable should be extended likewise to Mr. H. L. Keenleyside of the Department of External Affairs. It is also proposed to designate a Canadian Liaison Officer in order that the Secretary of State for External Affairs may be kept directly informed of the work of the Committees; the name of the person so designated will be notified shortly.

CANADIAN LEGATION,
WASHINGTON, D. C.,
June 17th, 1941.

H. W.

Second supplementary agreement and an exchange of notes between the United States of America and Cuba respecting reciprocal trade. Signed at Habana December 23, 1941; proclaimed by the President of the United States December 29, 1941; published in the "Gaceta Oficial" of the Republic of Cuba December 29, 1941; effective January 5, 1942.

December 23, 1941
[E. A. S. 229]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS it is provided in 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), which amending Act was extended by Joint Resolutions of Congress, approved March 1, 1937 (50 Stat. 24) and April 12, 1940 (54 Stat. 107), as follows:

19 U. S. C. §§ 1351-1354.

"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 de-

creasing 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.

“(b) Nothing in this section shall be construed to prevent the application, with respect to rates of duty established under this section pursuant to agreements with countries other than Cuba, of the provisions of the treaty of commercial reciprocity concluded between the United States and the Republic of Cuba on December 11, 1902, or to preclude giving effect to an exclusive agreement with Cuba concluded under this section, modifying the existing preferential customs treatment of any article the growth, produce, or manufacture of Cuba: *Provided*, That the duties payable on such an article shall in no case be increased or decreased by more than 50 per centum of the duties now payable thereon.”

33 Stat. 2136.

WHEREAS, pursuant to the said Tariff Act of 1930, as amended, an exclusive and preferential Trade Agreement was entered into between the United States of America and the Republic of Cuba on August 24, 1934, [1] which Agreement I did make public by my proclamation of August 24, 1934;

WHEREAS, pursuant to the said Tariff Act of 1930, as amended, a supplementary Trade Agreement, and an accompanying Protocol, were entered into on December 18, 1939 [2] to supplement and amend the said Trade Agreement of August 24, 1934 between the two countries;

54 Stat. 1997.

WHEREAS, by my proclamation of December 19, 1939, I did make public the said supplementary Agreement, including the said Protocol, and, by my proclamation of December 22, 1939, did proclaim the entry into force of the said supplementary Agreement, including the said Protocol;

54 Stat. 2014.

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 Republic of Cuba 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,

¹ [Executive Agreement Series 67; 49 Stat. 3559.]

² [Executive Agreement Series 165; 54 Stat. 1997.]

will be promoted by a trade agreement to further supplement and amend the Trade Agreement entered into between the United States of America and the Republic of Cuba on August 24, 1934, as amended by the said Agreement of December 18, 1939;

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 an exclusive and preferential Trade Agreement on December 23, 1941, through my duly empowered Plenipotentiary, with the President of the Republic of Cuba, through his duly empowered Plenipotentiary, to further supplement and amend the said Trade Agreement of August 24, 1934, as amended, which Agreement of December 23, 1941, in the English and Spanish languages, including an exchange of notes between the Ambassador of the United States of America at Habana and the Minister of State of the Republic of Cuba, relating to the position of Cuban sugar in the United States market, is in words and figures as follows:

The President of the United States of America and the President of the Republic of Cuba, being desirous of strengthening still further the traditional bonds of friendship and commerce between their respective countries by maintaining the basis of reciprocal preferential treatment in their commercial relations, and of making certain changes in the provisions of the trade agreement between the United States of America and the Republic of Cuba signed at Washington on August 24, 1934, as amended by the supplementary agreement signed at Washington on December 18, 1939, have resolved to conclude a further supplementary agreement for that purpose and have, through their respective Plenipotentiaries, agreed on the following Articles:

49 Stat. 3559.

54 Stat. 1907.

ARTICLE I

49 Stat. 3570; 54 Stat. 2000.

1. The following additional items and notes are inserted in Schedule I of the Agreement of August 24, 1934, as amended, in the proper numerical order:

Tariff Item	Description of Articles	Column 1 Minimum preferential reduction to the United States	Column 2 Maximum rates of duty. Specific rates in Cuban pesos
53-F	NOTE: Appropriate action will be taken at an early date by the Government of the Republic of Cuba to reduce from 10% to 3% the rate of the Public Works duty surcharge established by the Law of July 15, 1925, with respect to steel blades for safety razors, in finished or unfinished state, the product of the United States of America, classified under item 53-F.		
58-B	NOTE: Metal office furniture, filing cabinets, safes and strong boxes, the product of the United States of America, shall be classified under item 58-C.		
98-A	NOTE: Asphalt cements and putties, whether or not containing asbestos, for roof construction or repair and for water-proofing work in general, the product of the United States of America, shall be classified under item 98-A, but shall not be subject to a rate of duty in excess of \$0.018 per kilogram.		
99	NOTE: Articles included in this item, the product of the United States of America, when constituting pharmaceutical specialties, shall be classified under item 100-A.		

El Presidente de los Estados Unidos de América y el Presidente de la República de Cuba, deseosos de estrechar aún más los lazos tradicionales de amistad y comercio entre sus respectivos países mediante el mantenimiento de la base del trato preferencial recíproco en sus relaciones comerciales, y de efectuar ciertas modificaciones en las estipulaciones del convenio comercial entre los Estados Unidos de América y la República de Cuba, firmado en Washington el 24 de agosto de 1934, tal como fué modificado por el convenio suplementario firmado en Washington el 18 de diciembre de 1939, han resuelto concluir un nuevo convenio suplementario a ese objeto y han acordado por medio de sus respectivos Plenipotenciarios los siguientes Artículos:

ARTICULO I

1. Se insertan, en el orden numérico correspondiente, las siguientes partidas y notas adicionales en la Lista I anexa al Convenio de 24 de agosto de 1934, como se modificó:

Partida	Descripción de los Artículos	Columna 1 Reducción preferencial mínima a los Estados Unidos	Columna 2 Derechos máximos de aduana. Derechos específicos en pesos cubanos
53-F	NOTA: El Gobierno de la República de Cuba adoptará en una fecha próxima las medidas necesarias para rebajar del tipo vigente de 10% al tipo de 3% el recargo arancelario de Obras Públicas establecido por la Ley de 15 de julio de 1925 sobre las hojas de acero para navajas de seguridad, en estado acabado o sin acabar, fabricadas en los Estados Unidos de América, clasificadas en la partida 53-F.		
58-B	NOTA: Los muebles de metal para oficinas, archivos, cajas de seguridad y cajas fuertes, fabricados en los Estados Unidos de América, se clasificarán por la partida 58-C.		
98-A	NOTA: Los cementos y masillas de asfalto, conteniendo o nó asbesto, para construcciones o reparaciones de techos y para obras impermeables en general, fabricados en los Estados Unidos de América, se clasificarán por la partida 98-A, pero no estarán sujetos a un tipo de derecho en exceso de \$0.018 por kilogramo.		
99	NOTA: Los productos comprendidos en esta partida, fabricados en los Estados Unidos de América, cuando constituyan especialidades farmacéuticas, se clasificarán por la partida 100-A.		

Tariff Item	Description of Articles	Column 1 Minimum preferential reduction to the United States	Column 2 Maximum rates of duty. Specific rates in Cuban pesos
101-A	NOTE: Soybean oil, crude or impure, the product of the United States of America, shall be classified in accordance with the specifications set forth in the Note to item 101-A of the customs tariff of the Republic of Cuba, except in respect of the free fatty acid content which is reduced from 1% to 0.5%.		
108	Starches, dextrins and glucose:		
108-A	Starch and other industrial feculas not specifically classified, T. . . . 100 Kgs.	20%	3.64
108-C	Glucose for industrial uses, T. . 100 Kgs.	40%	1.20
120-B	NOTE: Napped cotton fabrics classified under this item, the product of the United States of America, which contain not more than 5% of other fibers, shall not be subject to surtax because of mixture, and shall not be subject to a rate of duty in excess of \$0.1625 per kilogram.		
143-B	NOTE: Insulating materials for construction purposes, composed principally of mineral or rock wool, or hair felt, including those used for heat, cold or sound insulation, the product of the United States of America, shall be classified under item 143-B, but shall not be subject to a rate of duty in excess of 14% ad valorem.		
156-F	NOTE II: Capsules and bands for bottles, and tubes, made of the material specified in item 156-F, including synthetic cellulose sausage casings of all kinds, the product of the United States of America, shall be classified under this item and shall be subject to a surcharge of 30% of the duties under this item.		
161-B	NOTE: Paperboard or pasteboard manufactured on a base of mechanical wood pulp in combination with bisulphite pulp, containing not less than 70% of mechanical wood pulp, the product of the United States of America, shall be classified under item 161-B as paperboard or pasteboard made from waste paper or newspaper.		
166-A	NOTE II: Plywood, the product of the United States of America, except when in the form of box shooks, shall be classified under item 166-A.		
166-D	Crates for packing fruits and vegetable products, G. W. 100 Kgs.	20%	0.08

Partida	Descripción de los Artículos	Columna 1 Reducción preferencial mínima a los Estados Unidos	Columna 2 Derechos máximos de aduana. Derechos específicos en pesos cubanos.
101-A	NOTA: El aceite de habas soya, crudo o impuro, producido en los Estados Unidos de América, se clasificará con aplicación de las especificaciones establecidas en la Nota de la partida 101-A del arancel de aduanas de la República de Cuba, excepto en cuanto al contenido de ácidos grasos libres que se reduce del 1% al 0.5%.		
108	Almidones, dextrinas y glucosas:		
108-A	Almidón y otras féculas industriales no tarifadas expresamente, T. 100 Kgs.	20%	3. 64
108-C	Glucosa para usos industriales, T. . . 100 Kgs.	40%	1. 20
120-B	NOTA: Los artículos de tejido de algodón cardado clasificados en la partida 120-B, fabricados en los Estados Unidos de América, que contengan no más de un 5% de otras fibras, no estarán sujetos a recargo alguno por mezclas, y no estarán sujetos a un tipo de derecho en exceso de \$0.1625 por kilogramo.		
143-B	NOTA: Los materiales aisladores para fines de construcción, compuestos principalmente de lana mineral o lana de roca, o de fieltro de pelo, incluyendo los usados para aislamiento de calor, frío o sonido, fabricados en los Estados Unidos de América, se clasificarán por la partida 143-B, pero no estarán sujetos a un tipo de derecho en exceso de 14% ad valorem.		
156-F	NOTA II: Las cápsulas y bandas para botellas, y los tubos, hechos del material especificado en la partida 156-F, incluyendo las tripas sintéticas de celulosa para embutidos de todas clases, fabricados en los Estados Unidos de América, se clasificarán por dicha partida y estarán sujetos a un recargo del 30% sobre los derechos señalados en la misma.		
161-B	NOTA: Se clasificarán por la partida 161-B como cartones de papel o de pasta hechos con desperdicios de papel o de papel de periódicos, los cartones de papel o de pasta, fabricados en los Estados Unidos de América, a base de pasta mecánica de madera y pasta de bisulfito, siempre que la proporción de la pasta mecánica de madera no sea inferior al 70%.		
166-A	NOTA II: Las chapas de madera (plywood), fabricadas en los Estados Unidos de América, excepto cuando se presenten en cortes para cajas, se clasificarán por la partida 166-A.		
166-D	Huacales para envasar frutas y productos vegetales, P.B. 100 Kgs.	20%	0. 08

Tariff Item	Description of Articles	Column 1 Minimum preferential reduction to the United States	Column 2 Maximum rates of duty. Specific rates in Cuban pesos
260-D	NOTE: Articles classified under item 260-D, except tomatoes and cabbage, the product of the United States of America, when imported from June 1 to October 31, inclusive, in any year, shall not be subject to a rate of duty in excess of \$1.20 per 100 kilograms.		
269-E	NOTE: Alfalfa meal, the product of the United States of America, shall be classified under item 269-E.		
273-C	NOTE: Sauces, mustards and seasoning extracts, and similar seasonings of all kinds, not specifically provided for, including mayonnaise and salad dressings, excluding ketchup and other tomato sauces, the product of the United States of America, shall be classified under item 273-C, but shall not be subject to a rate of duty in excess of \$0.042 per kilogram.		
273-E	NOTE: Canned soups of all kinds, except tomato soup which shall be classified under item 271-A at a rate of duty not in excess of \$0.126 per kilogram, whether or not prepared with meat products, condiments or similar substances, the product of the United States of America, shall be classified under item 273-E, but shall not be subject to a rate of duty in excess of \$0.072 per kilogram.		
274-C	NOTE: Vegetable oils included in item 274-C, the product of the United States of America, when hydrogenated, shall be classified under item 240, which specifically includes hydrogenated animal and vegetable oils and fats.		
274-D	NOTE: Vegetable oils included in item 274-D, the product of the United States of America, when hydrogenated, shall be classified under item 240, which specifically includes hydrogenated animal and vegetable oils and fats.		
280	Natural or artificial cider; ginger ale; root beer; unfermented grape juice and other nonalcoholic beverages and soft drinks, not specifically classified:		
280-B	In bottles, flasks, demijohns or other similar containers, T. Liter NOTE: Natural or artificial cider and unfermented grape juice classified under item 280-B, the product of the United States of America, shall not be subject to a rate of duty in excess of \$0.0273 per liter.	30%	0.063

Partida	Descripción de los Artículos	Columna 1 Reducción preferencial mínima a los Estados Unidos	Columna 2 Derechos máximos de aduana. Derechos específicos en pesos cubanos
260-D	NOTA: Los productos comprendidos en la partida 260-D, con excepción de los tomates y las coles, cosechados en los Estados Unidos de América, importados desde 1° de junio a 31 de octubre, inclusive, en cualquier año, no estarán sujetos a un tipo de derecho en exceso de \$1.20 por 100 kilogramos.		
269-E	NOTA: La harina de alfalfa, producida en los Estados Unidos de América, se clasificará por la partida 269-E.		
273-C	NOTA: Las salsas, mostazas y extractos alimenticios para sazonar, y los condimentos análogos de todas clases, no tarifados especialmente, incluyendo mayonesa y productos similares para aliñar ensaladas, con exclusión del ketchup y otras salsas de tomate, producidos en los Estados Unidos de América, se clasificarán por la partida 273-C, pero no estarán sujetos a un tipo de derecho en exceso de \$0.042 por kilogramo.		
273-E	NOTA: Las sopas de todas clases en latas, con excepción de la sopa de tomate que se clasificará por la partida 271-A con un derecho no mayor de \$0.126 por kilogramo, estén o no preparadas con productos de carne, condimentos o sustancias similares, producidas en los Estados Unidos de América, se clasificarán por la partida 273-E, pero no estarán sujetas a un tipo de derecho en exceso de \$0.072 por kilogramo.		
274-C	NOTA: Los aceites vegetales comprendidos en la partida 274-C, producidos en los Estados Unidos de América, cuando se importen hidrogenados, se clasificarán por la partida 240, que comprende específicamente las grasas y aceites vegetales y animales hidrogenados.		
274-D	NOTA: Los aceites vegetales comprendidos en la partida 274-D, producidos en los Estados Unidos de América, cuando se importen hidrogenados, se clasificarán por la partida 240, que comprende específicamente las grasas y aceites vegetales y animales hidrogenados.		
280	Sidra natural o artificial; cerveza de jengibre; cerveza de raíces; jugo de uvas no fermentado y otras bebidas y refrescos no alcohólicos, que no estén tarifados especialmente:		
280-B	En botellas, frascos, garrafrones u otros envases semejantes, T. Litro NOTA: La sidra natural o artificial y el jugo de uvas no fermentado clasificados en la partida 280-B, producidos en los Estados Unidos de América, no estarán sujetos a un tipo de derecho en exceso de \$0.0273 por litro.	30%	0. 063

Tariff Item	Description of Articles	Column 1 Minimum preferential reduction to the United States	Column 2 Maximum rates of duty. Specific rates in Cuban pesos
289	NOTE: Chewing gum classified under item 289, the product of the United States of America, shall not be subject to a rate of duty in excess of \$0.12 per kilogram.		
290	Pastes and feculas for soups and other food purposes:		
290-B	Tapioca, starch of potato, of peas, of rice and others for food purposes, T. 100 Kgs. NOTE: Edible starch and fecula of corn imported in any form, the product of the United States of America, shall be classified under item 290-B, but shall not be subject to a rate of duty in excess of \$3.64 per 100 kilograms.	20%	6. 00
312-A	NOTE: Felt-base oilcloth floor coverings, the product of the United States of America, shall be classified under item 312-A.		
318-B	NOTE: Cinematograph films classified under item 318-B, the product of the United States of America, 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 reexported within a maximum period of 30 days from the date on which they are withdrawn from customs.		

2. The items indicated below, of Schedule I of the Agreement of August 24, 1934, as amended, are amended to read as follows:

49 Stat. 3570; 54 Stat. 2000.

Tariff Item	Description of Articles	Column 1 Minimum preferential reduction to the United States	Column 2 Maximum rates of duty. Specific rates in Cuban pesos
227-L	Parts and accessories not specifically classified, for automobiles and trucks, Ad valorem	30%	6%
262-B	Apples, pears, peaches, plums, cherries, grapes and other similar fruits, G. W. 100 Kgs.	20%	0. 80
264-B	Other dried or evaporated fruits, G. W. 100 Kgs.	30%	1. 365
271-F	Canned peas, sweet corn and asparagus, T. Kg. NOTE: Articles included in item 271-F, the product of the United States of America, shall be classified under this item even when strained, but not including vegetable juices.	40%	0. 042

Partida	Descripción de los Artículos	Columna 1 Reducción preferencial mínima a los Estados Unidos	Columna 2 Derechos máximos de aduana. Derechos específicos en pesos cubanos
289	NOTA: La goma de mascar, clasificada en la partida 289, fabricada en los Estados Unidos de América, no estará sujeta a un tipo de derecho en exceso de \$0.12 por kilogramo.		
290	Pastas y féculas para sopas y otros usos alimenticios:		
290-B	Tapioca, féculas de papa, de guisantes, de arroz y las demás para usos alimenticios, T. . 100 Kgs. NOTA: La fécula y el almidón de maíz comestibles, importados en cualquier forma, producidos en los Estados Unidos de América, se clasificarán por la partida 290-B, pero no estarán sujetos a un tipo de derecho en exceso de \$3.64 por 100 kilogramos.	20%	6. 00
312-A	NOTA: Las cubiertas de hule para pisos, con base de fieltro, fabricadas en los Estados Unidos de América, se clasificarán por la partida 312-A.		
318-B	NOTA: Las películas cinematográficas clasificadas en la partida 318-B, fabricadas en los Estados Unidos de América, podrán ser importadas temporalmente bajo fianza para exhibición preliminar a distribuidores y para fines de censura y no se recaudará derecho aduanal alguno 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 extraídas de la Aduana y no hayan sido exhibidas públicamente.		

2. Las partidas de la Lista I anexa al Convenio de 24 de agosto de 1934, como se modificó, señaladas a continuación, quedan modificadas de la siguiente manera:

Partida	Descripción de los Artículos	Columna 1 Reducción preferencial mínima a los Estados Unidos	Columna 2 Derechos máximos de aduana. Derechos específicos en pesos cubanos
227-L	Piezas y accesorios no tarifados especialmente, para automóviles y camiones, . . . Ad valorem	30%	6%
262-B	Manzanas, peras, melocotones, ciruelas, cerezas, uvas y otras análogas, P.B. 100 Kgs.	20%	0.80
264-B	Otras frutas secas o desecadas, P.B. . . 100 Kgs.	30%	1.365
271-F	Chícharos, maíz dulce y espárragos en conserva, T. Kg. NOTA: Los artículos comprendidos en la partida 271-F, producidos en los Estados Unidos de América, se clasificarán por dicha partida aún cuando estén colados, pero exceptuándose los jugos de vegetales.	40%	0.042

Tariff Item	Description of Articles	Column 1 Minimum preferential reduction to the United States	Column 2 Maximum rates of duty. Specific rates in Cuban pesos
271-G	Paprika and other vegetables not specifically classified, T. Kg. NOTE I: Articles included in item 271-G, the product of the United States of America, shall be classified under this item even when strained, but not including vegetable juices. NOTE II: Canned beans of all kinds, whether or not prepared or flavored with meat, condiments or similar substances, the product of the United States of America, shall be classified under item 271-G.	30%	0. 042
272-B	Pears, peaches, plums, apricots and others, T. Kg. NOTE: Mixtures of preserved fruits, prepared with fruits included in item 272-B as a basis, the product of the United States of America, shall be classified under that item.	40%	0. 042
307-K	All other articles, not specifically classified, including rubber bathing caps and rubber thread, whether or not wound with cotton, silk or rayon, for sewing or for manufacturing rubber textiles, T. . Kg.	35%	0. 1625
314-B	Hollow tires, T. Kg.	40%	0. 18
314-C	Inner tubes, T. Kg.	30%	0. 21

ARTICLE II

1. The following additional items are inserted in Schedule II of the Agreement of August 24, 1934, as amended, in the proper numerical order:

49 Stat. 3636; 54 Stat. 2002.

Tariff Act of 1930 Paragraph	Description of Articles	Column 1 Minimum preferential reduction to Cuba	Column 2 Maximum rates of duty. Specific rates in United States dollars
5 and 23	All medicinal preparations of animal origin, not specially provided for, whether or not in any form or container specified in paragraph 23	20%	10% ad valorem
34	Drugs of animal origin which are natural and uncompounded and not edible, and not specially provided for, but which are 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	20%	4% ad valorem

Partida	Descripción de los Artículos	Columna 1 Reducción preferencial mínima a los Estados Unidos	Columna 2 Derechos máximos de aduana. Derechos específicos en pesos cubanos
271-G	Pimentón y los demás vegetales y legumbres no tarifados especialmente, T. Kg. NOTA I: Los artículos comprendidos en la partida 271-G, producidos en los Estados Unidos de América, se clasificarán por dicha partida aún cuando estén colados, pero exceptuándose los jugos de vegetales. NOTA II: Las habas de todas clases, en latas, estén o no preparadas o condimentadas con productos de carne, condimentos o sustancias similares, producidas en los Estados Unidos de América, se clasificarán por la partida 271-G.	30%	0. 042
272-B	Las peras, melocotones, ciruelas, albaricoques y las demás, T. Kg. NOTA: Las mezclas de frutas en conserva, hechas a base de las frutas comprendidas en la partida 272-B, producidas en los Estados Unidos de América, se clasificarán por dicha partida.	40%	0. 042
307-K	Todos los demás artículos no tarifados especialmente, incluyendo los gorros de goma para baño y el hilo de goma forrado o no con algodón, seda o rayón, para coser o para la fabricación de tejidos elásticos, T. Kg.	35%	0. 1625
314-B	Llantas huecas al interior, T. Kg.	40%	0. 18
314-C	Cámaras de aire, T. Kg.	30%	0. 21

ARTICULO II

1. Las siguientes partidas adicionales se insertan en la Lista II anexa al Convenio de 24 de agosto de 1934, como se modificó, en el orden numérico correspondiente:

Ley de Arancel de Aduana de los E. U. de 1930 Párrafo	Descripción de los Artículos	Columna 1 Reducción preferencial mínima a Cuba	Columna 2 Derechos máximos. Derechos específicos en dólares de los Estados Unidos
5 y 23	Todas las preparaciones medicinales de origen animal, no tarifadas especialmente, estén o no en cualquiera de las formas o los envases especificados en el párrafo 23	20%	10% ad valorem
34	Drogas de origen animal que sean naturales y no mezcladas y no comestibles, y no tarifadas especialmente, pero que estén mejoradas en valor o condición mediante desmenuzamiento, molienda, trituración, fraccionamiento u otro proceso o tratamiento cualquiera que no sea esencial para el empaquetamiento adecuado de las drogas y evitación de su deterioro o descomposición antes de su elaboración, y que no contengan alcohol	20%	4% ad valorem

Tariff Act of 1930 Paragraph	Description of Articles	Column 1 Minimum preferential reduction to Cuba	Column 2 Maximum rates of duty. Specific rates in United States dollars
214	Earthy or mineral substances wholly or partly manufactured and articles, wares, and materials (crude or advanced in condition), composed wholly or in chief value of earthy or mineral substances, not specially provided for, whether susceptible of decoration or not, if not decorated in any manner:		
502	Marble chip or granito Molasses and sugar sirups, not specially provided for: Testing not above 48 per centum total sugars Testing above 48 per centum total sugars	20%	12% ad valorem
		20%	0.001 per gal.
		20%	0.0011 additional for each per centum of total sugars and fractions of a per centum in proportion
	NOTE: No molasses and sugar sirups within the purview of this item shall be included in any tariff quota provided for in any trade agreement heretofore or hereafter entered into under section 350 of the Tariff Act of 1930, as amended, with any country other than Cuba.		
502	Molasses not imported to be commercially used for the extraction of sugar or for human consumption	20%	0.00012 per lb. of total sugars
701	Beef and veal, fresh, chilled, or frozen	20%	0.03 per lb.
706	Frog legs, fresh, chilled, frozen, prepared, or preserved	20%	0.024 per lb. but not less than 10% ad valorem
746	Mangoes	20%	0.06 per lb.
752	Fruits in their natural state, or in brine, pickled, dried, desiccated, evaporated, or otherwise prepared or preserved, and not specially provided for	20%	14% ad valorem

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Descripción de los Artículos

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preferencial
mínima a
Cuba

Columna 2
Derechos máximos.
Derechos específicos
en dólares de los
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214	Sustancias terrosas o minerales, fabricadas total o parcialmente, y artículos, objetos y materiales (crudos o mejorados en condición), compuestos totalmente o en su mayor valor de sustancias terrosas o minerales, no tarifados especialmente, ya sean o no susceptibles de decoración, si no están decorados de alguna manera: Astillas de mármol o granito	20%	12% ad valorem
502	Mieles y siropes de azúcar, no tarifados especialmente: Polarizando no más de 48% de azúcares totales	20%	0.001 por galón
	Polarizando más de 48% de azúcares totales	20%	0.0011 adicional por cada por ciento de azúcares totales y fracciones de un por ciento en proporción
<p>NOTA: Ninguna de las mieles y siropes de azúcar comprendidos en esta partida serán incluidos en una cuota arancelaria prevista en cualquier convenio comercial ya concertado o que pudiera en el futuro concertarse de acuerdo con la sección 350 de la Ley de Arancel de Aduana de 1930, como se modificó, con un país que no sea Cuba.</p>			
502	Mieles no importadas para ser usadas comercialmente en la extracción de azúcar o para el consumo humano	20%	0.00012 por lb. del azúcar total
701	Carne de res y de ternera, fresca, refrigerada, o congelada	20%	0.03 por lb.
706	Ancas de rana, frescas, refrigeradas, congeladas, preparadas, o conservadas	20%	0.024 por lb. pero no menos del 10% ad valorem
746	Mangos	20%	0.06 por lb.
752	Frutas en su estado natural, o en salmuera, encurtidas, secas, desecadas, evaporadas, o preparadas o conservadas de cualquiera otra manera, y que no se hallen tarifadas especialmente	20%	14% ad valorem

49 Stat. 3638, 3636;
54 Stat. 2002, 2012.

2. The note following item 501 of Schedule II of the Agreement of August 24, 1934, as amended, is hereby terminated, and item 501 of the said Schedule is amended to read as follows:

Tariff Act of 1930 Paragraph	Description of Articles	Column 1 Minimum preferential reduction to Cuba	Column 2 Maximum rates of duty. Specific rates in United States dollars
501	Sugars, tank bottoms, sirups of cane juice, melada, concentrated melada, concrete and concentrated molasses, testing by the polariscope not above 75 sugar degrees, and all mixtures containing sugar and water, testing by the polariscope above 50 sugar degrees and not above 75 sugar degrees	20%	0.0051375 per lb.
	and for each additional sugar degree shown by the polariscopic test	20%	0.0001125 per lb. additional, and fractions of a degree in proportion

49 Stat. 3638, 3642;
54 Stat. 2004.

3. Items 601, 603, the note following item 603, and items 605, 752 and 765 of Schedule II of the Agreement of August 24, 1934, as amended, are amended to read as follows:

Tariff Act of 1930 Paragraph	Description of Articles	Column 1 Minimum preferential reduction to Cuba	Column 2 Maximum rates of duty. Specific rates in United States dollars
601	Wrapper tobacco, and filler tobacco when mixed or packed with more than 35 per centum of wrapper tobacco:		
	If unstemmed	20%	0.91 per lb.
601	Filler tobacco not specially provided for, other than cigarette leaf tobacco:		
	If unstemmed	20%	0.14 per lb.
	If stemmed	20%	0.20 per lb.
603	Scrap tobacco	20%	0.14 per lb.
	NOTE: Filler tobacco, not specially provided for, unstemmed or stemmed (other than cigarette leaf tobacco), and scrap tobacco, the growth, produce or manufacture of the Republic of Cuba, entered, or withdrawn from warehouse, for consumption in excess of a total quantity (unstemmed equivalent) of 22,000,000 pounds in any calendar year after 1939, shall be subject to duty as though such articles		

2. La nota que sigue a la partida 501 de la Lista II anexa al Convenio de 24 de agosto de 1934, como se modificó, queda por el presente suprimida, y la partida 501 de dicha Lista queda modificada de la siguiente manera:

Ley de Arancel de Aduana de los E. U. de 1930 Párrafo	Descripción de los Artículos	Columna 1 Reducción preferencial mínima a Cuba	Columna 2 Derechos máximos. Derechos específicos en dólares de los Estados Unidos
501	Azúcares, fondos de tanques, siropes de jugo de caña, melado, melado concentrado, mieles concretas y concentradas, que no polaricen más de 75 grados de azúcar, y todas las mezclas que contengan azúcar y agua que polaricen más de 50 grados de azúcar y no más de 75 grados de azúcar	20%	0.0051375 por lb.
	y por cada grado adicional de azúcar mostrado por la prueba polariscópica	20%	0.0001125 por lb. adicional, y las fracciones de un grado en proporción

3. Las partidas 601, 603, la nota que sigue a la partida 603, y las partidas 605, 752 y 765 de la Lista II anexa al Convenio de 24 de agosto de 1934, como se modificó, quedan modificadas de la siguiente manera:

Ley de Arancel de Aduana de los E. U. de 1930 Párrafo	Descripción de los Artículos	Columna 1 Reducción preferencial mínima a Cuba	Columna 2 Derechos máximos. Derechos específicos en dólares de los Estados Unidos
601	Tabaco de capa, y tabaco de tripa cuando ésta esté mezclada o envasada con más del 35 por ciento de capa: Sin despalillar	20%	0.91 por lb.
601	Tabaco de tripa no tarifado especialmente, que no sea tabaco en rama para cigarros: Sin despalillar	20%	0.14 por lb.
	Despalillado	20%	0.20 por lb.
603	Picadura	20%	0.14 por lb.

NOTA: El tabaco de tripa, no tarifado especialmente, sin despalillar o despalillado (con excepción del tabaco en rama para cigarros), y la picadura, cosechados, producidos o fabricados en la República de Cuba, entrados, o extraídos de almacén, para el consumo en lo que exceda de la cantidad total de 22,000,000 de libras (en su equivalente sin despalillar) en cualquier año natural después de 1939, quedarán:

Tariff Act of 1930 Paragraph	Description of Articles	Column 1 Minimum preferential reduction to Cuba	Column 2 Maximum rates of duty. Specific rates in United States dollars
	were not enumerated and described in this Schedule, but the rates of duty thereon shall not exceed those in effect on August 24, 1934. For the purposes of this note, the quantity of unstemmed filler tobacco shall be the actual net weight, and the quantity (unstemmed equivalent) of stemmed filler and scrap tobacco shall be 133 per centum of the actual net weight, as determined, respectively, for the assessment of duties or taxes in the United States.		
605	Cigars and cheroots of all kinds	20%	1.80 per lb. and 10% ad va- lorem
752	Fruit pastes and fruit pulps	50%	14% ad valorem
765	Lima beans, green or unripe, entered for consumption during the period from December 1 in any year to the following May 31, inclusive	40%	0.014 per lb.

49 Stat. 3642; 54
Stat. 2006.

4. The words "when imported and" wherever they appear in items 743, 771, 772 and 774 of Schedule II of the Agreement of August 24, 1934, as amended, are hereby deleted.

ARTICLE III

49 Stat. 3562.

Article V of the Agreement of August 24, 1934, as amended, is amended to read as follows:

Quantitative regula-
tion.

1. No prohibition, restriction or any form of quantitative regulation, whether or not operated in connection with any agency of centralized control, shall be imposed by the Republic of Cuba 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 the Republic of Cuba enumerated and described in Schedule II, except as otherwise specifically provided for in the said Schedules.

2. The foregoing provision shall not apply to quantitative regulations in whatever form imposed by the United States of America or the Republic of Cuba on the importation or sale of any article the growth, produce or manufacture of the other

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	Descripción de los Artículos	Columna 1 Reducción preferencial mínima a Cuba	Columna 2 Derechos máximos. Derechos específicos en dólares de los Estados Unidos
	sujetos al pago de derechos como si tales artículos no estuviesen enumerados y descritos en esta Lista, pero los tipos de derechos sobre los mismos no excederán de los vigentes el 24 de agosto de 1934. A los fines de lo estipulado en esta nota, la cantidad de tabaco de tripa sin despallillar será la de su peso neto real, y la cantidad (en su equivalente sin despallillar) de tripa despallillada y picadura será el 133 por ciento del peso neto real, según se determina, respectivamente, para la fijación de derechos o impuestos en los Estados Unidos.		
605	Tabacos y cherutos de todas clases	20%	1.80 por lb. y 10% ad va- lorem
752	Pastas de frutas y pulpas de frutas	50%	14% ad valo- rem
765	Habas limas, verdes o no maduras, cuando entren para el consumo durante el período del 1° de diciembre de cualquier año hasta el 31 de mayo siguiente, inclusive	40%	0.014 por lb.

4. Las palabras "importadas y" que aparecen en la partida 771 de la Lista II anexa al Convenio de 24 de agosto de 1934, como se modificó, y las palabras "se importen y" que aparecen en las partidas 743, 772 y 774 de la misma Lista de dicho Convenio, quedan por el presente suprimidas.

ARTICULO III

El Artículo V del Convenio de 24 de agosto de 1934, como se modificó, queda modificado de la siguiente manera:

1. Ninguna prohibición, restricción o cualquier forma de regulación cuantitativa, ya opere o no en conexión con una agencia de control centralizado, será impuesta por la República de Cuba sobre la importación o venta de cualquier artículo cosechado, producido o fabricado en los Estados Unidos de América enumerado y descrito en la Lista I, o por los Estados Unidos de América sobre la importación o venta de cualquier artículo cosechado, producido o fabricado en la República de Cuba enumerado y descrito en la Lista II, excepto en cuanto se disponga específicamente de otro modo en dichas Listas.

2. La disposición anterior no se aplicará a regulaciones cuantitativas en cualquier forma impuestas por los Estados Unidos de América o la República de Cuba sobre la importación o venta de cualquier artículo cosechado, producido o fabricado en el otro

country, in conjunction with governmental measures or measures under governmental authority operating to regulate or control the production, market supply 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 establish any quantitative regulation authorized by this paragraph, with respect to any article which is not now subject to such regulations, 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 within thirty days following receipt of the aforesaid notice, the Government which proposes to take such action shall, nevertheless, be free to do so at any time thereafter, and the other Government shall be free within fifteen days after such action is taken to terminate this Agreement in whole or in part on thirty days' written notice.

ARTICLE IV

1. The second paragraph of Article VIII of the Agreement of August 24, 1934, as amended, is amended to read as follows:

49 Stat. 3564; 54 Stat. 2006.

Equal treatment of imports.

Articles the growth, produce or manufacture of the United States of America enumerated and described in Schedule I annexed to this Agreement, with respect to which a rate of duty is specified in the said Schedule, shall, on their importation into the Republic of Cuba, be exempt from all other duties, taxes, fees, charges or exactions, imposed on or in connection with importation, in excess of those imposed on September 3, 1934, or required to be imposed thereafter by laws of the Republic of Cuba in force on September 3, 1934.

2. The fourth paragraph of Article VIII of the Agreement of August 24, 1934, as amended, is hereby deleted.

54 Stat. 2008.

3. The last paragraph of Article VIII of the Agreement of August 24, 1934, as amended, is amended to read as follows:

54 Stat. 2008.

The provisions 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.

país, en conjunción con medidas gubernamentales o medidas bajo autoridad gubernamental que operen para regular o controlar la producción, el abastecimiento de mercados o los precios de artículos domésticos análogos, o tendentes a aumentar el costo de la mano de obra de la producción de tales artículos, o a mantener el valor de cambio de la moneda del país. Siempre que el Gobierno de uno u otro país se proponga establecer cualquier regulación cuantitativa autorizada por este párrafo, con respecto a un artículo que ahora no esté sujeto a tales regulaciones, dará aviso de ello por escrito al otro Gobierno y le brindará a dicho Gobierno una oportunidad para consultar con él respecto a la resolución que se propone adoptar; y si no se llega a un acuerdo sobre la cuestión dentro de los treinta días siguientes al recibo del aviso antes mencionado, el Gobierno que se propone tomar tal resolución estará, sin embargo, en libertad de hacerlo en cualquier momento después, y el otro Gobierno estará en libertad dentro de los quince días siguientes al que la resolución haya sido tomada, para dar por terminado este Convenio en su totalidad o en parte, previo aviso por escrito con treinta días de anticipación.

ARTICULO IV

1. El párrafo segundo del Artículo VIII del Convenio de 24 de agosto de 1934, como se modificó, queda modificado de la siguiente manera:

Los artículos cosechados, producidos o fabricados en los Estados Unidos de América, enumerados y descritos en la Lista I anexa a este Convenio, con respecto a los cuales se especifica un tipo de derecho en dicha Lista, quedarán exentos, a su importación en la República de Cuba, de todos los demás derechos, impuestos, contribuciones, cargas o exacciones, impuestos a la importación o en relación con ella, en exceso de los establecidos el 3 de septiembre de 1934 o cuya imposición posterior fuese exigida por leyes de la República de Cuba vigentes el 3 de septiembre de 1934.

2. El párrafo cuarto del Artículo VIII del Convenio de 24 de agosto de 1934, como se modificó, queda por el presente suprimido.

3. El último párrafo del Artículo VIII del Convenio de 24 de agosto de 1934, como se modificó, queda modificado de la siguiente manera:

Las disposiciones de este Convenio no impedirán al Gobierno de uno u otro país imponer en cualquier momento a la importación de cualquier artículo una carga equivalente a un impuesto interno establecido con respecto a un artículo nacional igual o con respecto a un producto del cual ha sido fabricado o producido, en todo o en parte, el artículo importado.

ARTICLE V

49 Stat. 3565.

Article X of the Agreement of August 24, 1934 is hereby terminated and the following Article is agreed upon:

ARTICLE X

Reservations.

Nothing in this Agreement shall 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 neutrality;
- (g) relating to public security, including measures imposed for the protection of the country's essential interests in time of war or other national emergency.

ARTICLE VI

49 Stat. 3566.

Article XI of the Agreement of August 24, 1934, as amended, is amended to read as follows:

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 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.

ARTICULO V

El Artículo X del Convenio de 24 de agosto de 1934, queda por el presente terminado, y en su lugar se acuerda el siguiente Artículo:

ARTICULO X

Nada de lo estipulado en este Convenio impedirá la adopción o cumplimiento de medidas

- (a) impuestas con fundamentos morales o humanitarios;
- (b) destinadas a proteger la vida o la salud humana, animal o de plantas;
- (c) relacionadas con mercancías hechas en prisión;
- (d) relacionadas con el cumplimiento de leyes policíacas o fiscales;
- (e) relacionadas con la importación o exportación de oro o plata;
- (f) relacionadas con la neutralidad;
- (g) relacionadas con la seguridad pública, incluyendo medidas impuestas para la protección de los intereses esenciales del país en tiempo de guerra u otra emergencia nacional.

ARTICULO VI

El Artículo XI del Convenio de 24 de agosto de 1934, como se modificó, queda modificado de la siguiente manera:

1. Si el Gobierno de uno u otro país establece o mantiene cualquier forma de control de los medios de pago internacional, concederá el trato incondicional de la nación más favorecida al comercio del otro país con respecto a todos los aspectos de ese control.

2. El Gobierno que establezca o mantenga ese control no impondrá prohibición, restricción o demora alguna a la transferencia de pago para cualquier artículo cosechado, producido o fabricado en el otro país, que no sea impuesta a la transferencia de pago para cualquier artículo igual cosechado, producido o fabricado en un tercer país cualquiera. A los artículos cosechados, producidos o fabricados en el otro país les será concedido incondicionalmente un trato no menos favorable que el concedido a iguales artículos cosechados, producidos o fabricados en cualquier tercer país, con respecto a los tipos de cambio y con respecto a los impuestos o cargas sobre operaciones de cambio. Las disposiciones precedentes se harán también extensivas a la aplicación de ese control a pagos necesarios o incidentales a la importación de los artículos cosechados, producidos o fabricados en el otro país. En general, el control será administrado de manera que no influya en desventaja del otro país en las relaciones de competencia entre artículos cosechados, producidos o fabricados en los territorios de ese país y los artículos iguales cosechados, producidos o fabricados en terceros países.

ARTICLE VII

49 Stat. 3508; 54
Stat. 2008.

1. The last clause of the second paragraph of Article XVII of the Agreement of August 24, 1934, as amended, is amended to read as follows:

subject to the provisions of Article V and the third paragraph of this Article.

2. The third and fourth paragraphs of Article XVII of the Agreement of August 24, 1934, as amended, are hereby terminated and the following paragraph is added after the second paragraph of the said Article:

It is further agreed that, in the event that the Government of either country adopts any measure which, even though it does not conflict with the terms of this Agreement, is considered by the Government of the other country to have the effect of nullifying or impairing, in an economic sense, any object of the Agreement, the Government which has adopted any such measure shall consider such written representations and proposals as the other Government may make with a view to effecting a mutually satisfactory adjustment of the matter; if no agreement is reached with respect to such representations or proposals within thirty days after they 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.

Adjustment of measures impairing objects of Agreement.

ARTICLE VIII

The present supplementary Agreement shall constitute an integral part of the Agreement of August 24, 1934, as amended.

ARTICLE IX

Agreement to be proclaimed.

The present supplementary Agreement shall be proclaimed by the President of the United States of America and shall be made effective in the Republic of Cuba in conformity with the laws of that country. It shall enter into force on the seventh day following the day of the proclamation thereof by the President of the United States of America and publication thereof in the *Gaceta Oficial* of the Republic of Cuba, or, if such proclamation and publication are not simultaneous, on the seventh day following the date of the later in time of such proclamation or publication.

Entry into force.

ARTICULO VII

1. La última cláusula del párrafo segundo del Artículo XVII del Convenio de 24 de agosto de 1934, como se modificó, queda modificada de la siguiente manera:

con sujeción a las estipulaciones del Artículo V y el tercer párrafo de este Artículo.

2. Los párrafos tercero y cuarto del Artículo XVII del Convenio de 24 de agosto de 1934, como se modificó, quedan por el presente terminados, y se adiciona el siguiente párrafo después del segundo párrafo de dicho Artículo:

Se estipula además que, en el caso de que el Gobierno de uno u otro país adoptase cualquier medida que, aunque no estuviese en conflicto con las estipulaciones de este Convenio, el Gobierno del otro país considerara que produce el efecto de anular o menoscabar un objetivo taxativamente económico cualquiera de este Convenio, el Gobierno que haya adoptado una medida tal considerará las representaciones y proposiciones por escrito que el otro Gobierno tenga a bien hacerle con objeto de llegar a un arreglo mutuamente satisfactorio de la cuestión; si no se llegare a un acuerdo con respecto a tales representaciones o proposiciones dentro de los treinta días siguientes a su recibo, el Gobierno que las hubiere hecho quedará en libertad, dentro de los quince días siguientes a la terminación del plazo de treinta días antes mencionado, de terminar este Convenio en su totalidad o en parte, previo aviso por escrito con treinta días de anticipación.

ARTICULO VIII

El presente Convenio suplementario constituirá una parte integral del Convenio de 24 de agosto de 1934, como ha sido modificado.

ARTICULO IX

El presente Convenio suplementario será proclamado por el Presidente de los Estados Unidos de América y será hecho efectivo en la República de Cuba de conformidad con las leyes de este país. Entrará en vigor el séptimo día siguiente al de su proclamación por el Presidente de los Estados Unidos de América y de su publicación en la *Gaceta Oficial* de la República de Cuba, o, si dichas proclamación y publicación no fueren simultáneas, el séptimo día siguiente a la fecha que resulte última en tiempo, la proclama o la publicación.

In witness whereof the respective Plenipotentiaries have signed this Agreement and have affixed their seals hereto.

En fe de lo cual, los respectivos Plenipotenciarios han firmado este Convenio y le han fijado sus sellos.

Done in duplicate, in the English and Spanish languages, both authentic, at the city of Habana, this twenty-third day of December, 1941.

Hecho en duplicado, en los idiomas inglés y español, ambos auténticos, en la ciudad de La Habana, a los veintitres días del mes de diciembre de 1941.

For the President of the United States of America:
 [SEAL] GEORGE S. MESSERSMITH
*Ambassador Extraordinary and
 Plenipotentiary of the United
 States of America*

For the President of the Republic of Cuba:
 [SELLO] J M CORTINA
*Minister of State
 of the Republic of Cuba*

EXCHANGE OF NOTES BETWEEN THE MINISTER OF STATE OF THE
 REPUBLIC OF CUBA AND THE AMBASSADOR OF THE UNITED
 STATES OF AMERICA TO CUBA

The Minister of State to the Ambassador

MINISTERIO DE ESTADO
 La Habana, 23 de diciembre de 1941.

EXCELENCIA:

Tengo el honor de referirme a las estipulaciones del convenio comercial suplementario entre nuestros dos países firmado hoy en La Habana, que establece un tipo de derechos reducidos sobre azúcar de origen cubano que se importe en los Estados Unidos de América.

Con vista de la vital importancia que las exportaciones de azúcar tienen para la economía de Cuba, y de la posición predominante de los Estados Unidos como mercado para el azúcar de Cuba, mi Gobierno desea que se considere lo grave de la posibilidad de que se adopten en los Estados Unidos de América, en cualquier tiempo, medidas que pudieran afectar adversamente la situación de Cuba como abastecedora de azúcar al mercado de los Estados Unidos, en comparación con las que se establecen en las estipulaciones de la Ley Azucarera de 1937, ya que mi Gobierno estima que tales medidas anularían los fines de este Convenio y de las relaciones comerciales existentes.

Habría de apreciar recibir de Vuestra Excelencia las seguridades que sean apropiadas con respecto a este asunto.

Aprovecho esta oportunidad para renovar a Vuestra Excelencia las seguridades de mi más alta consideración.

J M CORTINA
Ministro de Estado

Su Excelencia

GEORGE S. MESSERSMITH,
*Embajador Extraordinario y
Plenipotenciario de los
Estados Unidos de América,
La Habana, Cuba.*

(Translation)

MINISTRY OF STATE
Habana, December 23, 1941.

EXCELLENCY:

I have the honor to refer to the provisions of the supplementary trade agreement between our two countries signed at Habana this day, which establishes a reduced rate of duty on sugar of Cuban origin imported into the United States.

In view of the vital importance of sugar exports to the economy of Cuba, and of the predominant position of the United States as a market for Cuban sugar, my Government desires that consideration be given to the gravity of the possibility of the adoption of measures at any time in the United States which might adversely affect the position of Cuba as a supplier of sugar for the United States market, as compared with those established by the provisions of the Sugar Act of 1937, inasmuch as my Government considers that such measures would nullify the objectives of this agreement and of the existing commercial relations.

I should appreciate receiving from Your Excellency such assurances in this regard as may be appropriate.

I take this opportunity to renew to Your Excellency the assurances of my highest consideration.

JOSE MANUEL CORTINA
Minister of State

His Excellency

GEORGE S. MESSERSMITH,
*Ambassador Extraordinary and
Plenipotentiary of the United States
of America,
Habana, Cuba.*

50 Stat. 903.
7 U. S. C. §§ 1100-
1183.

The Ambassador to the Minister of State

EMBASSY OF THE UNITED STATES OF AMERICA

Habana, December 23, 1941.

EXCELLENCY:

I have the honor to acknowledge the receipt of Your Excellency's note referring to the tariff concession granting a reduced rate of duty on sugar of Cuban origin provided for by the supplementary trade agreement between our two countries signed at Habana this day, expressing preoccupation regarding the position of Cuban sugar in the United States market, and requesting assurances in this regard.

I have the honor to state that I am directed by my Government to assure Your Excellency that the interest of your Government in maintaining the position of the Republic of Cuba as a supplier of sugar for the United States market, at least in the same proportion as provided for in the Sugar Act of 1937, which is considered of vital importance to the maintenance of the existing economic relations between both countries, is fully appreciated, and that therefore my Government will make at all times every appropriate and possible effort to safeguard that position.

It is understood that this exchange of notes constitutes an integral part of the supplementary trade agreement signed this day.

Please accept, Excellency, the renewed assurances of my highest consideration.

GEORGE S. MESSERSMITH
*Ambassador of the United States
of America*

His Excellency
Dr. JOSÉ M. CORTINA,
*Minister of State,
Habana.*

(Translation)

EMBAJADA DE LOS ESTADOS UNIDOS DE AMÉRICA
La Habana, 23 de diciembre de 1941.

EXCELENCIA:

Tengo el honor de acusar recibo de la nota de Vuestra Excelencia referente a la concesión de tarifa con un tipo de derechos reducidos sobre azúcar de origen cubano estipulada en el convenio comercial suplementario entre nuestros dos países, firmado hoy, expresando su preocupación respecto a la posición del azúcar cubano en el mercado de los Estados Unidos, y pidiendo seguridades a este respecto.

Tengo el honor de manifestar que he recibido instrucciones de mi Gobierno, de asegurar a Vuestra Excelencia que el interés de vuestro Gobierno en mantener la posición de la República de Cuba como abastecedora de azúcar para los Estados Unidos de América, por lo menos en la misma proporción que se expresa en la Ley Azucarera de 1937, por considerarla de vital importancia para el mantenimiento de las relaciones económicas existentes entre ambos países, es debida-

mente apreciado, y que, en consecuencia, mi Gobierno hará todos los esfuerzos aptos y posibles para proteger en todo tiempo dicha situación.

Queda entendido que este intercambio de notas constituye parte integrante del convenio comercial suplementario firmado hoy.

Acepte, Excelencia, las renovadas seguridades de mi más alta consideración.

GEORGE S. MESSERSMITH
*Embajador de los Estados Unidos
de América*

Su Excelencia

DR. JOSÉ M. CORTINA,
*Ministro de Estado de Cuba,
La Habana.*

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, including the said notes, are required and appropriate to carry out the said Agreement;

WHEREAS, it is provided in Article IX of the said Agreement that it shall be proclaimed by the President of the United States of America and shall be made effective in the Republic of Cuba in conformity with the laws of that country, and that it shall enter into force on the seventh day following the day of the proclamation thereof by the President of the United States of America and publication thereof in the *Gaceta Oficial* of the Republic of Cuba;

Artic. D. 1472.

AND WHEREAS the Governments of the two countries have arranged that the proclamation of the Agreement by the President of the United States of America and the publication of the Agreement in the *Gaceta Oficial* of the Republic of Cuba shall take place simultaneously on this twenty-ninth day of December, 1941; whereupon the said Agreement will enter into force on the fifth day of January, 1942;

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 Tariff Act of 1930, as amended, do hereby proclaim the said Agreement of December 23, 1941, including the said notes, to the end that the same and every part thereof may be observed and fulfilled with good faith by the United States of America and the citizens thereof on and after the fifth day of January, 1942.

48 Stat. 943.
19 U. S. C. §§ 1351-
1354.

IN TESTIMONY 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-ninth day of December in the year of our Lord one thousand nine hundred and [SEAL] forty-one, and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

November 21, 27, 1941
[E. A. S. 230]

Agreement between the United States of America and El Salvador respecting the exchange of official publications. Effected by exchange of notes signed November 21 and 27, 1941; effective November 27, 1941.

The American Minister to the Salvadoran Minister of Foreign Affairs

No. 851 LEGATION OF THE UNITED STATES OF AMERICA
San Salvador, November 21, 1941

EXCELLENCY:

I have the honor to acknowledge with thanks the receipt of Your Excellency's note no. A. 710 D. 2451 of November 14, 1941, [1] with regard to the proposed agreement between our respective Governments for the exchange of their official publications.

My Government now proposes that the agreement be made on a scale less extensive than that envisaged in our earlier correspondence on the subject. It is accordingly suggested that the Government of the United States furnish two partial sets of the official publications of the United States Government, one to be deposited with Your Excellency's Ministry and the second in the Biblioteca Nacional at San Salvador, provided that it is agreeable to Your Excellency's Government to furnish regularly to the Library of Congress, Washington, D. C., two copies of its official publications.

A revised list of the publications which can be furnished regularly by my Government is enclosed.[2]

I shall be grateful for an expression of Your Excellency's views on this proposal, for communication to my Government.

I avail myself of the opportunity to renew to Your Excellency the assurances of my highest and most distinguished consideration.

ROBERT FRAZER,
American Minister

Encl.

His Excellency
Dr. MIGUEL ANGEL ARAUJO
Minister of Foreign Affairs

¹ [Not printed.]

² [For list, see p. 1479.]

OFFICIAL PUBLICATIONS WHICH CAN BE FURNISHED REGULARLY
BY THE UNITED STATES GOVERNMENT

CONGRESS OF THE UNITED STATES:

Senate Journal
House Journal
Code of Laws and supplements

PRESIDENT OF THE 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:
Foreign Commerce (weekly)
Foreign Commerce and Navigation of the United States (annual)
Survey of Current Business (monthly)
Trade Information Bulletins
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)
Social Security Board:
Social Security Bulletin (monthly)
- FEDERAL WORKS AGENCY:**
Public Roads Administration:
Public Roads (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 the Mint:
Annual Report of the Commissioner
Comptroller of Currency:
Annual Report
- WAR DEPARTMENT:**
Annual Report

The Salvadoran Minister of Foreign Affairs to the American Minister

MINISTERIO DE RELACIONES EXTERIORES

REPUBLICA DE EL SALVADOR, C.A.

SECCION DIPLOMATICA

A. 710. D. 2563

PALACIO NACIONAL

San Salvador, 27 de noviembre de 1941.

SEÑOR MINISTRO:

Me es honroso acusar recibo de su estimable nota No. 851, de fecha 21 del mes en curso, con la cual encontré el anexo que se sirve mencionar, y manifestarle que mi Gobierno acepta gustoso, en la forma propuesta por el Gobierno de Vuestra Excelencia, el Arreglo sobre intercambio de publicaciones oficiales.

Renuevo a Vuestra Excelencia las seguridades de mi más alta y distinguida consideración.

MIGUEL ANGEL ARAUJO

Excelentísimo señor don ROBERTO 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. 710. D. 2563.

NATIONAL PALACE

San Salvador, November 27, 1941.

MR. MINISTER:

I have the honor to acknowledge the receipt of your kind note no. 851, of the 21st instant, with which I found the enclosure that you are kind enough to mention, and to inform you that my Government accepts with pleasure, in the form proposed by Your Excellency's Government, the arrangement regarding the exchange of official publications.

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.*

January 26, 1940

[E. A. S. 231]

Agreement between the United States of America and other American Republics respecting radio communications (revision of Habana Radio-Communications Arrangement of 1937). Signed at Santiago, Chile, January 26, 1940; notification of approval by the United States of America communicated to the Government of Chile June 26, 1941.

INTER-AMERICAN RADIO AGREEMENT

OF HAVANA—1937

(SANTIAGO, CHILE REVISION, 1940)

The Delegates of the American countries: Argentina, Bolivia, Brazil, Chile, Colombia, Costa Rica, Cuba, Dominican Republic, Ecuador, United States of America, Guatemala, Haiti, México, Nicaragua, Panama, Paraguay, Peru, Uruguay and Venezuela, duly empowered, representing the respective Administrations, meeting in the city of Santiago, Chile, and constituting the Second Inter-American Radio-Conference, formulate, for the approval of their respective Governments, the present Agreement, which changes and replaces the Havana Arrangement of 1937. [1]

ARTICLE I.

Allocation of frequencies for the different services in the American continent:

§ 1. In the American continent the allocation of frequencies for services established in Article 7 of the General Radio Regulations (Revision Cairo, 1938), [2] shall be applied with the following modifications or specific adaptations:

(1).— *Bands of frequencies from 10 to 550 kc.*

a) In the band of frequencies 200 to 400 kc the aeronautical service shall enjoy priority for aids to aerial navigation, including the transmission of weather reports and other information concerning the safety of aircraft in flight, subject only to the priority of the Maritime services existing on July 1, 1938.

b) With reference to the provisions of Articles 7 and 21 of the General Radio Regulations (Cairo, 1938), the use of the frequency 333 kc shall not be applied in the Northern zone with the exception of special cases in connection with transatlantic flights.

¹ [Executive Agreement Series 200; 54 Stat. 2514.]

² [Treaty Series 948; 54 Stat. 1417.]

54 Stat. 1429.

Aeronautical service priority.

Use of frequency 333 kc.
54 Stat. 1429, 1523.

(2).— *Frequency bands 550 to 1600 kc.* The band of frequencies from 550 to 1600 kc is assigned exclusively to broadcasting services in the American continent.

(3).— *Frequency band 1600 to 5000 kc.* The assignment of frequencies in this band to the various services will be adjusted to the provisions of Article 7 of the General Radio Regulations (Cairo, 1938), subject to the following specific adaptations for the American continent:

54 Stat. 1429.

Frequency	Northern Zone	Central Zone	Southern Zone
1600-1715	Fixed and mobile (Primarily for police services, and the frequency 1638 kc for direction finding in aviation).	Fixed and mobile (including aeronautical, frequencies 1638 & 1708 kc for direction finding).	Fixed and mobile (including aeronautical, frequencies 1638 & 1708 kc for direction finding).
1715-1750	Fixed and mobile (primarily for police services)	a) fixed and mobile. b) amateur (1)	Amateur (1)
1750-2000	Amateur.	Amateur.	Amateur.
2000-2050	Amateur.	a) amateur b) fixed and mobile (1)	Fixed and mobile (1)
2050-2100	Fixed and mobile.	Fixed and mobile.	Fixed and mobile.
2100-2200	Mobile (primarily ship stations)	a) Mobile (Primarily ship stations) b) Mobile (exclusively ship stations) (2)	Mobile (exclusively ship stations) (2)
2200-2260	Fixed and mobile.	Fixed and mobile.	Fixed and mobile.
2260-2300	Fixed and mobile.	a) Fixed and mobile. b) Mobile (exclusively ship stations) (2)	Mobile (exclusively ship stations) (2)
2300-2395	Mobile (Primarily police services).	a) Mobile (primarily police services). b) Broadcasting (3).	a) Fixed. b) Mobile. c) Broadcasting (4).
2395-2400	Experiments.	a) Experiments b) Broadcasting (3)	a) Fixed b) Mobile c) Broadcasting (4)
2400-2500	Mobile (Primarily police services).	Mobile (Primarily police services).	a) Fixed. b) Mobile. c) Broadcasting (4)
2500-2600	Mobile (Primarily coastal stations).	a) Mobile (Primarily coastal stations) b) Fixed and mobile (1)	Fixed and mobile (1)
2600-2634	Aeronautical and mobile	Aeronautical and mobile (5).	Aeronautical and mobile (5).
2634-2642	Aeronautical and mobile (intership frequency 2638 kc).	Aeronautical and mobile (5)	Aeronautical and mobile (5)

Frequency	Northern Zone	Central Zone	Southern Zone
2642-2735	Aeronautical and mobile	Aeronautical and mobile (5)	Aeronautical and mobile (5)
2735-2740	Mobile (Primarily intership, frequency 2738 kc)	a) Mobile (Primarily intership, frequency 2738 kc). b) Fixed and mobile (1).	Fixed and mobile (5)
2740-2850	Fixed and mobile	Fixed and mobile	Fixed and mobile
2850-3000	Aeronautical and mobile.	Aeronautical and mobile (5)	Aeronautical and mobile (5)
3000-3065	Fixed and mobile	Fixed and mobile	Fixed and mobile
3065-3100	Aeronautical.	Aeronautical.	Aeronautical.
3100-3110	Mobile and aeronautical (Primarily aircraft, calling frequency 3105 kc)	Mobile and aeronautical (Primarily aircraft, calling frequency 3105 kc) (5)	Mobile and aeronautical (Primarily aircraft, calling frequency 3105 kc) (5)
3110-3150	Mobile	a) Mobile b) Fixed and mobile (1)	Fixed and mobile (1)
3150-3265	Fixed and mobile (Primarily aeronautical)	Fixed and mobile (Primarily aeronautical) (5)	Fixed and mobile (Primarily aeronautical) (5)
3265-3320	Fixed and aeronautical	Fixed and aeronautical (5)	Fixed and aeronautical (5)
3320-3440	Fixed and mobile	Fixed and mobile	Fixed and mobile
3440-3485	Fixed and mobile (Primarily aeronautical)	Fixed and mobile (Primarily aeronautical) (5)	Fixed and mobile (Primarily aeronautical) (5)
3485-3500	Experiments	a) Experiments b) Fixed and mobile (1)	Fixed and mobile (1)
3500-4000	Amateur	Amateur	Amateur
4000-5000	Fixed and mobile	Fixed and mobile (6)	Fixed and mobile

Note:

(1) These assignments shall be applied in all countries in South America to the south of Panama.

(2) It is pointed out that this same allocation has been established by the South American Radio Agreement. (Santiago, Chile, 1940) with appropriate provisions, and is applicable to all countries in South America, to the south of Panama.

54 Stat. 1457.

(3) The band of frequencies 2300-2400 kc is used for broadcasting in conformity with the provisions of Article 7, Section 8, Part I, Paragraph 3 (b), (c), (d) (Nos. 137, 138 and 139) of the General Radio Regulations (Cairo, 1938) and in accordance with the Regional Radio Convention of Central America, Panama and the Canal Zone, signed in the city of Guatemala on December 8, 1938, by the following countries: Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua, Panama and the Canal Zone.

54 Stat. 1675.

(4) The band of 2300-2500 kc may be employed for broadcasting in the countries of South America between parallels 5° south and 30° south in accordance with the provisions of Article 7, Section 8, Part I, Paragraph 3 (a) No. 136) of the General Radio Regulations (Cairo, 1938).

54 Stat. 1457.

(5) Provisional and experimental allocation for all the countries of South America to the south of Panama.

(6) The countries of South America to the north of parallel 5° south, may use the band 4770–4900 kc for the broadcasting services subject to the provisions of Article 7, Section 8, Part II, Paragraph 1 (a), (b), and Paragraph 3 (Nos. 142–143 and 145) of the General Radio Regulations (Cairo, 1938).

54 Stat. 1457, 1459.

(4).— *Frequency Bands 5000–30000 kc.* The allocation of frequencies to the various services in this band shall conform with the provisions of Article 7 of the General Radio Regulations (Cairo, 1938), subject to the following modifications:

54 Stat. 1420.

a) In the Northern zone and in the Central zone (excluding the countries of South America to the south of Panama), the band of 5500–5570 is assigned to the mobile maritime services, and the band 5570–5700 to the aeronautical services.

b) In the Northern zone and in the Central Zone (excluding the countries in South America to the south of Panama) the band of 28000 to 30000 kc is reserved exclusively for amateurs.

(5).— *Frequency bands from 30000 to 300000 kc.*

a) This band is assigned to the various services in conformity with the arrangement given in Appendix 4 of the General Radio Regulations (Cairo, 1938) with the following modification:

54 Stat. 1507.

The band of frequencies 112000–116000 is assigned to amateurs, and the band of frequencies 116000–118000 to broadcasting.

b) When the use of this band of frequencies may lead to interferences in the services of another country, every endeavor shall be made to inform the other signatory countries concerning the locality, power, frequency, and type of service of the station or stations authorized to operate in those bands.

NOTE 1.

With reference to the allocation of frequencies established in this Article of the Inter-American Agreement, the Delegation of the United States of America invites attention to Reservation No. 5 in the Final Protocol of the General Radio Regulations (Cairo, 1938) on the basis of which the Delegation reserves the right to use the band 21650–21750 kc both for mobile and broadcasting services.

54 Stat. 1663.

NOTE 2.

With reference to Note 6, Article 1, the Delegations of Brazil, Colombia, Ecuador, Peru, and Venezuela invite attention to the existence of Reservations Nos. 2 and 13 in the Final Protocol of the General Radio Regulations (Cairo, 1938) on the basis of which the Regional Agreement of Bogota (1939) was concluded, and they declare that they accept the allocation of frequencies for services in all points that do not affect the Regional Agreement of Bogota, already mentioned or the reservations previously mentioned.

54 Stat. 1663, 1667.

NOTE 3.

Whenever, as a result of any of the preceding declarations, the radio services of other contracting countries of the Inter-American Agreement may be disturbed, these countries reserve the right to apply Declaration No. 18 of the Final Protocol of the General Radio Regulations (Cairo, 1938).

54 Stat. 1669.

ARTICLE 2

Amateurs (Allocation of Amateur bands)

(1) In conformity with the provisions of Article 7 of the General Radio Regulations (Cairo Revision, 1938), the following bands shall be assigned to amateurs:

54 Stat. 1429.

- a) 1750–2050 kc in the Northern zone and the central zone (excluding the countries in South America to the south of Panama.
- b) 1715–2000 kc in the Southern zone and the countries of South America to the south of Panama.
- c) 3500–4000 kc for all signatory countries of the American Continent.
- d) 7000–7300 kc for all signatory countries of the American Continent.
- e) 14000–14400 kc for all signatory countries of the American Continent.
- f) 28000–30000 kc for all signatory countries of the American Continent.
- g) 56000–60000 kc for all signatory countries of the American Continent.

ARTICLE 3

Use of the Frequency 500 kc.

With reference to the provisions of Article 21, Section 4, Par. (3) (Nos. 485, 486) of the General Radio Regulations (Cairo Revision, 1938), all of the American Continent with the exception of Hudson Bay and the region to the north thereof shall be considered a region of heavy traffic. The use of the frequency 500 kc shall be limited, in consequence, to danger signals, urgency calls, the requirements of safety, calls and answers thereto and the transmission of brief and single radiotelegrams.

54 Stat. 1525.

ARTICLE 4.

Frequency Tolerances

(1) Technical progress in the matter of frequency stabilization is such that it is possible for all stations to keep themselves within the tolerances specified in Appendix 1 to the General Radio Regulations of Cairo. (Table of Frequency Tolerances);

54 Stat. 1589.

(2) The Table of Frequency Tolerances of the General Radio Regulations is adopted;

(3) The Administrations will promote through their responsible centers the fullest exchange of information concerning stations deviating excessively from their assigned frequency; such data to be transmitted with the greatest possible expedition in order that immediate corrective measures may be undertaken while the transmitting apparatus is in difficulty.

(4) As between the countries of South America, the interchange of data shall be carried out in accordance with the provisions of the South American Radiocommunications Agreement.

ARTICLE 5.

Non-essential Radiations

(1) In order to prevent non-essential radiations, the selection and operation of transmitting apparatus should be inspired by the most recent progress of the art; and to this end, the recommendations of the C.C.I.R. should be taken into account.

(2) The participating Governments agree to require stations under their jurisdiction to use transmitters which are as free as practicable from all spurious emissions.

(3) These radiations should not be of sufficient intensity to cause interference on receiving sets of modern design which are tuned outside the frequency band of emission required for the type of emission employed. In the case of type A-3 emission¹ (radiotelephony), the transmitter should not be modulated in excess of its modulation capability to the extent that interfering spurious radiations occur and in the case of amplitude modulation the operation percentage of modulation should not be less than 75 percent on peaks of frequent recurrence. Adequate means should be employed to insure that the transmitter is not modulated in excess of its modulation capability.

(4) A non-essential radiation is any radiation from a transmitter which is out-side the frequency band of emission normal for the type of transmission employed, including any harmonic modulation products, key clicks, parasitic oscillations or other transient effects.

ARTICLE 6.

Suppression of Interference caused by Electrical Apparatus

The American countries shall adopt measures to suppress or alleviate, as much as possible, interference caused by apparatus or equipment which may generate, or radiate radio frequency currents capable of interfering with, or adversely affecting, the reception of radio transmissions. (See Annex No. 1).^[1]

ARTICLE 7.

International Police Services

1.— When the signatory countries authorize their police stations which are located in close proximity to the national boundaries of contiguous countries to transmit emergency information with similar stations of another country, the following rules shall be applied:

Rules.

a) Only police stations located close to the boundaries of contiguous countries shall be allowed to engage in this exchange of information.

b) In general, only important police messages are to be handled, such as those which would lose their value due to slowness and time limitations of other communication systems.

¹[P. 1501.]

c) The frequencies to be used in radiotelephone communications with mobile police units shall not be used for radiotelegraph communications.

d) Whenever the exchange of radiotelephone communications is authorized, these communications shall be made on the frequencies assigned to the respective stations for radiotelephone service.

e) If the exchange of radiotelegraph communications is authorized, these communications shall be made on the following frequencies:

2804 Calling	5195 Day calling
2808 Working	5135 Day working
2812 Working	5140 Day working

Notifications.

f) Notifications concerning the particulars of stations engaged in international police service shall be forwarded to the Bureau of International Telecommunications Union, Berne, Switzerland, in order that all stations desiring to intercommunicate may be kept informed of the details concerning their operations.

54 Stat. 1507.

g) This service shall, in general, conform with the provisions of Article 17 of the Cairo Radio Regulations.

Abbreviations.

54 Stat. 1621.

h) Full use shall be made of the list of abbreviations appearing in Appendix 11 to the Cairo Radio Regulations. Plain language shall not be used if abbreviations will suffice. Service indications are as follows: "P", priority, for messages that are to be sent immediately, regardless of the number of other messages on file. If no service indication is given the messages are to be transmitted in the order of receipt.

Composition of message.

i) The message shall contain the preamble, text, and signature, as follows:

(1) *Preamble.*— The preamble of the message shall consist of the following: the serial number preceded by the letter "NR"; service indications as appropriate; check (this is the group count according to standard cable count system); the letter "CK" followed by numerals indicating the number of words contained in the text of the message; office and country of origin (not abbreviated), day of month and month, hour or filing and address.

(2) *Text.*— The text may be either in plain language or code.

(3) *Signature.*— The signature shall include the name and title of the person originating the message.

ARTICLE 8.

Amateur Third Part Messages

The American countries, with the purpose of further improving the close and friendly relations existing between the peoples of America, and when their internal legislation permits, agree that amateur radio stations in their respective countries and possessions may internationally exchange messages emanating from third parties; provided, however, that such messages shall be of a character that would not normally be sent by any other existing means of electrical communications and on which no compensation may be directly or indirectly paid.

ARTICLE 9.

Effective Date, Adherence and Denunciation

The present Agreement will enter into effect the first day of July, nineteen hundred and forty, for the countries which may have approve it, but also remains open for the adherence of any other American country.

Any country which may wish to withdraw must denounce it with a notice of at least one year in advance.

Approvals, adherences and denunciations must be communicated through diplomatic channels to the Government of Chile which will transmit them to the other interested Governments.

In witness whereof, the respective delegates have signed copies of this instrument, one each in Spanish, English, Portuguese and French,¹ to be deposited in the archives of the Government of Chile, which shall forward an authenticated copy thereof in each language to the other contracting Governments.

Done in the city of Santiago de Chile, on the twenty-sixth day of January, 1940.

ARGENTINA

A. T. COSENTINO

A. G. B. RIVERA

BOLIVIA

ad-referendum ALBERTO VIRREIRA PACCIERI

BRASIL

D. P. RIBEIRO DE LESSA

LAURO AUGUSTO DE MEDEIROS

CHILE

DOMINGO SANTA MARIA

COLOMBIA

ARMANDO SOLANO

L. TAFUR GARCÉS

COSTA RICA

CUBA

R. DE CASTRO

REPUBLICA DOMINICANA

MAX. LOVATÓN

ECUADOR

ALBERTO CRESPO ORDÓÑEZ

ESTADOS-UNIDOS DE AMERICA

R. HENRY NORWEB

¹ [The Minister of Foreign Affairs of Chile informed the American Ambassador at Santiago that in as much as Haiti, the only American republic in which French is the official language, did not send a delegation to the conference no text was prepared in the French language.]

GUATEMALA

VIRGILIO RODRÍGUEZ BETETA

HAITI

MEJICO

O. R. SPÍNDOLA

RAF. HERRERA CELIS

NICARAGUA

ALFREDO URZÚA U

PANAMA

PARAGUAY

L. YRRAZÁBAL

PERU

C. A. TUDELA

URUGUAY

C. DE SANTIAGO

VENEZUELA

GILBERTO GHERSI

A. LÓPEZ

J M. PÉREZ MACHADO

DECLARATIONS

I

STATEMENT WITH REGARD TO THE INTER-AMERICAN
RADIOCOMMUNICATION CONVENTION.

THE SECOND INTER-AMERICAN RADIO CONFERENCE, in considering the propositions presented by some of the governments there represented and intended to introduce reforms in the Convention subscribed at Havana, Cuba, in December, 1937, formulates the following:

54 Stat. 2514.

That it confirms fully the authority of the Conference to modify, in whole or in part, the Convention, within the limitations imposed thereby, and by the accompanying Regulation;

That, with the object of avoiding improvisations in codified instruments, the proposals providing for reform of the Convention must be studied carefully and sufficiently in advance;

That in accordance with such a principle, all the propositions presented at the present Conference will be referred for consideration to the next Conference, which must render a decision concerning them;

That any new proposal for reform of the Convention must be referred to the following Conference, at least six months before the corresponding sessions commence, with a brief statement regarding the reasons;

That notwithstanding the principles enunciated, it recognizes the immediate necessity of making the following clarifications with regard to the Convention:

Article 6: It is recognized, in this article, that the consultative character of the O. I. R. is not such as to authorize an initiative in consultations and reports, but only such as to permit it to effect the exchange of data and to facilitate consultations which the American countries may arrange among themselves, and always provided that they deem it desirable to do so through it as intermediary.

Article 7: It is recognized that the extent of the powers of the O. I. R. is limited to the work of the conferences themselves, and to the work growing out of these conferences. The O. I. R., which is obviously an exchange office, may not interpret or take the initiative in the application of the Convention, Agreement, or Recommendations.

Article 7 of Annex No. 2: It is recognized that any government may change the category in which it appears, in which case the change will become effective in the annual period following that in which notification is given.

This declaration will be included in the Final Act of the Second Inter-American Radio Conference.

II

UNIFORMITY OF TIME AND TIME SIGNALS IN THE
AMERICAN CONTINENT.

The Second Inter-American Radiocommunications Conference would view with approval the adoption of Standard Zone Time by the American countries which have not already done so, with the hope that such may be accomplished within a reasonable period, and that at the same time there will be adopted a uniform code system for broadcasting radio time signals.

RECOMMENDATIONS

The Second Inter-American Radio Conference recommends to the American countries:

I

SHORT-WAVE BROADCASTING

With the purpose of reaching an agreement for the more efficient use of short-wave channels in the frequency bands assigned to broadcasting, between 6000 and 28000 kc, the Second Inter-American Radio Conference, taking into account existing high-frequency broadcasting conditions throughout the world, recommends that those American countries which have not yet done so, reorganize their short-wave broadcasting services, using as a basis for this, the most modern and efficient standards of radio technique.

Based upon the results obtained in the course of these studies in each country, the next Inter-American Conference will be in a position to make recommendations for allocations which will provide for the requirements of each country of the Americas, proceeding later, at an International Conference, to incorporate them in the world allocation structure.

II

ESTABLISHMENT OF MONITORING STATIONS

To comply with Articles 13 and 14 of the Inter-American Radiocommunications Convention concerning the checking of frequencies by means of the establishment of monitoring stations in each country and the direct exchange of the corresponding technical information between the Governments or between these monitoring stations, according to the Administrative procedure of each country.

53 Stat. 1596, 1597.

III

FREEDOM OF RADIOCOMMUNICATIONS

That, in order further to improve the friendly relations already existing between the American nations, they reaffirm reciprocally, the legitimate principle of freedom in radiocommunications authorized to supply a public service, in conformity with the existing legislation of the several countries and with international agreements on the subject.

IV

EXCHANGE OF BROADCAST PROGRAM SCHEDULES

It is recommended that authorized radiobroadcasting organizations of the interested countries, exchange, sufficiently in advance, programs of their broadcasts, especially all those relating to important national or international events. In this case, it is recommended that telegraph or telephone be utilized, if necessary, to thus assure receipt with sufficient time for appropriate publicity and its retransmission, as far as possible.

V

STATION IDENTIFICATION FOR S.W. BROADCASTING STATIONS

It is recommended that those American countries which wish to do so, identify the distinctive calls of shortwave broadcasting stations by means of letters of the alphabet and numerals. Such identification may consist of two or more letters which may be followed by one or more numbers, indicating the frequency of transmission.

If possible, preference should be given to the use of three letters and three or four numerals. In this case, the first two letters will identify the country, the third letter the city or district, and the numerals, the frequency in kilocycles per second, eliminating the final figure.

It is further recommended that this identification be transmitted in the English, Spanish, Portuguese and French languages.

VI

INTERCHANGE OF METEOROLOGICAL INFORMATION.

Considering:

- 1.- That to date it has not been possible to achieve an effective coordination between all the countries of America for the purpose of exchanging synoptic meteorological information;
- 2.- That in order to obtain such a result it is indispensable to coordinate meteorological and radioelectric services;

it is recommended:

- a) that, at the time the joint meetings of the Regional III and IV Commissions of Meteorology are held in Washington in 1941, there be included also technical representation of official radioelectric organizations in order to establish a definite Inter-American plan for centralizing and exchanging meteorological reports and other related data;
- b) that, with six months anticipation, the radioelectric organizations send the forementioned regional commissions information relative to available radiocommunication facilities in accordance with the questionnaire annexed hereto, and also any other data of possible interest in order to guide the preliminary work of the joint meetings;
- c) that the Government of Chile advise the Regional Commissions III and IV of the above recommendations.

QUESTIONNAIRE FOR THE COORDINATION OF METEOROLOGICAL INFORMATION
TRANSMISSIONS.

Question	Immediate Possibilities	Future Prospects
1.- Number of radio transmitters and schedule of time available		
2.- Location of transmitters		
3.- Frequency bands available in each transmitter		
4.- Working frequencies of the transmitters (include all frequencies available for this service)		
5.- Kind of frequency control (crystal, etc.) and class of emission (A1, A2, A3)		
6.- Effective power in antenna of the transmitters		
7.- How many simultaneous transmissions can be made with equipment available.		
8.- How many different frequencies can be received simultaneously		
9.- The time (G.M.T.) at which it will be possible to begin daily transmissions of synoptic observations of 12, 18 and 23 or 24 o'clock G.M.T.		
10.- Maximum time required for the transmission of the observations of No. 9.		

(1) Indicate approximate date of accomplishment.

VII

ROUTE FREQUENCIES PROVIDED BY THE GENERAL RADIO REGULATIONS.

- a) That every effort be made to shift at the earliest practicable moment the aeronautical mobile services of the air routes to those frequencies which were allocated by the Cairo General Radio Regulations for these particular routes.
- b) that the Cairo Inter-American route frequencies be not employed within national boundaries except wherein required for services to the air routes between the countries of the Americas.
- c) that all of the installations at present available for the needs of the security of Inter-American flights should be maintained in effect until replaced or no longer required because of other adequate provisions.

54 Stat. 1417.

VIII

ADDITIONAL FREQUENCIES BELOW 6000 KC REQUIRED FOR INTER-CONTINENTAL AIR ROUTES

- a) That, insofar as possible, all the American countries should select the same frequencies for use throughout any given Inter-American route;
- b) that short distance frequencies be provided to supplement the long distance frequencies assigned by the General Radio Regulations to the Inter-continental air routes in order to insure aeronautical route communications at all distances.

- c) that there be provided adequate frequencies for local aeronautical communications at route terminals and intermediate airports.
- d) that it be permitted, in the meantime, to continue the use of the frequencies 5692.5, 5405, 3082.5, 2870 and 1638 kc which are actually assigned to aircraft and aeronautical stations on the Inter-American route.

IX

AIR-GROUND COMMUNICATIONS

Considering:

- 1.- that it is essential to institute a security organization (which may involve coordination between various agencies, both government and non-government in nature) comprising services for radio-communication, radio-guidance, traffic control and the safe-guarding of aircraft;
- 2.- that it will result in confusion if a multiplicity of ground aeronautical stations at one time take on the responsibility of communications concerning the security of a given aircraft, and that this will also result in radio disturbances;
- 3.- that under certain conditions it may be difficult to keep watch simultaneously on more than one radio frequency on board aircraft;
- 4.- that it is necessary to economize in the number of frequencies employed and in their use;

it is recommended:

- a) that each of the various air traffic lanes which can be considered as constituting an Inter-American air route, in the sense in which this expression is defined for the distribution of the radio frequencies in the General Radio Regulations of Cairo, be divided into sectors of control, each sector being allocated to a station serving such route;
- b) that, in principle, the boundary of a sector of control is the middle of the distance separating the station to which such sector is allocated, from the station controlling the following sector of the same lane;
- c) that, for a given flight, the exact point where the transfer of communications control from one station to the next will be effected is determined by an agreement between the ground stations concerned, and the aircraft.

X

POINT-TO-POINT COMMUNICATIONS OF THE AERONAUTICAL SERVICES

Considering:

- 1.- that the establishment of sectors of control might necessitate the employment of a rapid and adequate fixed communications service between control stations;

- 2.- that it might happen that frequencies allocated to routes by the General Radio Regulations of Cairo do not permit of insuring the necessary volume of traffic between fixed points, as well as all the essential communications with aircraft;
- 3.- that the aeronautical services are not prohibited by the General Radio Regulations to use frequencies in the bands allocated to the fixed services for communication between fixed points.

54 Stat. 1417.

it is recommended:

- a) that a rapid and effective radio communications service be established between control stations of the same lane, either between adjacent stations on the one hand, or between terminal stations on the other. For this purpose, at least two series of frequencies will have to be provided according to the distances to be covered and for day and night operations;
- b) that long distance communications between control stations be strictly reduced to the exchange of messages relating to the security of aircraft and to the regularity of flights;
- c) that each government examine the possibility of providing for the use of fixed service aeronautical stations, suitable frequencies in the bands allocated to the fixed services, which will insure a rapid transmission of the traffic necessary to control stations with which a direct radio communication will be required. The frequencies found to be available as a result of this examination will be placed at the disposal of all. It is expected that the contribution of each country of the frequencies will be proportionate in number to its interest in the service.
- d) that transmissions made by a special aeronautical station and intended for reception by one or more other such stations serving long trans-oceanic air routes and situated at distances appropriate to the propagation characteristics of the frequency band in use at a given time, shall be conducted on the same radio frequency.
- e) that frequencies allocated to routes or frequencies chosen for aeronautical fixed service should not be employed for meteorological messages which might be broadcast more economically in general broadcasts or by other means;
- f) that to this end the countries participating in this Conference should prepare and exchange not later than March 1, 1941, pertinent data which may be of value.

XI

STUDY OF THE NEEDS OF THE AERONAUTICAL SERVICES FOR ADDITIONAL FREQUENCIES

Considering:

- a) that the domestic and international aeronautical services have been marked by a steady growth and that they will undoubtedly continue to expand rapidly;

- b) that it would be desirable to have supplementary data regarding the radio needs of the aeronautical services in the Western Hemisphere;

recommends:

- 1.- that a study should be made with a view of obtaining at the earliest practicable date a reasonable number of additional channels for the aeronautical services, should these additional channels be found necessary;
- 2.- that to this end the countries participating in this Conference should prepare and exchange before March 1, 1941, all pertinent data which may be of value in formulating definite proposals for consideration at the next International Telecommunications Conference.

XII

DIVISION OF TIME IN THE USE OF ROUTE FREQUENCIES

Considering:

that the Inter-continental Route Frequencies are for the joint use by aircraft and aeronautical stations of all countries and the General Radio Regulations of Cairo do not as yet cover all phases of radio operating procedures in the aeronautical services, such as division of operating time in the use of route frequencies;

54 Stat. 1417.

it is recommended:

that a study be made to determine what additional radio regulations should be prescribed for the international aeronautical services; that any additional radio regulations for the aeronautical services be coordinated with the existing regulations both international and of each individual nation governing the mobile services in general.

XIII

STABILIZED TRANSMITTING FREQUENCIES IN THE VARIOUS BANDS

Considering:

54 Stat. 1417.

- 1.- that the new tolerances fixed by the General Regulations of Cairo will probably require the employment of automatic frequency control devices;
- 2.- that the possible use of all the frequencies designated in each band for each intercontinental line would necessitate the provision of a large number of frequencies;

it is recommended:

- a) that as a temporary measure, aircraft transmitters should, if necessary, be capable of transmitting on two fixed frequencies in each band;
- b) that information be exchanged on the methods employed to attain the necessary stability requirements.

XIV

AIRCRAFT RADIO EQUIPMENT (GENERAL).

Considering:

that the joint use of the Intercontinental Route Frequencies introduces new problems of equipment design because of the necessarily more rigid tolerances governing such regulatory matters as frequency stability, band-change, quick frequency shift, etc.

it is recommended:

that the competent aeronautical and radio consultative bodies be asked to prepare appropriate technical and performance recommendations in all matters upon which standardization appears to be desirable and practicable such as for example:

- a) Minimum number of frequency bands which should be covered by aircraft radio equipment and a study of the specific frequency bands to be covered.
- b) Minimum number of stabilized frequencies which should be provided.
- c) Band-change and frequency-change requirements.
- d) Transmitter and receiver calibration standardization.
- e) Minimum transmitter power and receiver sensitivity.

XV

RADIO EQUIPMENT FOR AERONAUTICAL CONTROL STATIONS

It is recommended:

- a) that a study be made of the minimum radio facilities for control stations of air navigation serving the inter-continental air routes;
- b) that there be undertaken an exchange of all information relative to existing installations at each base.

XVI

RADIO AIDS TO AIR NAVIGATION.

STANDARDS OF FIELD STRENGTH AND INTERFERENCE RATIOS.

The Second Inter-American Radio Conference resolves:

- 1.— that the countries of the Western Hemisphere should exchange all available pertinent data on the following subjects:
 - a) Lists of various types of radio aids to air navigation which have been approved for service operation.
 - b) Information on minimum signal intensities required for satisfactory reception of the various types of radio aids to air navigation.

- c) Permissible values of interfering signal strength for the various types of radio aids to air navigation expressed in ratios of desired to undesired signal measured at the minimum signal contour (a) on the same frequency, and (b) on frequencies removed therefrom by specified numbers of kilocycles.
- 2.- that radio aids to air navigation, especially those which are of a one-way or broadcast nature, such as radiobeacons, should maintain the highest possible standards of reliability, stability and quality of emissions.
 - 3.- as far as possible, all nations should reserve the same wave bands for similar types of service in order to simplify radio equipment design and through such standardization extend the geographical limits of usefulness of aircraft radio equipment.
 - 4.- that the power radiated by radio aids to air navigation in the authorized frequencies bands should be consistent with the normal required signal intensity within the area in which it is desired to render service.

XVII

AIR NAVIGATIONAL AIDS.

It is recommended:

that inasmuch as the next world aeronautical radio conference will probably consider the standardization on a world-wide basis of reduced visibility radio landing devices for aircraft, information be exchanged between the governments which have conducted experimentation on devices of this nature, and also between other governments signatory to this agreement.

EXPLANATORY NOTE

The resolutions and new questions dealing with aeronautical communications are the result of discussions which used as a basis some of the recommendations drafted by the Subcommittee of the Third World Conference of Aeronautical Radio Experts which met at Krakow, Poland, in May 1939.

XVIII

AMATEURS (GENERAL).

It is recommended:

- a) Require amateurs operating radiotelephonic services in the band 14000 to 14400 kc to go through a period of preliminary training assuring a minimum of experience in order to insure the efficient use of this band.
- b) Prohibit the employment of amateur stations, both fixed and mobile, from rendering a broadcasting service, and make every effort to limit operations to specific purposes, without invading the sphere of activity that properly belongs to other radio services.

- c) that the organizations of amateurs on the American Continent reach an agreement among themselves through their respective Governments to establish and propose at the next Inter-American Conference a continental plan for the sub-division of the bands among the various types of emission.

ANNEX (See Art. VI).

Ante, p. 1487.

TECHNICAL STANDARDS IN CONNECTION WITH THE SUPPRESSION OF INTERFERENCE CAUSED BY ELECTRICAL APPARATUS.

SUPPRESSION OF INTERFERENCE CAUSED BY ELECTRICAL APPARATUS.

- 1.- Diathermy apparatus, induction field heaters, carrier call systems, and similar non-radio apparatus which uses radio frequency currents as an essential to their operation, may be a serious source of interference to radio-communications.
- 2.- The use of such apparatus has an important place in therapeutics, surgery, industry etc.
- 3.- The radiation of radio energy is not essential to the proper functioning of the apparatus and can be prevented or controlled without impairing the usefulness of the apparatus for its intended purpose.
- 4.- The radiation takes place generally from the output circuit, internal circuits or power supply connection, all of which are essential elements.
- 5.- The extent of the radiation depends upon the operating frequency or frequencies, power, and the design, installation and operating of the apparatus.
- 6.- The radiation through the power supply connection can be prevented by means of a shielded transformer or a line filter. Radiation from the internal circuits can be prevented by means of suitable metallic cases. The radiation from the output circuits can be reduced to a level so as not to cause interference to radio communications by means of suitable metallic shielding, if the shielding encloses the entire apparatus and is of sufficient dimensions that large eddy currents are not produced in the shield. Aluminium foil paper and well-bonded copper screening have been successfully employed for shielding of rooms enclosing diathermy apparatus.
- 7.- The frequencies used for such apparatus may be any frequency in the useful radio spectrum. However, many diathermy units (which cause most long-distance radio interference) operate in frequencies from approximately 10000 to 25000 kilocycles. Operations on other frequencies mainly cause interference to local or moderate distance reception.
- 8.- The usual diathermy machine is essentially a radio transmitter of the self-excited oscillating type and generally uses self-rectifying plate power supply. Due to the inherent instability of the oscillator circuits, and the different uses to which the output circuit is subject, the operating frequency will vary during normal operation over very wide bands, provided automatic frequency control equipment is not incorporated.

- 9.- All diathermy machines designed for the same service can operate on the same frequency without impairing their usefulness, since their operation is not affected by radiation from other machines. Operation on a specific frequency with a very close frequency tolerance is practicable, with little added cost. It is understood that the present design of diathermy equipment has to a great extent gravitated to frequencies above approximately 12 megacycles, hence it is recommended that the subscribing countries consider requiring all diathermy machines to use not more than two frequencies in harmonic relation above 12 megacycles which will not interfere with existing radio assignments. The harmonic relationship between the two frequencies provides a further guarantee against interference to radio-communication.
- 10.- Standards of good engineering practice are believed to be practicable at the present time and consideration of the adoption by the governments of such standards at the earliest practicable date is recommended. The standards should include the following subjects:
 - a) Frequencies to be used.
 - b) Automatic frequency control.
 - c) Frequency stability.
 - d) Type of emission.
 - e) Maximum power output.
 - f) Harmonic radiation to be effectively suppressed.
 - g) Internal circuits to be effectively shielded.
 - h) Radiation from power supply connection to be eliminated.
- 11.- Where diathermy apparatus does not comply with the standards which may be adopted by the subscribing countries should consider the desirability of requiring such apparatus to be operated in a properly shielded room.
- 12.- Such apparatus as carrier call systems and certain types of induction furnaces and similar apparatus using medium or low frequencies should be required to restrict the generation of harmonics and make the necessary test to determine that radiation of signal does not result beyond a prescribed level.
- 13.- The interested administrations will interchange all information concerning the solution of the problem created by the serious interference caused by diathermy apparatus to radio communications

ACUERDO INTERAMERICANO DE RADIOCOMUNICACIONES
DE LA HABANA, 1937.

(REVISION DE SANTIAGO DE CHILE - 1940)

Los Delegados de los países americanos: Argentina, Bolivia, Brasil, Chile, Colombia, Costa Rica, Cuba, República Dominicana, Ecuador, Estados Unidos de Norteamérica, Guatemala, Haití, México, Nicaragua, Panamá, Paraguay, Perú, Uruguay y Venezuela, debidamente autorizados, en representación de las respectivas administraciones, reunidos en la ciudad de Santiago de Chile y constituyendo la Tercera Conferencia Interamericana de Radiocomunicaciones, formulan el presente Acuerdo, que deroga y reemplaza al de La Habana (1937), para ser sometido a la aprobación de sus Gobiernos respectivos.

ARTICULO 1

*Asignacion de Frecuencias Para los Diversos Servicios en el
Continente Americano.*

En el continente americano, la asignación de frecuencias por servicios, establecida por el artículo 7 del Reglamento General de Radiocomunicaciones (El Cairo, 1938), será aplicada con las siguientes modificaciones o adaptaciones específicas:

1 *Banda de frecuencias de 10 a 550 Kc/s.*

a) En la banda de frecuencia de 200 a 400 Kc/s. gozarán de prioridad los servicios aeronáuticos para auxilios a la aeronavegación, incluso la transmisión de informaciones meteorológicas y otras concernientes a la seguridad de las aeronaves en vuelo, sujeta solamente a la prioridad de los servicios marítimos existentes al 1º de Julio de 1938.

b) Con referencia a las disposiciones de los artículos 7 y 21 del Reglamento General de Radiocomunicaciones (El Cairo, 1938), el uso de la frecuencia de 333 Kc/s. no es aplicable a la zona septentrional, excepto en los casos especiales relacionados con vuelos transatlánticos.

2 *Banda de frecuencias de 550 a 1600 Kc/s.*

La banda de frecuencias de 550 a 1600 Kc/s. se asigna exclusivamente a servicios de radiodifusión en el continente americano.

3 *Banda de frecuencias de 1600 a 5000 Kc/s.*

La asignación de frecuencias a los diversos servicios en esta banda se ajustará a las prescripciones del artículo 7 del Reglamento General

de Radiocomunicaciones (El Cairo, 1938), sujeta a la siguiente adaptación específica para el continente americano:

Frecuencia	Zona Septentrional	Zona Central	Zona Meridional
1600-1715	Fijo y Móvil (preferentemente para servicios de policía, y la frecuencia 1638 Kc/s. para radiogoniometría de la aviación)	Fijo y Móvil (incluso aeronáutica frec. 1638 y 1708 Kc/s. para radiogoniometría)	Fijo y Móvil (incluso aeronáutica frec. 1638 y 1708 Kc/s. para radiogoniometría)
1715-1750	Fijo y Móvil (preferentemente para servicios de policía)	a) Fijo y Móvil b) Aficionados (1)	Aficionados (1)
1750-2000	Aficionados	Aficionados	Aficionados
2000-2050	Aficionados	a) Aficionados b) Fijo y Móvil (1)	Fijo y Móvil (1)
2050-2100	Fijo y Móvil	Fijo y Móvil	Fijo y Móvil
2100-2200	Móvil (preferentemente estaciones de barcos)	a) Móvil (preferentemente estaciones de barcos) b) Móvil (exclusivamente estaciones de barcos) (2)	Móvil (exclusivamente estaciones de barcos) (2)
2200-2260	Fijo y Móvil	Fijo y Móvil	Fijo y Móvil
2260-2300	Fijo y Móvil	a) Fijo y Móvil b) Móvil (exclusivamente estaciones de barcos) (2)	Móvil (exclusivamente estaciones de barcos) (2)
2300-2395	Móvil (preferentemente servicios de policía)	a) Móvil (preferentemente servicios de policía) b) Radiodifusión (3)	a) Fijo b) Móvil c) Radiodifusión (4)
2395-2400	Experimentos	a) Experimentos b) Radiodifusión (3)	a) Fijo b) Móvil c) Radiodifusión (4)
2400-2500	Móvil (preferentemente servicios de policía)	Móvil (preferentemente servicios de policía)	a) Fijo b) Móvil c) Radiodifusión (4)
2500-2600	Móvil (preferentemente estaciones costeras)	a) Móvil (preferentemente estaciones costeras) b) Fijos y Móviles (1)	Fijos y Móviles (1)
2600-2634	Aeronáutica y Móvil.	Aeronáutica y Móvil (5)	Aeronáutica y Móvil (5)
2634-2642	Aeronáutica y Móvil (frecuencia entre barcos 2638 Kc/s.)	Aeronáutica y Móvil (5)	Aeronáutica y Móvil (5)
2642-2735	Aeronáutica y Móvil.	Aeronáutica y Móvil (5)	Aeronáutica y Móvil (5)

Frecuencia	Zona Septentrional	Zona Central	Zona Meridional
2735-2740	Móvil (preferentemente entre barcos frec. 2738 Kc/s.)	a) Móvil (preferentemente entre barcos frec. asignada 2738 Kc/s) b) Fijos y Móviles (1)	Fijos y Móviles (1)
2740-2850	Fijo y Móvil	Fijo y Móvil	Fijo y Móvil
2850-3000	Aeronáutica y Móvil.	Aeronáutica y Móvil (5)	Aeronáutica y Móvil (5)
3000-3065	Fijo y Móvil	Fijo y Móvil	Fijo y Móvil
3065-3100	Aeronáutica	Aeronáutica	Aeronáutica
3100-3110	Móvil y Aeronáutica (preferentemente entre aeronaves con frecuencia de llamada 3105 Kc/s.)	Móvil y Aeronáutica (preferentemente entre aeronaves con frecuencia de llamada 3105 Kc/s. (5))	Móvil y Aeronáutica (preferentemente aeronaves con frecuencia de llamada 3105 Kc/s (5))
3110-3150	Móvil	a) Móvil b) Fijos y Móviles (1)	Fijos y móviles (1)
3150-3265	Fijo y Móvil (preferentemente aeronáutica)	Fijo y Móvil (preferentemente aeronáutica) (5)	Fijos y Móviles (preferentemente aeronáutica) (5)
3265-3320	Fijo y Aeronáutico.	Fijo y Aeronáutico (5)	Fijo y Aeronáutico (5)
3320-3440	Fijo y Móvil	Fijo y Móvil	Fijo y Móvil
3440-3485	Fijo y Móvil (preferentemente aeronáutica)	Fijo y Móvil (preferentemente aeronáutica) (5)	Fijo y Móvil (preferentemente aeronáutica) (5)
3485-3500	Experimentos	a) Experimentos b) Fijo y Móvil (1)	Fijo y Móvil (1)
3500-4000	Aficionados	Aficionados	Aficionados
4000-5000	Fijo y Móvil	Fijo y Móvil (6)	Fijo y Móvil

NOTAS

(1) Estas asignaciones serán aplicables a todos los países de Sudamérica situados al sur de Panamá.

(2) Se señala que esta misma asignación ha sido establecida por el Acuerdo Sudamericano de Radiocomunicaciones (Santiago de Chile, 1940), con sus disposiciones adecuadas y es aplicable a todos los países de Sudamérica al sur de Panamá.

(3) La banda de frecuencias 2300 - 2400 Kc/s. es utilizada para la radiodifusión conforme a las prescripciones del Art. 7 § 8 - Parte I inciso 3° b) c) d) (N.os 137, 138 y 139) del Reglamento General de Radiocomunicaciones (El Cairo, 1938) y de acuerdo con la Convención Regional de Radio de Centroamérica, Panamá y la Zona del Canal, suscrita en la ciudad de Guatemala el 8 de Diciembre de 1938, por los siguientes países: Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua, Panamá y Zona del Canal.

(4) La banda de 2300 - 2500 Kc/s. puede ser utilizada para radiodifusión en los países de la América del Sur situados entre los paralelos 5° Sur y 30° Sur, de acuerdo con lo prescripto por el artículo 7°, párrafo 8, parte I inciso 3° a) (N° 136) del Reglamento General de Radiocomunicaciones (El Cairo, 1938).

(5) Asignación provisoria y experimental para todos los países de Sudamérica al sur de Panamá.

(6) Los países de Sudamérica situados al norte del paralelo 5° Sur pueden emplear la banda 4770 - 4900 Kc/s. para servicios de radiodifusión con subordi-

nación a las prescripciones del artículo 7, párrafo 8, parte II inciso 1º a) b) e inciso 3º (N.os 142, 143 y 145) del Reglamento General de Radiocomunicaciones (El Cairo, 1938)

4 *Banda de Frecuencias 5000-30000 Kc/s.*

La asignación de frecuencias a los diversos servicios en esta banda se ajustará a las prescripciones del art. 7 del Reglamento General de Radiocomunicaciones (El Cairo, 1938), sujeta a las siguientes modificaciones:

a) En la Zona Septentrional y en la Zona Central (con exclusión de los países de Sudamérica al Sur de Panamá), la banda de 5500 - 5570 se asigna a los servicios móviles marítimos y la banda de 5570 - 5700 al servicio aeronáutico.

b) En la Zona Septentrional y en la Zona Central (excluidos los países de Sudamérica al sur de Panamá) la banda de 28000 a 30000 Kc/s. se reserva exclusivamente para aficionados.

5 *Banda de frecuencias de 30000-300000 Kc/s.*

a) Esta banda se asigna a los diversos servicios conforme a la orientación establecida en el Apéndice 4 del Reglamento General de Radiocomunicaciones (El Cairo, 1938) con la siguiente modificación:

La banda de frecuencias 112000 - 116000 Kc/s. se asigna a aficionados y la banda de frecuencias 116000 - 118000 Kc/s. a radiodifusión.

b) Cuando el empleo de esta banda de frecuencia sea susceptible de provocar interferencias a los servicios de otro país, se procurará, en lo posible, comunicar a los demás países signatarios los datos de ubicación, potencia, frecuencia y tipo de servicio de la o las estaciones autorizadas a funcionar en estas bandas.

NOTA 1

Con respecto a la asignación de frecuencias establecidas en este artículo, la Delegación de los Estados Unidos de Norteamérica, señala la existencia de la Reserva N° 5 en el Protocolo Final del Reglamento General de Radiocomunicaciones (El Cairo, 1938) en base a las cuales se reserva el derecho de utilizar la banda 21650-21750 tanto para los servicios móviles como para radiodifusión.

NOTA 2

Con respecto a la Nota 6 Artículo 1, las Delegaciones de Brasil, Colombia, Ecuador, Perú y Venezuela, señalan la existencia de las Reservas N.os 2 y 13 en el Protocolo Final del Reglamento General de Radiocomunicaciones (El Cairo, 1938) en base a las cuales fué concluído el Acuerdo Regional de Bogotá (1939), y declaran que aceptan las asignaciones de frecuencias por servicios del Acuerdo Interamericano, en todo lo que no afecta al mencionado Acuerdo Regional de Bogotá, ni a las reservas precitadas.

NOTA 3

En el caso de que, por alguna de las declaraciones precedentes los servicios radioeléctricos de los países participantes en el Acuerdo Interamericano sean molestados, estos países se reservan el derecho de aplicar la Declaración N° 18 del Protocolo Final del Reglamento General de Radiocomunicaciones (El Cairo, 1938)

ARTICULO 2.

Bandas de frecuencias asignadas a los aficionados.

De conformidad con lo establecido en el art. 7 del Reglamento General de Radiocomunicaciones (El Cairo, 1938) se asignan para aficionados las siguientes bandas:

- | | |
|------------------------|---|
| a) 1750 - 2050 Kc/s. | en la Zona Septentrional y en la Zona Central (excluidos de ésta los países de Sudamérica al Sur de Panamá) |
| b) 1715 - 2000 Kc/s. | para la Zona Meridional y los países de Sudamérica al sur de Panamá. |
| c) 3500 - 4000 Kc/s. | para todos los países signatarios del Continente Americano. |
| d) 7000 - 7300 Kc/s. | Id. |
| e) 14000 - 14400 Kc/s. | Id. |
| f) 28000 - 30000 Kc/s. | Id. |
| g) 56000 - 60000 Kc/s. | Id. |

ARTICULO 3

Uso de la frecuencia de 500 Kc/s.

Con referencia a las disposiciones del art. 21 párrafo 4 (3) (N° 485 y 486) del Reglamento General de Radiocomunicaciones, todo el Continente Americano, con excepción de la Bahía de Hudson y la Región Norte de la misma, se considerará como región de tráfico intenso. El empleo de la frecuencia de 500 Kc/s. queda limitado, en consecuencia, a las señales de socorro, de urgencia, de seguridad, de llamada y de respuesta y a la transmisión de radiotelegramas breves y aislados.

ARTICULO 4

Tolerancias de frecuencias.

- 1.—El progreso técnico en lo referente a la estabilización de frecuencias ha llegado a un punto tal que todas las estaciones pueden mantenerse dentro de las tolerancias especificadas en el Apéndice 1 del Reglamento General de Radiocomunicaciones, El Cairo, 1938. (Tabla de Tolerancia de Frecuencias).
- 2.—Se adoptan las tablas de tolerancia de Frecuencias del Reglamento General de Radiocomunicaciones.
- 3.—Las administraciones de los países promoverán el intercambio más amplio por intermedio de sus centros responsables de informaciones concernientes a las estaciones que se aparten excesivamente de su frecuencia asignada. Tales informaciones deberán ser transmitidas con la mayor rapidez posible a fin de que puedan disponerse medidas correctivas inmediatas, mientras el transmisor esté en dificultad.
- 4.—Para los países de Sudamérica el intercambio de informaciones será regidos por las disposiciones del Acuerdo Sudamericano de Radiocomunicaciones.

ARTICULO 5

Irradiaciones no esenciales.

Con el objeto de evitar irradiaciones no esenciales, la elección y manejo de los aparatos de emisión deberán inspirarse en los más recientes progresos de la técnica, adoptándose para tal fin los dictámenes del Comité Consultivo Internacional de Radiocomunicaciones (C.C.I.R.).

Las administraciones participantes acuerdan exigir de las estaciones bajo su jurisdicción que empleen transmisores que estén tan libres como sea posible de toda emisión parásita.

Estas irradiaciones no deben ser de una intensidad tal que causen interferencias en los equipos de recepción de diseño moderno que estén ajustados fuera de la banda de emisión requerida para el tipo de emisión empleada. En el caso de la emisión de tipo A-3 (radiotelefonía) el transmisor no deberá estar modulado más allá de su capacidad de modulación en forma que pueda dar lugar a irradiaciones interferentes parasitarias y en el caso de amplitud de modulación el porcentaje de modulación operatorio no deberá ser inferior a 75% en los picos de frecuente repetición. Deberán adoptarse los medios más adecuados para asegurar que el transmisor no sea modulado en exceso de su capacidad de modulación.

Una irradiación no esencial es cualquier irradiación procedente de un transmisor que se encuentre fuera de la banda de emisión normal para el tipo de transmisión empleada, incluyendo cualquier producto armónico de modulación, golpes de manipulación, oscilaciones parásitas u otros defectos transitorios.

ARTICULO 6

Supresión de interferencias causadas por aparatos eléctricos.

Los países americanos tomarán providencias en el sentido de suprimir o atenuar, lo más posible, las perturbaciones causadas por los aparatos e instalaciones que produzcan, transmitan o utilicen electricidad, capaces de dificultar o perjudicar la recepción de las transmisiones radioeléctricas. (Ver Anexo N° 1) [1]

ARTICULO 7

Servicio de Policía Internacional.

Cuando los países signatarios autoricen a sus estaciones policiales situadas en la proximidad de sus fronteras nacionales el intercambio de informaciones de emergencia con estaciones similares de otro país, se podrán aplicar las siguientes reglas:

- a) Sólo se autorizarán para estos intercambios a las estaciones policiales situadas en la proximidad de las fronteras nacionales.

¹ [Pág. 1522.]

- b) En general, las comunicaciones se concretarán a mensajes de importancia policial de carácter urgente que perderían la oportunidad si fueran cursados por los medios normales de comunicación.
- c) Las frecuencias usadas para comunicaciones radiotelefónicas con unidades móviles de policía no serán empleadas para comunicaciones radiotelegráficas.
- d) Cuando fuere autorizado el intercambio de comunicaciones radiotelefónicas, éstas se efectuarán en las frecuencias asignadas a las respectivas estaciones para el servicio radiotelefónico.
- e) En caso de autorizarse el intercambio de comunicaciones radiotelegráficas, éstas se efectuarán en las siguientes frecuencias:

2804 Kc/s. llamada	5195 Kc/s. llamada durante el día.
2808 Kc/s. operando	5135 Kc/s. operando durante el día
2812 Kc/s. operando	5140 Kc/s. operando durante el día.

- f) Los detalles relativos a las estaciones dedicadas al servicio de policía internacional serán notificados a la Oficina de la Unión Internacional de Telecomunicaciones (Berna) para que todas las estaciones que deseen intercomunicarse estén informadas de las características de operación de cada una de ellas.
- g) El servicio se ajustará en general a las disposiciones del art. 17 del Reglamento General de Radiocomunicaciones (El Cairo, 1938).
- h) Se emplearán, con la mayor amplitud posible, las abreviaturas establecidas en el Apéndice 11 del Reglamento General de Radiocomunicaciones (El Cairo, 1938). Se procurará no emplear el idioma corriente cuando pueda substituirse con las abreviaturas. Se utilizará la indicación de servicio P (indicación de prioridad) para los mensajes que deban ser transmitidos de inmediato y con preferencia a todos los demás. A falta de esta indicación de servicio los mensajes se transmitirán en el orden de recepción.
- i) Los mensajes estarán constituidos por el preámbulo, el texto y la firma, como sigue:
 - 1). *Preámbulo.* Estará constituido por el número de serie precedido por las letras NR; la indicación de servicio que corresponda; la cantidad de palabras contadas de acuerdo con los sistemas normales de las oficinas telegráficas, precedida de la letra "CK"; oficina y país de origen (sin abreviaturas); día del mes y mes; hora de depósito y dirección.
 - 2). *Texto.* Podrá estar redactado en idioma corriente o en clave.
 - 3). *Firma.* Incluirá el nombre y título del remitente del mensaje.

ARTICULO 8

Mensajes de aficionados a terceros.

Los países americanos con el propósito de incrementar las estrechas y amistosas relaciones existentes entre los pueblos de América y cuando las legislaciones internas lo permitan, acuerdan que las estaciones de radioaficionados en sus respectivos países y posesiones podrán cambiar mensajes internacionales emanados de terceras personas; siempre que tales mensajes, sin embargo, sean de un carácter tal que normalmente no serían enviados por ningún otro medio de comunicación eléctrica y con respecto de los cuales no podrá percibirse directa o indirectamente ningún emolumento.

ARTICULO 9

Vigencia, Adhesión y Denuncia.

- 1.- El presente acuerdo entrará en vigor el primero de Julio de mil novecientos cuarenta, para los países que le hubieren dado su aprobación y queda abierto, también, a la adhesión de cualquier otro país americano.
- 2.- Cualquier país que desee ponerle término, deberá denunciarlo, a lo menos, con un año de anticipación.
- 3.- Las aprobaciones, adhesiones y denuncias, deberán comunicarse por vía diplomática, al Gobierno de Chile, el que deberá trasmitirlas a los demás Gobiernos interesados.

En fé de lo cual, los respectivos Plenipotenciarios han firmado sendos ejemplares de este instrumento en español, inglés, portugués y francés, [1] los cuales quedarán depositados en los archivos del Gobierno de Chile, que enviará copia autenticada de ellos, en cada uno de dichos idiomas, a los demás Gobiernos contratantes.

Hecho en la ciudad de Santiago de Chile, a veintiseis días del mes de Enero del año de mil novecientos cuarenta.

ARGENTINA

A. T. COSENTINO

A. G. B. RIVERA

BOLIVIA

ad-referendum ALBERTO VIRREIRA PACCIERI

BRASIL

D. P. RIBEIRO DE LESSA

LAURO AUGUSTO DE MEDEIROS

CHILE

DOMINGO SANTA MARIA

¹ [El Ministro de Relaciones Exteriores de Chile comunicó al Embajador de los Estados Unidos de América en Santiago que por cuanto la República de Haití, única república americana cuyo idioma oficial es el francés, no envió delegación a la Conferencia se omitió redactar un texto en este idioma.]

COLOMBIA

ARMANDO SOLANO
L. TAFUR GARCÉS

COSTA RICA

CUBA

R. DE CASTRO

REPUBLICA DOMINICANA

MAX. LOVATON

ECUADOR

ALBERTO CRESPO ORDOÑEZ

ESTADOS UNIDOS DE AMERICA

R. HENRY NORWEB

GUATEMALA

VIRGILIO RODRÍGUEZ BETETA

HAITI

MEXICO

O. R. SPÍNDOLA
RAF. HERRERA CELIS

NICARAGUA

ALFREDO URZÚA U

PANAMA

PARAGUAY

L. YRRAZÁBAL

PERU

C. A. TUDELA

URUGUAY

C. DE SANTIAGO

VENEZUELA

GILBERTO GHERSI
A. LÓPEZ
J M PÉREZ MACHADO

DECLARACIONES

I

REFERENTE CONVENIO.

LA SEGUNDA CONFERENCIA INTERAMERICANA DE RADIO, al considerar las proposiciones presentadas por algunos de los gobiernos en ella representados y destinados a introducir reformas en la Convención de La Habana, Cuba, en Diciembre de 1937, formula la siguiente:

DECLARACION

Que ratifica plenamente la facultad de la Conferencia para modificar, total o parcialmente, la Convención dentro de las restricciones impuestas por la misma y por el Reglamento anexo;

Que, con el propósito de evitar improvisaciones en instrumentos codificados, los proyectos tendientes a reformar la Convención deben ser estudiados detenidamente y con la antelación necesaria;

Que, consecuente con tal principio, todas las proposiciones, presentadas en la Conferencia actual pasan al estudio de la Conferencia próxima, la cual deberá pronunciarse sobre ellas;

Que, todo nuevo proyecto de reforma a la Convención deberá ser enviado a la Conferencia próxima, por lo menos seis meses antes de que se inicien las correspondientes sesiones, con una breve exposición de motivos;

Que, no obstante los enunciados principios, reconoce la necesidad impostergable de hacer las siguientes aclaraciones a la Convención:

Art. 6: Se reconoce que, en este artículo, el carácter consultivo de la O.I.R. no la autoriza para evacuar consultas o informes, sino solamente para realizar el intercambio de informaciones y facilitar las consultas que los países americanos efectúen entre sí, siempre que estimen conveniente hacerlo por su intermedio.

Art. 7: Se reconoce que la extensión de las atribuciones de la O.I.R. están circunscritas a los trabajos de las Conferencias mismas y a los trabajos consultivos a estas conferencias. La O.I.R. que es, evidentemente, una oficina de intercambio no puede interpretar o tener la iniciativa de la aplicación del convenio, del acuerdo o recomendaciones.

Art. 7 del anexo N° 2: Se reconoce que cada Gobierno puede modificar la categoría en que figura, en cuyo caso la entrada en vigor de la modificación comenzará a hacerse efectiva en el ejercicio anual siguiente al de la notificación.—

Esta Declaración será incluida en el Acta Final de la Segunda Conferencia Interamericana de Radiocomunicaciones.

II

UNIFORMIDAD DE LOS HUSOS HORARIOS Y SEÑALES HORARIAS EN EL
CONTINENTE AMERICANO.

“La Segunda Conferencia Interamericana de Radiocomunicaciones vería con agrado que los Gobiernos americanos que aún no han adherido al Sistema de Husos Horarios (Standard Zone Time) lo hagan dentro de un plazo prudencial y procuren, asimismo, uniformar los sistemas de clave de señales horarias radioeléctricas”.

RECOMENDACIONES

La Segunda Conferencia Interamericana de Radiocomunicaciones, RECOMIENDA

a los países americanos:

I

RADIODIFUSIÓN EN ONDAS CORTAS

Con el objeto de llegar a un acuerdo para el empleo más eficiente de los canales de onda corta en las bandas de frecuencia asignadas a la radiodifusión, 6000 a 28000 Kc/s. la Segunda Conferencia Interamericana de Radiocomunicaciones, tomando en consideración las condiciones existentes en todo el mundo respecto de la radiodifusión en alta frecuencia, recomienda a aquellos países americanos que aún no lo han hecho, reorganizar sus servicios de radiodifusión en onda corta, ajustándose para ésto a las normas más modernas y eficientes de la técnica radioeléctrica.

Basada en los resultados que se alcancen en el curso de dichos estudios en cada país, la próxima Conferencia Interamericana estaría en situación de hacer recomendaciones acerca de asignaciones que cubran las necesidades de cada país de las Américas, procediendo más tarde en una Conferencia Internacional a incorporarlas a la estructura universal de asignaciones.

II

ESTABLECIMIENTO DE PUESTOS DE CONTRALOR

Dar cumplimiento a los artículos 13 y 14 de la Convención Interamericana de Radiocomunicaciones, sobre verificación de las frecuencias mediante el establecimiento de puestos de contralor en cada país y el intercambio directo entre los Gobiernos, o entre dichos puestos, de acuerdo con la práctica administrativa de cada país, de las informaciones técnicas correspondientes.

III

LIBERTAD EN LAS RADIOCOMUNICACIONES

Que, a fin de intensificar las relaciones amistosas existentes entre las naciones americanas, éstas reafirman, en forma recíproca, el principio legítimo de la libertad en las radiocomunicaciones autorizadas para efectuar un servicio público, de acuerdo con las legislaciones vigentes en los respectivos países y con los convenios internacionales sobre la materia.

IV

INTERCAMBIO DE PROGRAMAS SOBRE RADIODIFUSIÓN

Se recomienda que las organizaciones de Radiodifusión de los países interesados, debidamente autorizadas, intercambien con la debida anticipación los programas correspondientes a sus emisiones, sobre todo los relacionados con importantes acontecimientos nacionales o internacionales. En este caso se recomienda hacer uso del telégrafo o del teléfono, si fuere necesario, a fin de asegurar el recibo con tiempo suficiente para la apropiada publicidad y su retransmisión, en cuanto sea posible.

V

SEÑALES DISTINTIVAS PARA ESTACIONES DE RADIODIFUSIÓN EN ONDA CORTA.

Se recomienda a los países americanos, que lo deseen, identificar los distintivos de las estaciones de radiodifusión de onda corta por medio de letras y números. Tal identificación podrá consistir en dos o más letras, que pueden ser seguidas por uno o más números, que indiquen la frecuencia de la transmisión.

Si fuera posible, deberá darse preferencia al uso de tres letras y de tres o cuatro números. En este caso las dos primeras letras identificarían el país; la tercera letra la zona o ciudad y los números la frecuencia en kilociclos por segundo, eliminando la última cifra.

Se recomienda, además, que esta identificación sea transmitida en los idiomas Inglés, Castellano, Portugués y Francés.

VI

INTERCAMBIO DE INFORMACIONES METEOROLÓGICAS

Considerando:

- 1.- Que hasta la fecha no ha sido posible obtener una coordinación efectiva entre todos los países de América para realizar el intercambio adecuado de informaciones meteorológicas, sinópticas;
- 2.- que para arribar a tal resultado es indispensable una coordinación de los servicios meteorológicos y radioeléctricos.

Se recomienda:

- a.- que en oportunidad de celebrarse en Washington en 1941 la reunión conjunta de las Comisiones Regionales III y IV de Meteorología, se realice una reunión mixta de técnicos de los organismos radioeléctricos oficiales a fin de establecer un plan interamericano definitivo sobre las cuestiones vinculadas con la centralización e intercambio de informes meteorológicos y demás problemas conexos;
- b.- que con una anticipación de seis meses los organismos radioeléctricos envíen a las Comisiones Regionales mencionadas informes relativos a sus posibilidades de acuerdo con el cuestionario anexo, como así todo otro dato de posible interés a fin de orientar los trabajos preliminares de las reuniones mixtas.

- c.- Se encarece al Gobierno de Chile poner en conocimiento de las Comisiones Regionales III y IV las presentes recomendaciones.

CUESTIONARIO PARA LA COORDINACION DE TRANSMISIONES DE INFORMACION METEOROLOGICA

OBJETO	POSIBILIDADES INMEDIATAS-	POSIBILIDADES FUTURAS (1)
1.- Número de transmisores radioeléctricos y horarios disponibles. 2.- Ubicación de los mismos. 3.- Bandas de frecuencias de cada transmisor. 4.- Frecuencias de trabajos de los transmisores (incluir todas las frecuencias disponibles para este servicio) 5.- Tipo de control (cristal, etc.) y tipo de emisión (A1, A2, A3.) 6.- Potencia efectiva en antena de los transmisores 7.- Cuantas transmisiones simultáneas pueden efectuarse con los equipos disponibles. 8.- Cuantas recepciones simultáneas pueden efectuarse. 9.- Hora T.M.G. en la que pueden iniciarse diariamente las transmisiones de las observaciones sinópticas de las 12, 18 y 23 ó 24 horas T.M.G. 10.- Tiempo máximo necesario para la transmisión de las observaciones del n° 9.		

(1) Indicar fecha aproximada de su realización.

VII

FRECUENCIAS DE RUTA PROVISTAS POR EL REGLAMENTO GENERAL DE RADIOCOMUNICACIONES

- a) Que se hagan todos los esfuerzos posibles para cambiar, tan pronto sea practicable, los servicios móviles aeronáuticos de las rutas aéreas a las frecuencias que les fueren asignadas por el Reglamento General de Radiocomunicaciones de El Cairo para dichas rutas;
- b) que las frecuencias señaladas en El Cairo para las rutas interamericanas no sean empleadas dentro de las fronteras nacionales con excepción de los casos en que sean usadas para servir rutas aéreas entre países de América;
- c) que todas las instalaciones disponibles en la actualidad para las necesidades de seguridad en los vuelos interamericanos sean mantenidas en funcionamiento hasta ser reemplazadas o que por haberse tomado otras disposiciones adecuadas, ya no sean necesarias.

VIII

FRECUCIAS ADICIONALES IN-FERIORES A 6000 Kc/s. REQUERIDAS
PARA RUTAS AÉREAS INTERCONTINENTALES

- a) ue, en la medida de sus posibilidades, todas las administraciones americanas elijan las mismas frecuencias para ser empleadas durante todo el curso de una ruta intercontinental dada;
- b) que se provean frecuencias de corta distancia para complementar las frecuencias de larga distancia asignadas por el Reglamento General de Radiocomunicaciones a las rutas aéreas intercontinentales con el objeto de asegurar comunicaciones aeronáuticas por rutas a cualquier distancia;
- c) que se provean frecuencias adecuadas para comunicaciones aeronáuticas locales en los terminales de rutas y puertos aéreos intermediários.
- d) que sea permitido, mientras tanto, continuar utilizando las frecuencias de 5692.5, 5405, 3082.5, 2870 y 1638 Kc/s. que actualmente estuvieran asignadas a aeronaves y estaciones aeronáuticas en la ruta interamericana.

IX

COMUNICACIONES ENTRE AERONAVES Y TIERRA

Considerando:

- 1.—Que la institución de una organización de seguridad es esencial (que puede comprender coordinación entre varias entidades, de naturaleza tanto gubernativas como nó gubernativas) comprendiendo servicios para la comunicación por radio, dirección por radio, control de tráfico y la seguridad en la protección de naves aéreas;
- 2.—que resultaría una confusión si, a un mismo tiempo, múltiples estaciones aeronáuticas de tierra tomaran sobre si la responsabilidad de comunicaciones referentes a la seguridad de una aeronave dada, y que esto produciría, además, disturbios en los servicios de radio;
- 3.—que bajo ciertas condiciones podrá ser difícil mantener una vigilancia simultánea sobre más de una frecuencia de radio a bordo de las aeronavés; ;
- 4.—que es necesario economizar en el número de frecuencias que se emplean y en su uso.

Se recomienda:

- a) que cada uno de los caminos para tráfico aéreo que puedan considerarse como constituyentes de una ruta aérea Interamericana, dentro del sentido que se dá a esta expresión en los Reglamentos Generales de El Cairo al definirla con motivo de la distribución de las radio-frecuencias, sea dividida en sectores de Control, siendo asignado cada sector a una estación que sirva tal ruta;

- b) que, en principio, el límite de un sector de control es la mitad de la distancia que separa la estación a que tal Sector pueda estar asignado, de la estación que controle el sector siguiente en el mismo camino aéreo;
- c) que, para un vuelo dado, el punto exacto donde ha de transferirse el control de comunicaciones de una estación a la siguiente será determinado mediante un acuerdo entre las estaciones de tierra respectivas y la aeronave. .

X

COMUNICACION-ES DEL SERVICIO AERONÁUTICO ENTRE PUNTOS FIJOS
Considerando:

- 1.—Que el establecimiento de sectores de control podría requerir el empleo de un servicio fijo adecuado y rápido de comunicaciones entre las estaciones de control;
- 2.—que podría suceder que las frecuencias asignadas a las rutas por el Reglamento General de Radiocomunicaciones no permitirán asegurar el volúmen necesario de tráfico entre puntos fijos, como asimismo, las comunicaciones esenciales de las aeronaves;
- 3.—que el Reglamento General de Radiocomunicaciones no prohíbe el empleo de frecuencias, a los servicios aeronáuticos, dentro de las bandas asignadas a los servicios fijos de comunicación entre puntos fijos.

Se recomienda:

- a) que se establezca un servicio de radiocomunicación rápido y eficiente, entre estaciones de control de un mismo camino aéreo, ya sea entre estaciones adyacentes por una parte o entre estaciones terminales por la otra. Para este objeto, a lo menos dos series de frecuencias tendrán que proveerse según sean las distancias y para las operaciones diurnas y nocturnas;
- b) que las comunicaciones a larga distancia entre estaciones de control sean reducidas estrictamente al cambio de mensajes relacionados con la seguridad de aeronaves y la regularidad de los vuelos;
- c) que cada gobierno examine la posibilidad de proporcionar, para el uso de estaciones aeronáuticas de servicio fijo, frecuencias apropiadas dentro de las bandas asignadas a los servicios fijos, que puedan asegurar una rápida transmisión del tráfico necesario a las estaciones de control con las cuales se requiere una radiocomunicación directa. Las frecuencias que puedan encontrarse disponibles después de este exámen serán puestas a disposición de todos; es de prever que la contribución de cada país para las frecuencias será en número proporcional a sus intereses en el servicio;
- d) que se realicen sobre la misma frecuencia transmisiones de radio emitidas por una estación aeronáutica fija, especialmente designada, y destinadas a ser recibidas por una o más estaciones semejantes, que cubran largas rutas transoceánicas, y situadas a distancias apropiadas a la propagación característica de las frecuencias empleadas en un momento dado;

- e) que las frecuencias asignadas a rutas o las frecuencias elegidas para los servicios fijos aeronáuticos no serán empleadas para despachos meteorológicos que podrían ser difundidos más económicamente en radiodifusiones generales o por otros medios;
- f) que para los fines indicados, los países participantes en esta Conferencia preparen y procedan a intercambiar antes del 1° de Marzo de 1941, todas las informaciones pertinentes que puedan ser de valor.

XI

ESTUDIOS DE LAS FRECUENCIAS NECESARIAS PARA LOS SERVICIOS AERONÁUTICOS.

Considerando:

- a) que los servicios de aeronáutica nacionales o internacionales han demostrado un crecimiento regular y que sin lugar a duda, continuará su expansión rápidamente;
- b) que sería conveniente contar con datos suplementarios concernientes a las necesidades de la radio para los servicios aeronáuticos en el Hemisferio Occidental;

Recomienda:

- 1.— que se lleve a efecto un estudio destinado a obtener en la fecha más próxima que sea practicable fijar, un número razonable de canales adicionales para los servicios de aeronáutica. Si estos canales adicionales fueran considerados necesarios.
- 2.— que con el fin antedicho, los países participantes en esta Conferencia preparen y canjeen antes del 1° de Marzo de 1941 todas las informaciones pertinentes que puedan ser de valor para formular proposiciones definitivas para la consideración en la próxima Conferencia Internacional de Telecomunicaciones.

XII

DIVISIÓN DE TIEMPO EN EL USO DE LAS FRECUENCIAS DE RUTA

Considerando:

Que las frecuencias de rutas intercontinentales están destinadas a ser empleadas conjuntamente por las aeronaves y las estaciones aeronáuticas de todos los países y que el Reglamento General de El Cairo no cubre, hasta ahora, todas las fases de los procedimientos de operaciones de radio en los servicios aeronáuticos, como ser, por ejemplo, la división del tiempo de operación en el uso de las frecuencias de ruta;

Se recomienda:

Que se haga un estudio con el objeto de determinar qué reglamentos adicionales de radio podrían ser dictados para los servicios internacionales de aeronáutica. Que cualquier reglamentación adicional de radio para los servicios aeronáuticos sea coordinada con las reglamentaciones existentes cubriendo los servicios móviles en general, tanto internacionales como individuales de cada país.

XIII

FRECUENCIAS ESTABILIZADAS DE TRANSMISIÓN EN LAS
DIVERSAS BANDAS

Considerando:

- 1.—Que las nuevas tolerancias fijadas por el Reglamento General de El Cairo probablemente harán necesario el empleo de aparatos automáticos para el control de frecuencia;
- 2.—que el empleo posible de todas las frecuencias designadas en cada banda para cada línea intercontinental haría necesario proveer un gran número de frecuencias;

Se recomienda:

- a) que en el carácter de medida temporal, los transmisores de aeronaves deberán estar capacitados, si fuera necesario, para transmitir sobre dos frecuencias fijas en cada banda;
- b) que se proceda a canjear informaciones sobre los métodos que se emplean para alcanzar la estabilidad necesaria.

XIV

EQUIPO DE RADIO PARA AERONAVES (GENERAL).

Considerando:

Que el uso en conjunto de las frecuencias de las rutas intercontinentales trae nuevos problemas de diseño de equipo en vista de las tolerancias, necesariamente más rígidas, que se refieran a tales materias reglamentarias como estabilidad de frecuencia, cambios de banda, alteración rápida de frecuencias, etc.

Se recomienda:

que se pida a los cuerpos consultivos competentes en aeronáutica y radio que preparen recomendaciones adecuadas, técnicas como de funcionamiento, sobre todas las materias en las cuales la standarización sería deseable y practicable, como ser:

- a) Número mínimo de bandas de frecuencia que debiera ser cubierto por equipos radioeléctricos de aeronaves, y un estudio de las bandas específicas que debieran ser cubiertas.
- b) Número mínimo de frecuencias estabilizadas que debieran proveerse.
- c) Requerimientos para cambios de frecuencia y de bandas.
- d) Normas de calibración para transmisores y receptores.
- e) Potencia transmisora mínima y sensibilidad del receptor.

XV

EQUIPOS RADIOELÉCTRICOS PARA ESTACIONES DE CONTROL
DE AERONAVEGACIÓN

Se recomienda:

- a) que se efectúe un estudio respecto a las condiciones del equipo radioeléctrico mínimo para las estaciones de control de navegación aérea que sirven las rutas intercontinentales y,
- b) el intercambio de todas las informaciones relacionadas con las instalaciones ya existentes en cada base.

XVI

DISPOSITIVOS RADIOELÉCTRICOS PARA LA AERONAVEGACIÓN (NORMAS
DE INTENSIDAD DE CAMPO Y MARGEN DE INTERFERENCIAS)

1. Que los países del Hemisferio Occidental procedan a intercambiar todas las informaciones pertinentes de que se disponga sobre las siguientes materias:

- a) Listas de varios tipos de auxilios de radio a la navegación aérea que hayan sido aprobados para operación de servicio.
- b) Informaciones sobre la intensidad mínima de señales requerida para una recepción satisfactoria de los diferentes tipos de dispositivos radioeléctricos para la aeronavegación.—
- c) Indicación de los valores admisibles en la potencia de la señalización interferente, empleable por los diferentes tipos de dispositivos radioeléctricos para la aeronavegación, expresado en un margen que revele la recepción de señales desde el punto “deseable” hasta el punto “no deseable”. Estas observaciones se harán con el mínimum de potencia para señales de servicio y sus contornos (a) sobre la misma frecuencia, y, (b) sobre frecuencias separadas de esa frecuencia por números especificados de kilociclos;

2. que los dispositivos radioeléctricos para aeronavegación, especialmente aquellos que operan en un solo sentido a semejanza de radiodifusión, como ser los radio-faros, deberán mantener las más altas normas de seguridad, estabilidad y calidad de emisión;

3. hasta donde sea posible, todas las naciones deberán reservar las mismas bandas de onda para tipos similares de servicio con el objeto de simplificar el diseño; o de equipo radial y, mediante esta standarización, extender los límites geográficos del aprovechamiento de los equipos de radio en la aeronavegación;

4. que la potencia radiada por los dispositivos radioeléctricos para la aeronavegación dentro de las bandas de frecuencia autorizadas debe ser consistente con la intensidad normal requerida para la señalización, dentro de la región donde se desea imponer tales servicios.

XVII

DISPOSITIVOS RADIOELÉCTRICOS DE SEGURIDAD PARA LAS AERONAVES

Se recomienda:

que siendo probable que la próxima Conferencia Mundial Aeronáutica considere normas mundiales de dispositivos radioeléctricos para aterrizaje de aeronaves con escasa visibilidad, se intercambien informaciones entre las administraciones que hayan experimentado estos dispositivos y también entre las otras administraciones que forman parte de este Acuerdo.

NOTA ACLARATORIA:

Las resoluciones y nuevas cuestiones que se refieren a los servicios aeronáuticos son el resultado de discusiones basadas sobre algunas de las recomendaciones redactadas por la Sub-Comisión de la Tercera Conferencia Mundial de Expertos Aeronáuticos reunida en Cracovia (Polonia) en Mayo de 1939.

XVIII

AFICIONADOS (VARIOS)

- a) Requerir a los aficionados que operen en radiotelefonía en la banda de 14000 a 14400 Kc/s. un período previo de ensayo destinado a asegurar una experiencia mínima, a fin de garantizar el uso eficiente de esta banda.
- b) Prohibir el empleo de estaciones de aficionados, ya sean fijas o móviles, para realizar servicio de radiodifusión, procurando que las mismas se circunscriban a su función específica, sin invadir la esfera de acción que corresponde a otros servicios de radiocomunicaciones.
- c) Que las organizaciones de aficionados del Continente Americano se pongan de acuerdo entre sí por intermedio de las respectivas administraciones para establecer y proponer a la próxima Conferencia Interamericana un plan continental de subdivisión de las bandas para los diversos tipos de emisión.

ANEXO

(Ver artículo N° 6.-)

ALGUNAS NORMAS TÉCNICAS RELACIONADAS CON LA SUPRESIÓN DE INTERFERENCIAS CAUSADAS POR APARATOS ELÉCTRICOS.

- 1.- Aparatos de diatermia, calentadores con campo de inducción, sistemas de llamada con onda portadora, y otros aparatos similares que empleen corriente de radiofrecuencia como algo esencial a su funcionamiento sin ser aparatos de radiocomunicación, pueden llegar a ser una fuente muy seria de interferencias a las radiocomunicaciones.
- 2.- Tales aparatos tienen un lugar destacado en la terapéutica, la cirugía, las industrias, etc.

3.— La irradiación de energía radiofrecuente no es esencial para el funcionamiento de los aparatos mencionados y puede ser impedida o controlada sin disminuir la utilidad de los mismos en cuanto a su finalidad.

4.— La irradiación tiene lugar generalmente en el circuito de alimentación, circuitos interiores o en los contactos con la fuente de energía eléctrica, todos los cuales constituyen elementos esenciales de estos aparatos.

5.— El alcance de la irradiación depende de la frecuencia o frecuencias empleadas, de la potencia, diseño, instalación y manejo del aparato.

6.— La irradiación proveniente de los enchufes o contactos con las fuentes de energía eléctrica puede evitarse por medio de un transformador blindado o un filtro de línea. La irradiación de los circuitos internos puede ser evitada por medio de cajas metálicas apropiadas. La irradiación de los circuitos de alimentación puede ser reducida a un nivel tal que no ocasione perturbaciones a las radiocomunicaciones, por medio de un blindaje metálico adecuado, siempre que el blindaje encierre todo el aparato y sea de dimensiones suficientes para que no se produzcan fuertes corrientes de Foucault en el mismo. Se han empleado con éxito pantallas de papel de aluminio y pantallas de cobre bien unidas para blindar las habitaciones en las cuales funcionan aparatos de diatermia.

7.— Las frecuencias que se emplean para tales aparatos podrían ser cualquiera de las comprendidas en las bandas aprovechables del espectro radial. Sin embargo, muchos equipos de diatermia (precisamente aquellos que más perturbaciones radiales causan a larga distancia) operan con frecuencias de aproximadamente 10000 a 25000 Kc/s. El empleo de frecuencias fuera de esta banda, causa a la recepción perturbaciones más bien de carácter local o a distancias moderadas.

8.— Los aparatos de diatermia comúnmente empleados son esencialmente transmisores de radio del tipo de oscilación auto-excitante y por lo general emplean energía anódica auto-rectificada. Siempre que no se haya incorporado un dispositivo automático de control de frecuencia y aún cuando el aparato funcione normalmente, la frecuencia de operación variará sobre bandas muy amplias debido a la inestabilidad inherente de los circuitos de oscilación, la gran variación de voltaje en el curso de un ciclo de alimentación de energía anódica, y la variación de cargas a que está sometido el circuito de alimentación.

9.— Todas las instalaciones de diatermia destinadas al mismo servicio pueden funcionar en la misma frecuencia sin disminuir su utilidad ya que su funcionamiento no es afectado por irradiaciones de otros aparatos. Es practicable operar sobre una frecuencia específica dentro de una tolerancia de frecuencia muy estrecha y sin encarecer mayormente el equipo. Queda entendido que en la actualidad la tendencia

general en el diseño de los equipos de diatermia es la de emplear frecuencias superiores a 12 megaciclos aproximadamente y por lo tanto, se recomienda que los países contratantes consideren la conveniencia de requerir que todas las instalaciones de diatermia no empleen más de dos frecuencias, las cuales deben ser superiores a 12 megaciclos y estar en relación armónica, evitando de este modo perturbaciones en las frecuencias asignadas a las radiocomunicaciones. El empleo de dos frecuencias en relación armónica, proporciona una garantía aún mayor contra las interferencias a las radiocomunicaciones.

10.— En la actualidad se, estima factible, aplicar normas basadas sobre buenos principios de ingeniería práctica y se recomienda a las administraciones la adopción de tales normas, a la brevedad posible.

Estas normas deben comprender las siguientes materias:

- a) Frecuencias que deben emplearse,
- b) Control automático de frecuencia.
- c) Estabilidad de frecuencia.
- d) Tipo de emisión.
- e) Potencia máxima generada.
- f) Supresión efectiva de irradiaciones armónicas.
- g) Blindaje efectivo de los circuitos internos.
- h) Eliminación de la irradiación proveniente de las fuentes de energía.

11.— En el caso de aparatos de diatermia que no cumplan con las normas que puedan ser adoptadas, los países contratantes deberán considerar la conveniencia de requerir que tales aparatos funcionen sólo en locales debidamente blindados.

12.— Los aparatos destinados a llamados interdomésticos, ciertos tipos de hornos de inducción y otros similares que empleen frecuencias medias o bajas, deberán estar sometidos al requerimiento de restringir la generación de armónicas y deberán ser sometidos a pruebas para comprobar que su irradiación no exceda cierto nivel prefijado.

13.— Las administraciones interesadas intercambiarán todas las informaciones relacionadas con la solución del problema creado por las serias perturbaciones que afectan a los servicios de radiocomunicación.

ACORDO INTERAMERICANO DE RADIOCOMUNICAÇÕES
DA HAVANA - 1937.

(REVISÃO DE SANTIAGO DO CHILE - 1940)

Os Delegados dos países americanos: Argentina, Bolívia, Brasil, Chile, Colômbia, Costa Rica, Cuba, República Dominicana, Equador, Estados Unidos da América, Guatemala, Haiti, México, Nicaragua, Panamá, Paraguai, Perú, Uruguai e Venezuela, devidamente autorizados, em representação das respectivas administrações, reunidos na cidade de Santiago do Chile e constituindo a Terceira Conferência Interamericana de Rádiocomunicações, formulam o presente Acôrdo, que derroga e substitue o da Havana (1937), para ser submetido à aprovação dos seus respectivos Governos.

ARTIGO 1.

Atribuição de Frequências Para os Diversos Serviços no Continente Americano.

No Continente Americano, a atribuição de frequências por serviços, estabelecida pelo Artigo 7 do Regulamento Geral de Radiocomunicações (Cairo, 1938), será aplicado com as seguintes modificações ou adaptações específicas.

1 *Faixa de frequências de 10 a 550 Kc/s.*

a) Na faixa de frequência de 200 a 400 Kc/s. gosarão de primazia os serviços aeronáuticos para auxílios à aeronavegação, inclusive a transmissão de informações meteorológicas e outras concernentes à segurança das aeronaves em vôo, sujeitas unicamente à prioridade dos serviços marítimos existentes em 1º de Julho de 1938.

b) Com referência às disposições dos artigos 7 e 21 do Regulamento Geral de Radiocomunicações (Cario, 1938), o uso da frequência de 333 Kc/s. não é aplicável à zona setentrional, com excepção dos casos especiais relacionados com vôos transatlânticos.

2 *Faixa de frequências de 550 a 1600 Kc/s.*

A faixa de frequências de 550 a 1600 Kc/s. atribue-se exclusivamente a serviços de ráiodifusão no Continente Americano.

3 *Faixa de frequências de 1600 a 5000 Kc/s.*

A atribuição de frequências aos diversos serviços nesta faixa ajustar-se-á às prescrições do Artigo 7 do Regulamento Geral de Radiocomunicações (Cairo, 1938), sujeita à seguinte adaptação específica para o Continente americano:

Frequência	Zona Setentrional	Zona Central	Zona Meridional
1600-1715	Fixo e móvel (preferentemente para serviços de polícia, e a frequência 1638 Kc/s. para radiogoniometria da aviação.)	Fixo e móvel (inclusive aeronáutica frequência 1638 e 1708 Kc/s. para diogoniometria)	Fixo e móvel (inclusive aeronáutica frequência 1638 e 1708 Kc/s. para radiogoniometria).
1715-1750	Fixo e móvel (preferentemente para serviços de polícia)	a) Fixo e móvel b) Amadores (1)	Amadores (1)
1750-2000	Amadores	Amadores	Amadores
2000-2050	Amadores	a) Amadores b) Fixo e móvel (1)	Fixo e móvel (1)
2050-2100	Fixo e móvel	Fixo e móvel	Fixo e móvel
2100-2200	Móvel (preferentemente estações de navios.	a) Móvel (preferentemente estações de navios. b) Móvel (exclusivamente de navios (2)	Móvel (exclusivamente estações de navios (2)
2200-2260	Fixo e móvel	Fixo e móvel	Fixo e móvel
2260-2300	Fixo e móvel	a) Fixo e móvel b) Móvel (exclusivamente estações de navios (2)	Móvel (exclusivamente estações de navios (2)
2300-2395	Móvel (preferentemente serviços de polícia)	a) Móvel (preferentemente serviços de polícia) b) Radiodifusão (3)	a) Fixo b) Móvel c) Radiodifusão (4)
2395-2400	Experimentos	a) Experimentos. b) Radiodifusão (3)	a) Fixo b) Móvel c) Radiodifusão (4)
2400-2500	Móvel (preferentemente serviços de polícia)	Móvel (preferentemente serviços de polícia)	a) Fixo b) Móvel c) Radiodifusão (4)
2500-2600	Móvel (preferentemente estações costeiras)	a) Móvel (preferentemente estações costeiras) b) Fixos e móveis. (1)	Fixos e móveis. (1)
2600-2634	Aeronáutica e móvel.	Aeronáutica e móvel (5)	Aeronáutica e móvel (5)
2634-2642	Aeronáutica e móvel (frequência entre navios 2638 Kc/s.)	Aeronáutica e móvel (5)	Aeronáutica e móvel (5)
2642-2735	Aeronáutica e móvel.	Aeronáutica e móvel (5)	Aeronáutica e móvel (5)

Frequência	Zona Setentrional	Zona Central	Zona Meridional
2735-2740	Móvel (preferentemente entre navios frequên. 2738 Kc/s.)	a) Móvel (preferentemente entre navios frequência atribuída 2738 Kc/s.) b) Fixos e móveis (1)	Fixos e móveis. (1)
2740-2850	Fixo e móvel	Fixo e móvel	Fixo e móvel
2850-3000	Aeronáutica e móvel	Aeronáutica e móvel (5)	Aeronáutica e móvel (5)
3000-3065	Fixo e móvel	Fixo e móvel	Fixo e móvel
3065-3100	Aeronáutica	Aeronáutica	Aeronáutica
3100-3110	Móvel e Aeronáutica (pref. entre aeronaves com frequência de chamada 3105 Kc/s.)	Móvel e Aeronáutica (pref. entre aeronaves com freq. de chamada 3105 Kc/s. (5)	Móvel e Aeronáutica (preferentemente aeronaves com frequência de chamada 3105 Kc/s) (5)
3110-3150	Móvel	a) Móvel b) Fixos e Móveis (1)	Fixos e móveis (1)
3150-3265	Fixo e móvel (pref. aeronáutica)	Fixo e móvel (pref. aeronáutica) (5)	Fixos e móveis (preferentemente aeronáutica) (5)
3265-3320	Fixo e Aeronáutica	Fixo e Aeronáutico (5)	Fixo e aeronáutico (5)
3320-3400	Fixo e Móvel	Fixo e Móvel	Fixo e Móvel
3440-3485	Fixo e Móvel (preferentemente aeronáutica)	Fixo e Móvel (preferentemente aeronáutica) (5)	Fixo e Móvel (Preferentemente aeronáutica) (5)
3485-3500	Experiências	a) Experiências b) Fixo e Móvel (1)	Fixo e Móvel (1)
3500-4000	Amadores	Amadores	Amadores
4000-5000	Fixo e Móvel	Fixo e Móvel (6)	Fixo e Móvel

NOTAS:

(1) Estas atribuições serão aplicáveis a todos os países da América do Sul situados ao sul do Panamá.

(2) Chama-se a atenção de que esta mesma atribuição foi estabelecida pelo Acôrdo Sulamericano de Radiocomunicações (Santiago do Chile, 1940), com as suas disposições adequadas e sendo aplicável a todos os países da América do Sul ao sul do Panamá.

(3) A faixa de frequências de 2300-2400 Kc/s. é utilizada para a radiodifusão conforme às prescrições do Art. 7 § 8 - Parte I inciso 3º b) e) d) (nºs. 137, 138 e 139) do Regulamento Geral de Radiocomunicações (Cairo, 1938) e de acôrdo com a Convenção Regional de Radio da América Central, Panamá e a Zona do Canal, assinada na cidade de Guatemala em 8 de Dezembro de 1938, pelos seguintes países: Costa Rica, República do Salvador, Guatemala, Honduras, Nicaragua, Panamá e Zona do Canal.

(4) A faixa de 2300-2500 Kc/s. pode ser utilizada para radiodifusão nos países da América do Sul situados entre os paralelos 5º Sul e 30º Sul, de acôrdo com o disposto pelo Artigo 7º, § 8, Parte I inciso 3º a) (nº 136) do Regulamento Geral de Radiocomunicações (Cairo, 1938)

(5) Atribuição provisória e experimental para todos os países da América do Sul ao sul do Panamá.

(6) Os países da América do Sul situados ao norte do paralelo 5° Sul podem empregar a faixa 4770-4900 Kc/s. para serviços de radiodifusão com subordinação às prescrições do Artigo 7º, § 8, Parte II Inciso 1º a) b) e Inciso 3º (n.ºs. 142, 143 e 145) do Regulamento Geral de Radiocomunicações (Cairo, 1938.)

4 *Faixa de frequências 5000-30000 Kc/s.*

A atribuição de frequências aos diversos serviços nesta faixa ajustar-se-á às prescrições do Art. 7 do Regulamento Geral de Radiocomunicações (Cairo, 1938), sujeita às seguintes modificações:

a) Na Zona Setentrional e na Zona Central (com exclusão dos países da América do Sul ao sul de Panamá), a faixa de 5500 - 5570 se atribue aos serviços móveis marítimos e a faixa de 5570 - 5700 ao serviço aeronáutico.

b) Na Zona Setentrional e na Zona Central (excluídos os países de América do Sul ao sul de Panamá) a faixa de 28000 a 30000 Kc/s. reserva-se exclusivamente para amadores.

5 *Faixa de frequências de 30000 a 300000 Kc/s.*

a) Esta faixa atribue-se aos diversos serviços conforme à orientação estabelecida no Apêndice 4 do Regulamento Geral de Radiocomunicações (Cairo, 1938) com a seguinte modificação:

A faixa de frequências 112000 - 116000 Kc/s. atribue-se a amadores e na faixa de frequências 116000 - 118000 Kc/s. à radiodifusão.

b) Quando o emprego desta faixa de frequência fôr suscetível de provocar interferências aos serviços de outro país, procurar-se-á, na medida do possível, comunicar aos demais países signatários os dados de localização, potência, frequência e tipo de serviço da ou das estações autorizadas a funcionar nestas faixas.

NOTA 1

Com respeito à designação de frequências estabelecidas neste artigo, a Delegação dos Estados Unidos da América do Norte, chama a atenção para a existência da Reserva nº 5 no Protocolo Final do Regulamento Geral de Radiocomunicações (Cairo, 1938) segundo as quais se reserva o direito de utilizar a faixa 21650 - 21750 tanto para os serviços móveis como para radiodifusão.

NOTA 2

Com respeito à Nota 6, Artigo 1º, as Delegações do Brasil, Colômbia, Equador, Perú e Venezuela, chamam a atenção para a existência das Reservas n.ºs. 2 e 13 no Protocolo Final do Regulamento Geral de Radiocomunicações (Cairo, 1938) sobre cujas bases foi concluído o Acórdo Regional de Bogotá (1939), e declaram que aceitam as atribuições de frequências por serviços do Acórdo Interamericano, em tudo quanto não afetem ao precitado Acórdo Regional de Bogotá, nem as reservas antes citadas.

NOTA 3.

Para o caso de serem afetados os serviços radioelétricos dos países participantes no Acórdo Interamericano, por alguma das declarações precedentes, reservam-se estes países o direito de aplicarem a Declaração nº 18 do Protocolo Final do Regulamento Geral de Radiocomunicações (Cairo, 1938)

ARTIGO 2.

Faixas de frequências designadas aos amadores.

De conformidade com o estabelecido no Artigo 7º do Regulamento Geral de Radiocomunicações (Cairo, 1938), designam-se para amadores as seguintes faixas:

- | | | |
|----|---------------------|---|
| a) | 1750 - 2050 Kc/s. | na Zona Setentrional e na Zona Central (excluídos desta os países sulamericanos ao sul do Panamá) |
| b) | 1715 - 2000 Kc/s | Para a Zona Meridional e os países sulamericanos ao Sul do Panamá. |
| c) | 3500 - 4000 Kc/s. | Para todos os países signatários do Continente Americano. |
| d) | 7000 - 7300 Kc/s. | id. |
| e) | 14000 - 14400 Kc/s. | id. |
| f) | 28000 - 30000 Kc/s. | id. |
| g) | 56000 - 60000 Kc/s. | id. |

ARTIGO 3.

Uso da frequência de 500 Kc/s.

Com referência às disposições do Art. 21, § 4 (3) (nº 485 e 486) do Regulamento Geral de Radiocomunicações, todo o Continente Americano, com exceção feita da Bahia de Hudson e da Região norte da mesma, considerar-se-á como região de tráfego intensivo. O emprego da frequência de 500 Kc/s. fica, em consequência, limitado aos sinais de auxílio, de urgência, de segurança, de chamada e de resposta e à transmissão de radiotelegramas breves e isolados.

ARTIGO 4.

Tolerâncias de frequências.

1. O progresso técnico no referente à estabilização de frequências chega a um ponto tal que todas as estações podem manter-se dentro das tolerâncias especificadas no Apêndice 1 do Regulamento Geral de Radiocomunicações (Cairo, 1938). (Tabela de Tolerância de Frequências).

2. Adeptam-se as tabelas de tolerância de Frequências do Regulamento Geral de Radiocomunicações.

3. As administrações dos países promoverão o intercâ bio mais amplo por intermédio de seus centros responsáveis de informações concernentes às estações que se afastem excessivamente da sua frequência designada. Tais informações transmitir-se-ão com a maior presteza possível afim de poder dispôr medidas correctivas, para o transmissor que se achar em dificuldades.

4. Para os países da América do Sul, o intercâ bio de informações será regido pelas disposições do Acôrdo Sulamericano de Radiocomunicações.

ARTIGO 5.

Irradiações não essenciais.

Com o fim de evitar irradiações não essenciais, a escolha e manejo de aparelhos de emissão deverão inspirar-se nos mais recentes progressos da técnica, adoptando para tal fim os dictâmens do Comité Consultivo Internacional de Radiocomunicações (C.C.I.R.)

As administrações participantes resolvem exigir das estações sob sua jurisdição que empreguem transmissores que estejam tão livres quanto possível de toda emissão parasita.

Estas irradiações não deverão ser de uma intensidade tal que causem interferências nos equipamentos de recepção de desenho moderno que estejam ajustados fora da faixa de emissão requerida para o tipo da emissão empregada. No caso da emissão de tipo A-3 (radiotelefonía) o transmissor não deverá estar modulado além da sua capacidade de modulação, de maneira que possa dar lugar a irradiações interferentes parasitárias e no caso de amplitude de modulação, a percentagem de modulação operatória não deverá ser inferior a 75% nos picos de frequente repetição. Deverão adoptar-se meios mais adequados para assegurar que o transmissor não seja modulado em excesso da sua capacidade de modulação.

Uma irradiação não essencial é qualquer irradiação procedente de um transmissor que se ache fora da faixa de emissão normal para o tipo de transmissão empregada, incluindo qualquer produto armónico de modulação, golpes de manipulação, oscilações parasitas ou outros defeitos transmitórios.

ARTIGO 6.

Supressão de interferências causadas por aparelhos eléctricos

Os países americanos tomarão providências no sentido de suprimir ou atenuar, o mais possível, as perturbações causadas pelos aparelhos e instalações que produzam, transmitam ou utilizem electricidade, capazes de dificultar ou prejudicar a recepção das transmissões radioelétricas. (Vice Anexo nº 1.) [1]

ARTIGO 7.

Serviço de Polícia Internacional.

Quando os países signatários autorizem as suas estações policiaes situadas na proximidade de suas fronteiras nacionais o intercâmbio de informações de emergência com estações similares de outro país, poder-se-ão aplicar as seguintes regras:

a) Só se autorizam para estes intercâmbios às estações policiaes situadas na proximidade das fronteiras nacionais.

b) Em geral, as comunicações concretar-se-ão a mensagens de importância policial de carácter urgente que perderiam a oportunidade se fossem transmitidas pelos meios normais de comunicação.

¹ [P. 1544.]

c) As frequências usadas para comunicações rádiotelefônicas com unidades móveis de polícia não serão empregadas para comunicações rádiotelegráficas.

d) Quando fôr autorizado o intercâmbio de comunicações radio-telefônicas, estas se efetuarão nas frequências atribuídas às respectivas estações para o serviço radiotelefônico.

e) No caso de autorizar-se o intercâmbio de comunicações radio-telegráficas, estas se efetuarão nas seguintes frequências:

2804 Kc/s. chamada	5195 Kc/s. chamada durante o dia.
2808 Kc/s. operando	5135 Kc/s. operando durante o dia.
2812 Kc/s. operando	5140 Kc/s. operando durante o dia.

f) Os detalhes relativos às estações dedicadas ao serviço de polícia internacional serão notificados à Repartição da União Internacional de Telecomunicações (Berna) para que todas as estações que desejem intercomunicar-se estejam informadas das características de operação de cada uma delas.

g) O serviço ajustar-se-á em geral às disposições do Art. 17 do Regulamento Geral de Radiocomunicações (Cairo, 1938).

h) Empregar-se-ão, com a maior amplitude possível, as abreviaturas estabelecidas no Apêndice 11 do Regulamento Geral de Radiocomunicações (Cairo, 1938). Procurar-se-á não empregar a língua corrente quando se possa substituir pelas abreviaturas. Utilizar-se-á a indicação de serviço P (indicação de primacia) para mensagens que devam ser transmitidas imediatamente e com preferência a todos os demais. À falta desta indicação de serviço, as mensagens se transmitirão na ordem de recepção.

i) As mensagens estarão constituídas pelo preâmbulo, o texto e a assinatura, na forma indicada a seguir:

1) *Preâmbulo*. Estará constituído pelo número de série precedido pelas letras NR; a indicação de serviço que corresponda; o número de palavras contadas de acôrdo com os sistemas normais das repartições telegráficas, precedido da letra "CK"; repartição e país de origem (sem abreviaturas); dia do mês e mês; hora de depósito e enderêço.

2) *Texto*. Poderá estar redigido em língua corrente ou em cifra.

3) *Assinatura*. Incluirá o nome e título do remetente da mensagem.

ARTIGO 8.

Mensagens de amadores a terceiros.

Os países americanos, com o intuito de incrementar as estreitas e amistosas relações existentes entre os povos de América e quando as legislações internas o permitam, concordam em que as estações de rádio-amadores, nos seus respectivos países e possessões poderão trocar mensagens internacionais emanadas de terceiras pessoas; sempre que tais mensagens, entretanto, sejam de caráter tal que, normalmente,

não seriam enviadas por nenhum outro meio de comunicação elétrica e em respeito às quais não se poderá cobrar, direta ou indiretamente, nenhum emolumento.

ARTIGO 9.

Vigência, Adesão e Denúncia.

1. O presente acôrdo entrará em vigência em primeiro de Julho de milnovecentos e quarenta, para os países que lhe tenham dado a sua aprovação ficando, também, aberto à adesão de qualquer outro país americano.
2. Qualquer país que deseje pôr-lhe termo, deverá denunciá-lo, pelo menos, com um ano de antecedência.
3. As aprovações, adesões e denúncias deverão comunicar-se por via diplomática, ao Govêrno do Chile, o qual deverá transmiti-las, por sua vez, aos demais Govêrnos interessados.

Em fe do que os respectivos Plenipotenciarios firmaram exemplares deste instrumento em espanhol, ingles, portugues, e frances, [2] os quais ficarão depositados nos arquivos do Governo do Chile, que enviara copia autenticada deles, em cada uma das mencionadas linguas, aos demais Governos contratantes.

Feito na cidade de Santiago do Chile, aos vinte e seis dias do mes de Janeiro de mil novecentos e quarenta.

ARGENTINA

A T. COSENTINO
A G B RIVERA

BOLIVIA

ad-referendum ALBERTO VIRREIRA PACCIERI

BRASIL

D. P. RIBEIRO DE LESSA
LAURO AUGUSTO DE MEDEIROS

CHILE

DOMINGO SANTA MARIA.

COLOMBIA

ARMANDO SOLANO
L. TAFUR GARCÉS

COSTA RICA

CUBA

R. DE CASTRO

REPUBLICA DOMINICANA

MAX. LOVATÓN

ECUADOR

ALBERTO CRESPO ORDÓÑEZ

* [O Ministro das Relações Exteriores do Chile informou ao Embaixador dos Estados Unidos da América em Santiago que por tanto que Haiti, a unica República americana na que o francês é o idioma official, não enviou uma delegação á Conferência, não se preparou nenhum texto no idioma francês.]

ESTADOS UNIDOS DE AMERICA
R. HENRY NORWEB

GUATEMALA
VIRGILIO RODRÍGUEZ BETETA

HAITI

MEJICO
O. R. SPÍNDOLA
RAF. HERRERA CELIS

NICARAGUA
ALFREDO URZÚA U

PANAMA

PARAGUAY
L. YRRAZÁBAL

PERU
C. A. TUDELA

URUGUAY
C. DE SANTIAGO

VENEZUELA
GILBERTO GHERSI
A. LÓPEZ
J M. PÉREZ MACHADO

DECLARAÇÕES

I

REFERÊNTE AO CONVÊNIO.

A SEGUNDA CONFERENCIA INTERAMERICANA DE RADIO, ao considerar as proposições apresentadas por alguns dos governos nela representados e destinadas a introduzir reformas na Convenção da Havana, Cuba, em Dezembro de 1937, formula a seguinte:

DECLARAÇÃO

Que ratifica plenamente a faculdade da Conferência para modificar, total ou parcialmente, a Convenção dentro das restrições impostas pela mesma e pelo Regulamento anexo;

Que, no intuito de evitar improvisações em instrumentos codificados, os projetos tendentes a reformar a Convenção devem ser estudados detidamente e com a necessária antecedência;

Que, consequente com tal princípio, todas as proposições, apresentadas na Conferência atual, passam ao estudo da Conferência próxima, a qual deverá pronunciar-se sobre elas;

Que, todo novo projeto de reforma à Convenção deverá ser remetido à próxima Conferência, pelo menos seis meses antes do início das correspondentes sessões, acompanhados duma breve exposição de motivos;

Que, não obstante os enunciados princípios, reconhece a necessidade impostergável de fazer as seguintes esclarecimentos à Convenção:

Art. 6: Reconhece-se que, neste artigo, o caráter consultivo da O.I.R. não autoriza a evacuar consultas ou informes, senão unicamente com o fim de efetuar o intercâmbio de informações e suministrar as consultas que os países americanos efetuem entre sí, sempre que estimem conveniente fazê-lo pelo seu intermédio.

Art. 7: Reconhece-se que a extensão das atribuições da O.I.R. estão circunscritas aos trabalhos consultivos a estas conferências. A O.I.R. que é, evidentemente, uma Repartição de intercâmbio, não pode interpretar ou ter a iniciativa da aplicação do convênio, do acôrdo ou das recomendações.

Art. 7 do anexo nº 2: Reconhece-se que cada Governo pode modificar a categoria em que figura, em cujo caso começará a fazer-se efetiva a entrada em vigência da modificação no exercício anual seguinte ao da notificação.

Esta Declaração será incluída na Acta Final da Segunda Conferência Interamericana de Radiocomunicações.

II

UNIFORMIDADE DOS FUSOS HORÁRIOS E SINAIS HORÁRIOS NO CONTINENTE AMERICANO.

“A Segunda Conferência Interamericana de Radiocomunicações veria com agrado que os Governos americanos que ainda não tenham aderido ao Sistema de Fusos Horários (Standard Zone Time), o façam dentro dum prazo prudencial e procurem, ao mesmo tempo, uniformar os sistemas de cifra de sinais horários radioelétricos.

RECOMENDAÇÕES

A Segunda Conferencia Interamericana de Radiocomunicações,

RECOMENDA

aos países americanos:

I

RADIODIFUSÃO EM ONDAS CURTAS

Com o intuito de chegar a um acôrdo quanto ao emprego mais eficiente dos canais de onda curta nas faixas de frequência atribuídas à radiodifusão, 6000 a 28000 Kc/s., a Segunda Conferência Interamericana de Radiocomunicações, tomando em consideração as condições existentes em todo o mundo com respeito à radiodifusão em alta frequência, recomenda a aquêles países americanos que ainda não o tenham feito, a reorganização dos seus serviços de radiodifusão em onda curta, ajustando-se nisto às normas mais modernas e eficientes da técnica radioelétrica.

Baseada nos resultados que alcançem no curso dos aludidos estudos em cada país, a próxima Conferência Interamericana estaria em condições de fazer recomendações no que diz respeito às atribuições que satisfagam às necessidades de cada país das Américas, procedendo mais adiante numa Conferência Internacional a incorporá-las à estrutura universal de atribuições.

II

ESTABELECIMENTO DE POSTOS DE CONTROLE

Dar cumprimento aos artigos 13 e 14 da Convenção Interamericana de Radiocomunicações no referente à verificação das frequências mediante o estabelecimento de postos de Controle em cada país e a permuta direta entre os Governos, ou entre os aludidos postos, de acôrdo com a prática administrativa de cada país, das informações técnicas correspondentes.

III

LIBERDADE NAS RADIOCOMUNICAÇÕES.

Que, afim de intensificar as relações amistosas existentes entre as nações americanas, estas reafirmem, em forma recíproca, o princípio legítimo da liberdade nas radiocomunicações autorizadas para efetuar um serviço público, de acôrdo com as legislações vigentes nos respectivos países e com os convênios internacionais sôbre a matéria.

IV INTERCÂMBIO DE PROGRAMAS SÔBRE RADIODIFUSÃO.

Recomenda-se que os organismos de radiodifusão dos países interessados, devidamente autorizados, permutem com a devida antecipação

os programas correspondentes às suas emissões, sobre tudo os relacionados com importantes acontecimentos nacionais e internacionais. Nêste caso, recomenda-se fazer uso do telégrafo ou do telefone, se fôr necessário, afim de assegurar o recebimento com tempo suficiente para a apropriada publicidade e sua retransmissão, em quanto seja possível.

V SINAIS DISTINTIVOS PARA ESTAÇÕES DE RADIODIFUSÃO EM ONDA CURTA.

Recomenda-se aos países americanos, que o desejem, identificar os distintivos das estações de radiodifusão de onda curta por médio de letras e números. Tal identificação poderá consistir em duas ou mais letras, que podem ser seguidas por um ou mais algarismos, que indiquem a frequência de transmissão.

Se fôr possível, dar-se-á preferência ao uso de tres letras e de tres ou quatro algarismos. Nêste caso, as duas primeiras letras identificarão o país; a terceira letra, a zona ou cidade, e os algarismos, a frequência em kilociclos por segundo, eliminando a última cifra.

Recomenda-se, além disso, que esta identificação seja transmitida nas linguas inglêsa, espanhola, portuguesa e francesa.

VI

INTERCÂMBIO DE INFORMAÇÕES METEOROLÓGICAS.

Considerando:

1. Que até hoje não foi possível obter uma coordenação efetiva entre todos os países da América para realizar o intercâmbio adequado de informações meteorológicas, sinópticas;
2. que para chegar a tal resultado, é indispensável uma coordenação dos serviços meteorológicos e radioelétricos;

Recomenda-se:

- a) Que na ocasião de celebrar-se, em Washington, em 1941, a reunião conjunta das Comissões Regionais III e IV de meteorologia, se realize uma reunião mixta de técnicos dos organismos radioelétricos oficiais afim de estabelecer um plano interamericano definitivo sobre as questões vinculadas com a centralização e intercâmbio de informações meteorológicas e demais problemas conexos.
- b) que, com uma antecipação de seis meses, os organismos radioelétricos remetam às Comissões Regionais mencionadas, informações relativas às suas possibilidades, de acôrdo com o questionário anexo, como também qualquer outro dado de possível interêsse, afim de orientar os trabalhos preliminares das reuniões. mixtas.
- c) Encarece-se ao Govêrno do Chile levar ao conhecimento das Comissões Regionais III e IV as presentes recomendações.

QUESTIONARIO PARA A COORDENAÇÃO DE TRANSMISSÕES DE INFORMAÇÕES
METEOROLÓGICAS.

OBJETO	POSSIBILIDADES IMEDIATAS	POSSIBILIDADES FUTURAS (1)
1. Número de transmissores radioelétricos e horários disponíveis.		
2. Localização dos mesmos		
3. Faixas de frequências de cada transmissore.		
4. Frequências de trabalhos de transmissores (incluir todas as frequências disponíveis para este serviço.)		
5. Tipo de controle (cristal, etc.) e tipo de emissão (A-1, A-2, A-3)		
6. Potência efetiva em antena dos transmissores.		
7. Quantas transmissões simultâneas podem efetuar-se com as equipamentos disponíveis.		
8. Quantas recepções simultâneas podem efetuar-se.		
9. Hora T.M.G. na qual podem iniciar-se diariamente as transmissões das observações sinópticas das 12, 18 e 23 ou 24 horas T.M.G.		
10. Tempo máximo necessário para a transmissão das observações nº 9.		

(1) Indicar data aproximada da sua realização.

VII

FREQUÊNCIAS DE ROTA PREVISTAS PELO REGULAMENTO GERAL DE RADIOCOMUNICAÇÕES

- a) Que se façam todos os esforços possíveis para mudar tão pronto seja praticável, os serviços móveis aeronáuticos das rotas aéreas para as frequências que lhes foram atribuídas pelo Regulamento Geral de Radiocomunicações do Cairo para as mencionadas rotas.
- b) Que as frequências determinadas no Cairo para as rotas interamericanas não sejam empregadas dentro das fronteiras nacionais, com exceção dos casos em que sejam utilizadas para servir rotas aéreas entre países da América;
- c) que todas as instalações disponíveis na atualidade para as necessidades de segurança nos vôos interamericanos sejam mantidas em funcionamento até serem substituídas, ou que, em vista de se haver tomado outras disposições adequadas, já não sejam necessárias.

VIII

FREQUÊNCIAS ADICIONAIS INFERIORES A 6000 Kc/s. PARA ROTAS AÉREAS INTERCONTINENTAIS.

- a) Que, na medida das suas possibilidades, todas as administrações americanas escolham/° frequências para serem empregadas durante todo o curso duma rota intercontinental determinada;

(/° as mesmas)

- b) que se disponham frequências de curta distância para complementar as frequências de longa distância atribuídas pelo Regulamento Geral de Radiocomunicações às rotas aéronáuticas intercontinentais com o objeto de assegurar comunicações aeronáuticas por rotas a qualquer distância;
- c) que se provejam frequências adequadas para comunicações aeronáuticas locais nos terminais de rotas e portos aéreos intermediários;
- d) que seja permitido, no entretanto, continuar utilizando as frequências de 5692,5, 5405, 3082,5, 2870 e 1638 Kc/s. que atualmente estiveram atribuídas a aeronaves e estações aeronáuticas na rota interamericana.

IX

COMUNICAÇÕES ENTRE AERONAVES E TERRA.

Considerando:

1. Que a instituição de uma organização de segurança é essencial (que pode compreender a coordenação entre várias entidades, de natureza tanto governamentais como não governamentais), compreendendo serviços para a comunicação por rádio, direção por rádio, controle do tráfego e segurança na proteção de naves aéreas;
2. que resultaria uma confusão se, a um mesmo tempo, uma multiplicidade de estações aeronáuticas de terra tomaram para si a responsabilidade de comunicações referentes à segurança duma aeronave determinada, e que isto produziria, além disso, perturbações nos serviços de rádio;
3. que, sob certas condições, poderá ser difícil manter uma vigilância simultânea sobre mais duma frequência de rádio a bordo das aeronaves;
4. que é necessário economizar no número de frequências que se empregam e no seu uso;

Recomenda-se:

- a) Que cada uma das vias para tráfego aéreo que possam considerar-se como constituintes duma rota aérea Interamericana, dentro do sentido que se dá a este termo nos Regulamentos Gerais do Cairo ao defini-lo com motivo da distribuição das rádio-frequências, seja dividida em setores de Controle, sendo atribuído cada setor a uma estação que sirva tal rota.
- b) que, em princípio, o limite dum setor de controle é a metade da distância que separa a estação à que tal setor possa estar atribuído, da estação que controle o setor seguinte na mesma via aérea;
- c) que, para um determinado vôo, o ponto exato onde transferir-se-á o controle de comunicações duma estação à seguinte, será determinado mediante um acôrdo entre as estações de terra respectivas e a aeronave.

X

COMUNICAÇÕES DO SERVIÇO AERONÁUTICO ENTRE PONTOS FIXOS.

Considerando:

1. Que o estabelecimento de setores de controle poderia requerer o emprego dum serviço fixo adequado e rápido de comunicações entre as estações de controle;
2. que poderia acontecer que as frequências atribuídas às rotas pelo Regulamento Geral de Radiocomunicações não permitirão assegurar o volume necessário de tráfego entre pontos fixos, como também, as comunicações essenciais das aeronaves;
3. que o Regulamento Geral de Radiocomunicações não proíbe o emprego de frequências, aos serviços aeronáuticos, dentro das faixas atribuídas aos serviços fixos de comunicação entre pontos fixos;

Recomenda-se:

- a) que se estabeleça um serviço de radiocomunicação rápido e eficiente, entre estações de controle dum mesma via aérea, por uma parte, entre estações adjacentes, e por outra, entre estações terminais. Para tal objeto, pelo menos duas séries de frequências terão de se prover, segundo as distâncias, e para as operações diurnas e noturnas.
- b) Que as comunicações a longa distância entre estações de controle sejam reduzidas estritamente à permuta de mensagens relacionadas com a segurança de aeronaves e a regularidade dos vôos;
- c) que cada governo examine a possibilidade de proporcionar, para o uso de estações aeronáuticas de serviço fixo, frequências apropriadas dentro das faixas atribuídas aos serviços fixos, que possam assegurar uma rápida transmissão do tráfego necessário às estações de controle com as quais se requer uma radiocomunicação direta. As frequências que possam encontrar-se disponíveis depois deste exame, serão postas à disposição de todos; é de se prever que a contribuição de cada país para as frequências será num número proporcional aos seus interesses no serviço.
- d) Que se realizem sobre a mesma frequência transmissões de rádio emitidas por uma estação aeronáutica fixa, especialmente designada, e destinadas a serem recebidas por uma ou mais estações similares, que cobram longas rotas transoceânicas, e situadas a distâncias apropriadas à propagação característica das frequências empregadas num momento determinado;
- e) que as frequências atribuídas a rotas e as frequências escolhidas para os serviços fixos aeronáuticos não serão empregadas para despachos meteorológicos que poderiam ser difundidos mais economicamente em radiodifusões gerais ou por outros meios;
- f) que para os fins indicados, os países participantes nesta Conferência preparem e procedam a permutar antes do 1º de Março de 1941 todas as informações pertinentes que possam ser de valor.

XI

ESTUDOS DE FREQUÊNCIAS NECESSÁRIAS PARA OS SERVIÇOS AERONÁUTICOS

Considerando:

- a) Que os serviços de aeronáutica nacionais ou internacionais têm demonstrado um crescimento regular e que sem lugar a dúvida, a sua expansão continuará rapidamente;
- b) que seria conveniente contar com dados suplementários concernentes às necessidades da rádio para os serviços aeronáuticos no Hemisfério Occidental;

Recomenda-se

1. Que se realize um estudo destinado a obter na data mais próxima que fôr possível fixar, um número razoável de canais adicionais para os serviços de aeronáutica. Si éstos canais forem considerados necessários.
2. que, com o fim acima aludido, os países participantes nêsta Conferência preparem e permutem antes do 1º de Março de . . . 1941 todas as informações pertinentes que possam ser de valor para formular proposições definitivas para a sua consideração na próxima Conferência Internacional de Telecomunicações.

XII

DIVISÃO DE TEMPO NO USO DAS FREQUÊNCIAS DE ROTA.

Considerando:

Que as frequências de rotas de rotas intercontinentais estão destinadas a serem empregadas conjuntamente pelas aeronaves e as estações aeronáuticas de todos os países e que o Regulamento Geral do Cairo não cobre, até hoje, todas as faces dos procedimentos de operações de rádio nos serviços aeronáuticos, como serem, por exemplo, a divisão do tempo de operação no uso das frequências de rota;

Recomenda-se:

Que se faça um estudo com o fim de determinar quais dos regulamentos adicionais de rádio poderiam ser prescriptos para os serviços internacionais de aeronáutica. Que qualquer regulamentação adicional de rádio para os serviços aeronáuticos seja coordenada com as regulamentações existentes cobrindo os serviços móveis em geral, tanto internacionais como individuais de cada país.

XIII

FREQUÊNCIAS ESTABILIZADAS DE TRANSMISSÃO NAS DIVERSAS FAIXAS.

Considerando:

1. Que as novas tolerâncias fixadas pelo Regulamento Geral do Cairo provávelmente farão necessário o emprego de aparelhos aeronáuticos para o controle de frequência;

2. que o emprego de todas as frequências atribuídas em cada faixa para cada linha intercontinental faria necessário prover um grande número de frequências;

Recomenda-se:

- a) Que no caráter de medida temporária, os transmissores de aeronaves deverão estar capacitados, se fôr necessário, para transmitir sôbre as duas frequências fixas em cada faixa.
- b) que se proceda a trocar informações sôbre os métodos que se empregam para alcançar a estabilidade necessária.

XIV

EQUIPAMENTO DE RÁDIO PARA AERONAVES (GERAL)

Considerando:

Que o uso em conjunto das frequências das rotas intercontinentais trazem novos problemas de desenho do equipamento em vista das tolerâncias, necessariamente mais rígidas, que se referam a tais materias regulamentares como a estabilidade de frequência, mudança de faixas, alteração rápida de frequências, etc.

Recomenda-se:

de pedir aos corpos consultivos competentes em aeronáutica e rádio que preparem recomendações adequadas, técnicas como de funcionamento, sôbre todas as matérias nas quais a standardização seria desejável e praticável, como ser:

- a) número mínimo de faixas de frequências que deveria ser coberto por equipamentos radioelétricos de aeronaves, e um estudo das faixas específicas que deveriam ser cobertas.
- b) número mínimo de frequências estabilizadas que deveriam prover-se.
- c) Requerimentos para mudanças de frequências e de faixas.
- d) Normas de calibração para transmissores e receptores.
- e) Potência transmissora mínima e sensibilidade do receptor.

XV

EQUIPOS RADIOELÉTRICOS PARA ESTAÇÕES DE CONTROLE DE AERONAVEGAÇÃO.

Recomenda-se:

- a) Que se realize um estudo referente às condições do equipamento radioelétrico mínimo para as estações de controle de navegação aérea que servem às rotas intercontinentais e,
- b) o intercâmbio de todas as informações relacionadas com as instalações já existentes em cada base.

XVI

DISPOSITIVOS RADIOELÉTRICOS PARA A AERONAVEGAÇÃO (NORMAS DE INTENSIDADE DE CAMPO E MARGEM DE INTERFERÊNCIAS)

1. Que os países do Hemisfério Ocidental procedam a intercâmbiar todas as informações pertinentes de que se disponham sobre as seguintes matérias:

a) Listas de vários tipos de auxílios de rádio à navegação aérea que tenham sido aprovados para operação de serviço.

b) Informações sobre a intensidade mínima de sinais requerida para uma recepção satisfatória dos diferentes tipos de dispositivos radioelétricos para a aeronavegação.

c) Indicação dos valores admissíveis na potência da sinalização interferente, empregável pelos diferentes tipos de dispositivos radioelétricos para a aeronavegação, expressado numa margem que revele a recepção de sinais desde o ponto "desejável" até o ponto "não desejável". Estas observações se farão com o mínimo de potência para sinais do serviço e seus contornos (a) sobre a mesma frequência, e, (b) sobre frequências separadas daquela frequência por números especificados de kilociclos;

2. que os dispositivos radioelétricos para aeronavegação, especialmente aquêles que operam num só sentido a semelhança de radiodifusão, como serem os radio-faróis, manter-se-ão as mais elevadas normas de segurança, estabilidade e qualidade de emissão.

3. Até o limite do possível, todas as nações deverão reservar as mesmas faixas de onda para tipos similares de serviço com o fim de simplificar o desenho; o de equipamento radial e, por meio desta standardização, estender os limites geográficos do aproveitamento dos equipos de rádio na aeronavegação;

4. que a potência radiada pelos dispositivos radioelétricos para a aeronavegação dentro das faixas de frequência autorizadas deve ser consistente com a intensidade normal requerida para a sinalização, dentro da região onde se desejar impôr tais serviços.

XVII

DISPOSITIVOS RADIOELÉTRICOS DE SEGURANÇA PARA AS AERONAVES.

Recomenda-se:

que sendo provável que a próxima Conferência Mundial Aero-náutica considere normas mundiais de dispositivos radioelétricos para aterrissagem de aeronaves com escaça visibilidade, se permutem informações entre as administrações que tenham experimentado estes dispositivos e também entre as demais administrações que formam parte deste Acôrdo.

NOTA EXPLANATORIA:

As resoluções e questões novas que se referem aos serviços aeronáuticos são o resultado de discussões baseadas em algumas das recomendações redigidas pela Sub-Comissão da Terceira Conferência Mundial de Expertos Aeronáuticos reunida em Cracovia (Polonia) em Maio de 1939.

XVIII

AMADORES (VÁRIOS)

- a) Requerer aos amadores que operem em radiotelefonia na faixa de 14000 a 144000 Kc/s. um período prévio de ensaio destinado a assegurar uma experiência mínima, afim de garantir o uso eficiente desta faixa.
- b) Proibir o emprego de estações de amadores, tanto sejam fixas como móveis, para realizar serviço de radiodifusão, procurando que as mesmas se circunscrevam à sua função específica, sem envadir a esfera de ação que corresponde a outros serviços de radiocomunicações.
- c) Que as organizações de amadores do Continente Americano se ponham de acôrdo entre sí por intermédio das respectivas administrações para estabelecer e proponder a próxima Conferência Interamericana um plano continental de subdivisão das faixas para os diversos tipos de emissão.

ANEXO

(Vide o Artigo nº 6.)

ALGUMAS NORMAS TÉCNICAS RELACIONADAS COM A SUPRESSÃO DE INTERFERÊNCIAS CAUSADAS POR APARELHOS ELÉTRICOS.

1. Aparelhos de diatermia, aquecedores com campo de indução, sistemas de chamada com onda portadora, e outros aparelhos similares que utilizem corrente de radiofrequência como algo essencial para o seu funcionamento sem serem aparelhos de radiocomunicação, podem chegar a ser uma fonte muito séria de interferências às radiocomunicações.
2. Tais aparelhos ocupam um lugar destacado na terapêutica, a cirurgia, as indústrias, etc.
3. A irradiação de energia radiofrequente não é essencial para o funcionamento dos aparelhos mencionados e pode ser evitada ou controlada sem diminuir a utilidade dos mesmos no tocante à sua finalidade.
4. A irradiação geralmente tem lugar no circuito de alimentação, circuitos interiores ou nos contatos com a fonte de energia elétrica, todos os quais constituem elementos essenciais destes aparelhos.
5. O alcance da irradiação depende da frequência ou frequências empregadas, da potência, do desenho, da instalação e do manejo do aparelho.
6. A irradiação proveniente das tomadas de corrente elétrica ou dos contatos com as fontes de energia elétrica pode se evitar por meio dum transformador blindado ou dum filtro de linha. A irradiação dos circuitos internos pode ser evitada por meio de caixas metálicas apropriadas. A irradiação dos circuitos de alimentação pode ser reduzida a uma proporção tal que não chegue a ocasionar perturbações, por meio duma blindagem metálica adequada, sempre que a blindagem encerre todo o aparelho e que seja de dimensões suficientes para que

não se produzam fortes correntes de Foucault no mesmo. Têm-se empregado com êxito pantalhas de papel de alumínio e pantalhas de cobre bem unidas para blindar as habitações nas quais funcionam aparelhos de diatermia.

7. As frequências que se empregam para tais aparelhos poderiam ser qualquer das compreendidas nas faixas aproveitáveis do espectro radial. Não obstante, muitos equipamentos de diatermia (precisamente aquêles que mais perturbações radiais causam a longa distância) operam com frequências de aproximadamente 10000 a 25000 Kc/s. O emprego de frequências fora desta faixa, causa à recepção perturbações mais bem de caráter local ou a distâncias moderadas.

8. Os aparelhos de diatermia comumente empregados são essencialmente transmissores de rádio do tipo de oscilação auto-exitante e pelo geral empregam energia anódica auto-rectificada. Sempre que não se tenha incorporado um dispositivo automático de controle de frequência e ainda quando o aparelho funcione normalmente, a frequência de operação variaria sobre faixas muito amplas devido à instabilidade inerente aos circuitos de oscilação, a grande variação de voltagem no curso dum ciclo de alimentação de energia anódica, e a variação de cargas a que está submetido o circuito de alimentação.

9. Todas as instalações de diatermia destinadas ao mesmo serviço podem funcionar na mesma frequência sem diminuírem a sua utilidade já que seu funcionamento não é afectado por irradiações de outros aparelhos. É praticável operar sobre uma frequência específica dentro duma tolerância de frequência muito estreita e sem maior recargo do custo do equipamento. Fica entendido que na actualidade a tendência geral no desenho dos equipamentos de diatermia é a de empregar frequências superiores a 12 megacyclos aproximadamente e, em consequência, recomenda-se que os países contratantes considerem a conveniência de requerirem que todas as instalações de diatermia não empreguem mais de duas frequências, as quais devem ser superiores a 12 megacyclos e estar em relação armónica, evitando dêste modo perturbações nas frequências atribuídas às radiocomunicações. O emprego de duas frequências em relação armónica, proporciona uma garantia ainda mayor contra as interferencias às radiocomunicações.

10. Na actualidade, estima-se factível a aplicação de normas baseadas sobre bons princípios de engenharia prática e recomenda-se às administrações a adopção de tais normas, à brevidade possível.

Estas normas devem compreender as seguintes matérias:

- a) Frequências que devem empregar-se.
- b) Controle automático de frequência.
- c) Estabilidade de frequência.
- d) Tipo de emissão.
- e) Potência máxima gerada.
- f) Supressão efetiva de irradiações armónicas.
- g) Blindagem efetiva dos circuitos internos.
- h) Eliminação da irradiação proveniente das fontes de energia.

11. No caso de aparelhos de diatermia que não cumprirem com as normas que possam ser adoptadas, os países contratantes deverão considerar a conveniência de requerer que tais aparelhos funcionem unicamente em localidades devidamente blindadas.

12. Os aparelhos destinados a chamadas interdomésticas, certos tipos de fornos de indução e outros similares que empreguem frequências meias ou baixas, deverão estar submetidos ao requerimento de restringirem a geração de armónicas e deverão ser submetidos a provas para comprovar que a sua irradiação não exceda certo nível prefixado.

13. As administrações interessadas trocarão todas as informações relacionadas com a solução do problema criado pelas sérias perturbações que afectam aos serviços de radiocomunicação.

Agreement between the United States of America and Iceland respecting the defense of Iceland by United States forces. Effected July 1, 1941; ratified by the Icelandic Regent in Council July 10, 1941.

July 1, 1941
[E. A. S. 232]

Message sent by the Prime Minister of Iceland to the President of the United States, July 1, 1941

In a conversation of June 24th, the British Minister explained that British forces in Iceland are required elsewhere. At the same time he stressed the immense importance of adequate defense of Iceland. He also called my attention to the declaration of the President of the United States to the effect that he must take all necessary measures to ensure the safety of the Western Hemisphere—one of the President's measures is to assist in the defense of Iceland—and that the President is therefore prepared to send here immediately United States troops to supplement and eventually to replace the British force here. But that he does not consider that he can take this course except at the invitation of the Iceland Government.

After careful consideration of all the circumstances the Iceland Government, in view of the present state of affairs, admit that this measure is in accordance with the interest of Iceland, and therefore are ready to entrust the protection of Iceland to United States on the following conditions.

1. United States promise to withdraw all their military forces, land, air and sea, from Iceland immediately on conclusion of present war.

2. United States further promise to recognize the absolute independence and sovereignty of Iceland and to exercise their best efforts with those powers which will negotiate the peace treaty at the conclusion of the present war in order that such treaty shall likewise recognize the absolute independence and sovereignty of Iceland.

3. United States promise not to interfere with Government of Iceland neither while their armed forces remain in this country nor afterwards.

4. United States promise to organize the defense of the country in such a way as to ensure the greatest possible safety for the inhabitants themselves and assure that they suffer minimum disturbance from military activities; these activities being carried out in consultation with Iceland authorities as far as possible. Also because of small population of Iceland and consequent danger to nation from presence of a numerous army, great care must be taken that only picked troops are sent here. Military authorities should be also instructed to keep in mind that Icelanders have been unarmed for centuries and are entirely unaccustomed to military discipline and conduct of troops towards the inhabitants of the country should be ordered accordingly.

5. United States undertake defense of the country without expense to Iceland and promise compensation for all damage occasioned to the inhabitants by their military activities.

6. United States promise to further interests of Iceland in every way in their power, including that of supplying the country with sufficient necessities, of securing necessary shipping to and from the country and of making in other respects favorable commercial and trade agreements with it.

7. Iceland Government expect that declaration made by President in this connection will be in agreement with these premises on the part of Iceland, and Government would much appreciate its being given the opportunity of being cognizant with wording of this declaration before it is published.

8. On the part of Iceland it is considered obvious that if United States undertake defense of the country it must be strong enough to meet every eventuality and particularly in the beginning it is expected that as far as possible efforts will be made to prevent any special danger in connection with change-over. Iceland Government lays special stress on there being sufficient airplanes for defensive purposes wherever they are required and they can be used as soon as decision is made for United States to undertake the defense of the country.

This decision is made on the part of Iceland as an absolutely free and sovereign state and it is considered as a matter of course that United States will from the beginning recognize this legal status of the country, both states immediately exchanging diplomatic representatives.

Message sent by the President of the United States July 1, 1941 in response to a message from the Prime Minister of Iceland

I have received your message in which you have informed me that after careful consideration of all the circumstances, the Iceland Government, in view of the present state of affairs, admits that the sending to Iceland of United States troops to supplement and eventually to replace the present British forces there would be in accordance with the interests of Iceland and that, therefore, the Iceland Government is ready to entrust the protection of Iceland to the United States on the following considerations:

1. United States promise to withdraw all their military forces, land, air and sea, from Iceland immediately on conclusion of present war.
2. United States further promise to recognize the absolute independence and sovereignty of Iceland and to exercise their best efforts with those powers which will negotiate the peace treaty at the conclusion of the present war in order that such treaty shall likewise recognize the absolute independence and sovereignty of Iceland.
3. United States promise not to interfere with Government of Iceland, neither while their armed forces remain in the country nor afterwards.

Withdrawal on conclusion of war.

Recognition of Iceland's independence and sovereignty.

Noninterference.

4. United States promise to organize the defense of the country in such a way as to ensure the greatest possible safety for the inhabitants themselves and assure that they suffer minimum disturbance from military activities; these activities being carried out in consultation with Iceland authorities as far as possible. Also, because of small population of Iceland and consequent danger to nation from presence of a numerous army, great care must be taken that only picked troops are sent. Military authorities should be also instructed to keep in mind that Icelanders have been unarmed for centuries and are entirely unaccustomed to military discipline and conduct of troops towards the inhabitants of the country should be ordered accordingly.

Organization of defense.

5. United States undertake defense of the country without expense to Iceland and promise compensation for all damage occasioned to the inhabitants by their military activities.

No expense to Iceland.

6. United States promise to further interests of Iceland in every way in their power, including that of supplying the country with sufficient necessities, of securing necessary shipping to and from the country and of making in other respects favorable commercial and trade agreements with it.

Trade.

7. Iceland Government expect that declaration made by President in this connection will be in agreement with these premises on the part of Iceland, and Government would much appreciate its being given the opportunity of being cognizant with wording of this declaration before it is published.

Declaration.

8. On the part of Iceland it is considered obvious that if United States undertake defense of the country it must be strong enough to meet every eventuality and particularly in the beginning it is expected that as far as possible efforts will be made to prevent any special danger in connection with change-over. Iceland Government lays special stress on there being sufficient airplanes for defensive purposes wherever they are required and they can be used as soon as decision is made for United States to undertake the defense of the country.

Strength of U. S. forces.

You further state that this decision is made on the part of Iceland as an absolutely free and sovereign state and that it is considered as a matter of course that the United States will from the beginning recognize the legal status of Iceland, both states immediately exchanging diplomatic representatives.

I take pleasure in confirming to you hereby that the conditions set forth in your communication now under acknowledgment are fully acceptable to the Government of the United States and that these conditions will be observed in the relations between the United States and Iceland. I may further say that it will give me pleasure to request of the Congress its agreement in order that diplomatic representatives may be exchanged between our two countries.

Acceptance of conditions by U. S.

It is the announced policy of the Government of the United States to undertake to join with the other nations of the Western Hemisphere in the defense of the New World against any attempt at aggression. In the opinion of this Government, it is imperative that the integrity

and independence of Iceland should be preserved because of the fact that any occupation of Iceland by a power whose only too clearly apparent plans for world conquest include the domination of the peoples of the New World would at once directly menace the security of the entire Western Hemisphere.

It is for that reason that in response to your message, the Government of the United States will send immediately troops to supplement and eventually to replace the British forces now there.

The steps so taken by the Government of the United States are taken in full recognition of the sovereignty and independence of Iceland and with the clear understanding that American military or naval forces sent to Iceland will in no wise interfere in the slightest degree with the internal and domestic affairs of the Icelandic people; and with the further understanding that immediately upon the termination of the present international emergency, all such military and naval forces will be at once withdrawn leaving the people of Iceland and their Government in full sovereign control of their own territory.

The people of Iceland hold a proud position among the democracies of the world, with a historic tradition of freedom and of individual liberty which is more than a thousand years old. It is, therefore, all the more appropriate that in response to your message, the Government of the United States, while undertaking this defensive measure for the preservation of the independence and security of the democracies of the New World should at the same time be afforded the privilege of cooperating in this manner with your Government in the defense of the historic democracy of Iceland.

I am communicating this message, for their information, to the Governments of all of the other nations of the Western Hemisphere.

Arrangement between the United States of America and Canada respecting visits in uniform by members of defense forces. Effected by exchange of notes signed August 28 and September 4, 1941; effective September 11, 1941. And exchange of notes dated May 17 and 29, 1940.

August 28 and Sep-
tember 4, 1941
[E. A. S. 233]

The American Minister to the Canadian Acting Secretary of State for External Affairs

LEGATION OF THE
UNITED STATES OF AMERICA
Ottawa, Canada, August 28, 1941.

No. 474

SIR:

With a view to securing greater uniformity of practice in the matter of the wearing of uniform by unarmed members of the United States Army and Navy when visiting Canada, and by unarmed members of the Canadian forces when visiting the United States, and to adopting on a reciprocal basis a more liberal regime than has prevailed hitherto, my Government suggests that the following procedure may be agreed upon:

Unarmed members of the military, naval and air forces of each country may travel in uniform to the other country and wear uniform while within the other country provided:

Proposed procedure.

- (1) that the privileges thus granted to military personnel shall not be construed as waiving or modifying in any way Immigration regulations of the other country, or permit the actual movement of troops by one country through the territory of the other, and
- (2) that military personnel of one country proceeding to the territory of the other shall have in their possession valid military papers, i. e., "leave of absence" papers, soldier's "pass", or a Navy "identification card" or Naval "leave ticket" if travelling for personal reasons; or "official orders" if travelling on duty.

This note and your reply, accepting my Government's proposals, will together constitute an arrangement that becomes effective the 7th day from the date of your reply. It is understood that the arrangement is terminable by either Government on notice, and that it will supersede the arrangement effected between the two Governments by the exchange of notes dated March 7, April 5 and June 22, 1939, [1] as amended by the further exchange of notes dated May 17 and May 29, 1940.[2]

Effective date; termination.

Prior arrangement superseded.

Accept, Sir, the renewed assurances of my highest consideration.

PIERREPONT MOFFAT.

The Right Honorable

The ACTING SECRETARY OF STATE
FOR EXTERNAL AFFAIRS,
Ottawa.

¹ [Executive Agreement Series 157; 53 Stat. 2439.]

² [Pp. 1552, 1553.]

*The Canadian Acting Secretary of State for External Affairs to the
American Minister*

DEPARTMENT OF
EXTERNAL AFFAIRS
CANADA

No. 158

OTTAWA, *September 4, 1941.*

SIR,

I have the honour to refer to your note of August 28, No. 474, concerning the proposed arrangements for governing the wearing of uniforms by members of the United States forces when visiting Canada and by members of the Canadian forces when visiting the United States, and wish to state that the suggested arrangement, which will become effective the 7th day from the date of this reply, is agreeable to this Government.

It is understood that this arrangement is terminable by either Government on notice, and that it will supersede the arrangement effected between the two Governments by the exchange of notes dated March 7th, April 5th and June 22nd, 1939, as amended by the further exchange of notes dated May 17th and May 29th, 1940.

Accept, Sir, the renewed assurances of my highest consideration.

LAURENT BEAUDRY
for the
Acting Secretary of State
for External Affairs.

THE UNITED STATES MINISTER TO CANADA,
Legation of the United States of America,
Ottawa, Canada.

EXCHANGE OF NOTES

The Canadian Minister to the Secretary of State

No. 137

MAY 17, 1940.

His Majesty's Minister for Canada presents his compliments to the Secretary of State and has the honour to refer to the Arrangement arrived at between Canada and the United States regarding visits in uniform by members of defense forces, effected by exchange of notes dated March 7th, April 5th and June 22nd, 1939.

The effect of the Arrangement which came into force on July 1st, 1939, is that an individual uniformed member of the United States forces may enter Canada (and vice versa) if he produces a written pass from his Commanding Officer, the pass to show the dates of the commencement and termination of the visit.

While there has been no correspondence on the subject, it is presumed that the United States Government would now consider that the Arrangement lapsed upon Canada's entry into the war. However, even if the Arrangement has lapsed, the Canadian Government

would be glad to continue to observe its terms so far as visits of the United States forces to Canada are concerned.

In transmitting the attitude of the Canadian Government Mr. Christie desires to state that it would be appreciated if in due course the Legation might be informed whether the United States Government has any objection to the continuance of the pre-war régime governing such visits to Canada.

CANADIAN LEGATION
WASHINGTON, D. C.

M. M. M.

The Secretary of State to the Canadian Chargé d'Affaires ad interim

The Secretary of State presents his compliments to the Chargé d'Affaires ad interim of Canada and refers to the Minister's note no. 137 of May 17, 1940 regarding the arrangement between the United States of America and Canada for visits in uniform by members of defense forces which was effected by an exchange of notes dated March 7, April 5 and June 22, 1939.

53 Stat. 2439.

The United States Government considers that the arrangement is still in force and will be glad to continue to observe its terms so far as visits of the United States forces to Canada are concerned. However, in view of the changed situation the United States Government assumes that members of the armed forces of Canada will not come to the United States on any military mission, and it is hoped that so far as may be feasible members of the armed forces of Canada will not visit the United States in uniform.

DEPARTMENT OF STATE,
Washington, May 29, 1940

J D H

November 19, 1941
[E. A. S. 234]

Agreement between the United States of America and Mexico respecting expropriation of petroleum properties. Effected by exchange of notes signed November 19, 1941.

The Mexican Ambassador to the Secretary of State

EMBAJADA DE MEXICO

WASHINGTON, D. C., a 19 de noviembre de 1941.

SEÑOR SECRETARIO:

Tengo el honor de hacer referencia a las recientes conversaciones que he celebrado con Vuestra Excelencia acerca de la indemnización a los nacionales de los Estados Unidos de América que, con relación a la industria del petróleo en los Estados Unidos Mexicanos, fueron afectados por actos de expropiación o de otra manera, en sus propiedades, derechos o intereses, después del 17 de marzo de 1938, por el Gobierno de México.

Entiendo que hemos convenido en lo siguiente:

1°.—Cada uno de los Gobiernos nombrará, dentro de los treinta días siguientes a la fecha de esta nota, un perito, cuyo deber será determinar la justa compensación que se pagará a los nacionales de los Estados Unidos de América que, con relación a la industria del petróleo en los Estados Unidos Mexicanos, fueron afectados con detrimento de sus propiedades, derechos o intereses, después del 17 de marzo de 1938, por actos del Gobierno de México. Sin embargo, las estipulaciones de esta nota no se aplican a las propiedades, derechos o intereses que hayan quedado comprendidos en un arreglo respecto a su compra, traspaso, o indemnización celebrado por sus propietarios o poseedores y el Gobierno de los Estados Unidos Mexicanos, y, por consiguiente, los peritos excluirán dichos derechos, intereses y propiedades de su labor de avalúo y de sus dictámenes.

2°.—Los peritos designados celebrarán su primera reunión en la ciudad de México, dentro de los quince días siguientes a la fecha del último nombramiento hecho por los Gobiernos. Las posteriores sesiones y demás actos periciales se efectuarán en las fechas y lugares que los mismos peritos determinen, en territorio mexicano, y dentro de los plazos que señala este convenio.

3°.—Los dos Gobiernos designarán los auxiliares que requieran sus respectivos peritos para el mejor desempeño de su cometido.

4°.—Los gastos por sueldos, mantenimiento, transporte y demás erogaciones incidentales de los peritos y sus auxiliares serán suministrados por el Gobierno que los haya nombrado. Los gastos conjuntos en que se incurra durante los procedimientos periciales serán pagados por los dos Gobiernos por partes iguales.

5°.—Los peritos siempre colaborarán y cooperarán estrechamente en sus procedimientos de avalúo. Podrán obtener directamente los

datos y elementos probatorios que consideren pertinentes para ilustrar su juicio, o recibirlos de las personas e instituciones interesadas y de los Gobiernos de México y de los Estados Unidos de América.

6°.—Los peritos tendrán libre acceso a todos los archivos que se encuentren en poder del Gobierno de México, así como también a los campos petroleros, terrenos, instalaciones, oficinas y edificios y cualesquiera otras propiedades que directa o indirectamente se relacionen con la valuación. El perito de los Estados Unidos, a petición del perito mexicano, solicitará de las personas e instituciones interesadas las pruebas pertinentes; cuando esa solicitud se refiera a las ya presentadas por tales personas o instituciones, su negativa para acceder a la solicitud hará aplicable la parte correspondiente del párrafo 9°.

7°.—Tan pronto como un perito obtenga o conozca algún dato, informe, o elemento de prueba, pertinentes, lo dará a conocer al otro. Cada uno de ellos podrá solicitar del otro la exhibición de datos, informes o probanzas que, por cualquier circunstancia, sólo sean accesibles al solicitado.

8°.—Dentro de un plazo de dos meses, contados desde la fecha de su primera reunión, los peritos deberán obtener y recibir todos los datos, informes y elementos probatorios; sin embargo, gozarán de un término adicional de un mes, para la presentación por cualquier experto, de datos, informes y pruebas adicionales que complementen, aclaren o rectifiquen los elementos obtenidos o recibidos durante el aludido plazo de dos meses.

9°.—Los peritos están obligados a examinar y justipreciar todas las probanzas obtenidas directamente o que les sean sometidas. No tomarán en cuenta ninguna prueba específica rendida ex-parte, cuando la persona o institución que la someta se niegue en relación con aquella a proporcionar pruebas complementarias pertinentes solicitadas por el experto de los Estados Unidos, de acuerdo con las estipulaciones del párrafo sexto. Los peritos no tendrán en cuenta razones de naturaleza técnica al formular sus resoluciones—ya sea la conjunta o las rendidas en desacuerdo—sino que fijarán compensaciones adecuadas con fundamento en normas comunes de justicia y equidad, y se basarán en el valor de las propiedades, derechos o intereses, en el momento en que fueron afectados por actos del Gobierno de México y siempre que esas propiedades, derechos o intereses hayan sido adquiridos por nacionales de los Estados Unidos de América antes del 18 de marzo de 1938.

10°.—Los peritos darán fin a sus labores dentro de los cinco meses siguientes a la fecha de esta nota. Si se pusieren de acuerdo sobre el monto de las compensaciones que correspondan a los nacionales de los Estados Unidos que hubieran sido afectados, rendirán a los dos Gobiernos un dictamen conjunto, fijando con precisión las indemnizaciones que acuerden. Los peritos deben formular recomendaciones sobre el modo y condiciones de pago de la compensación.

11°.—Los peritos fijarán un interés equitativo sobre las compensaciones indemnizatorias que encuentren precedentes; ese interés se

devengará desde la fecha que fijen los mismos peritos hasta el momento de efectuarse el pago.

12°.—Ambos Gobiernos convienen en considerar inapelable el dictamen conjunto surgido del acuerdo de los peritos y, en consecuencia, como definitivas, las compensaciones e intereses que ese dictamen determine.

13°.—Si, en el plazo señalado en el párrafo 10°, los peritos no llegaren a ponerse de acuerdo sobre el monto de la justa compensación, dentro de un período adicional de un mes, cada uno someterá a su propio Gobierno un dictamen por separado especificando las indemnizaciones que considere pertinentes.

14°.—En caso de falta de acuerdo entre los peritos, y una vez fenecido el término a que se refiere el párrafo 13°, los dos Gobiernos, dentro del plazo de un mes, iniciarán negociaciones diplomáticas, con el objeto de fijar el importe de las compensaciones que deban pagarse.

15°.—Si, en un plazo de cinco meses, a partir de la iniciación de las negociaciones diplomáticas, como se establece en el párrafo 14°, los dos Gobiernos no llegaren a convenir sobre el monto de las compensaciones que deban pagarse, el presente Convenio quedará sin efecto, devolviéndose a los Estados Unidos Mexicanos, a petición de su Gobierno, la cantidad depositada de acuerdo con la estipulación pertinente del párrafo que sigue.

16°.—Los dos Gobiernos convendrán la forma y términos de pago de las compensaciones que se determinen por alguno de los dos procedimientos anteriores como debidas a los afectados, nacionales de los Estados Unidos. Dicho pago deberá realizarse, sin embargo, dentro de un período no mayor de siete años.

El Gobierno de México entregará hoy, en calidad de depósito, al Gobierno de los Estados Unidos de América, la cantidad de Dls. 9,000,000.00 (NUEVE MILLONES DE DOLARES), moneda de los Estados Unidos de América, suma que se aplicará inmediatamente a cuenta de la compensación que se haya fijado como precedente.

17°.—El Gobierno de los Estados Unidos facilitará las negociaciones entre el Gobierno de México y los representantes de las empresas petroleras que pudieran interesarse en un arreglo para la colocación en el mercado de los productos petroleros mexicanos de exportación.

18°.—Nada de lo contenido en esta nota será considerado como precedente, ni se invocará por ninguno de los dos Gobiernos para la resolución, entre ellos, de cualquiera dificultad, conflicto, controversia o arbitraje futuros. La resolución de este caso se considera como singular y excepcional, propia únicamente para él y motivada por el carácter del problema en sí mismo.

Sírvase aceptar, Vuestra Excelencia, las seguridades de mi alta consideración.

F. CASTILLO NÁJERA
Embajador.

Excelentísimo Señor
CORDELL HULL,
Secretario de Estado,
etc., etc., etc.

The Secretary of State to the Mexican Ambassador

DEPARTMENT OF STATE
 WASHINGTON
 November 19, 1941

EXCELLENCY:

I have the honor to acknowledge the receipt of Your Excellency's note of today's date, reading as follows:

"I have the honor to refer to recent conversations I have had with Your Excellency with reference to compensating the nationals of the United States of America whose properties, rights or interests in the petroleum industry in the United Mexican States were affected by acts of expropriation or otherwise by the Government of Mexico subsequent to March 17, 1938.

It is my understanding that the following has been agreed upon:

1. Each of the Governments will appoint, within the thirty days following the date of this note, an expert whose duty it shall be to determine the just compensation to be paid the nationals of the United States of America whose properties, rights or interests in the petroleum industry in the United Mexican States were affected to their detriment by acts of the Government of Mexico subsequent to March 17, 1938. Nevertheless, the provisions of this note do not apply to properties, rights or interests which may have been included in any arrangement with respect to their purchase, transfer or indemnification concluded between their owners or possessors and the Government of the United Mexican States and, in consequence, the experts will exclude from their evaluation proceedings and reports said rights, interests and properties.

Appointment of experts to determine compensation.

2. The designated experts will hold their first meeting in Mexico City within 15 days following the appointment last made by either Government. The later meetings and other activities of the experts will take place on the dates and at the places which the experts themselves determine within the periods contemplated by this agreement and they shall be held on Mexican territory.

Meetings.

3. Each Government shall designate such assistants as the respective experts may require to facilitate their labors.

Assistants.

4. The expenses of salaries, maintenance, transportation and other incidental expenditures of the experts and their assistants, will be met by the Government naming them. The joint expenses incurred during the proceedings of the experts shall be shared equally by the two Governments.

Expenses.

5. The experts shall at all times closely collaborate and cooperate in their evaluation proceedings. They may obtain directly such data and evidence as they may consider pertinent to forming their opinion, or receive them from the interested persons and institutions and from the Governments of Mexico and of the United States of America.

Procurement of data and evidence.

Access to records,
etc.

6. The experts shall have free access to all records in the possession of the Mexican Government, as well as to the oil fields, lands, installations, offices, buildings and any other properties whatsoever involved directly or indirectly in the evaluation. The United States expert, on the request of the Mexican expert, will ask the interested persons and institutions for pertinent evidence; when such request relates to evidence already submitted by such persons or institutions their refusal to comply with the request will bring into operation the applicable provision of paragraph 9.

Collaboration.

7. As soon as one expert obtains or learns of any pertinent data, report, or evidence, he will inform the other. Either expert may request from the other the furnishing of any data, report or evidence which for any reason are available only to the other.

Time allowed for
procurement of data.

8. Within a period of two months, from the date of their first meeting, the experts shall obtain and receive all data, reports, and evidence; except that a further period of one month shall be allowed for the presentation by either expert of additional data, reports and evidence complementing, clarifying or rectifying the material obtained or received in the said period of two months.

Examination and
appraisal of proofs.

9. The experts are required to examine and appraise all the proofs obtained directly or that may be submitted to them. They shall not take into account any specific evidence submitted *ex parte* when the person or institution submitting it refuses in connection with it to furnish pertinent complementary evidence requested by the United States expert, in accordance with the provisions of paragraph 6. The experts shall not take into account reasons of a technical nature in formulating their decisions—be these joint or those submitted in disagreement—but will fix adequate indemnities on the basis of common rules of justice and equity and will be guided by the value of the properties, rights or interests at the time they were affected by acts of the Government of Mexico provided that these properties, rights or interests had been acquired by nationals of the United States of America prior to March 18, 1938.

Time allowed for
completion of work.

10. The experts shall complete their work within five months from the date of this note. If they are in accord regarding the amount of the compensation due to the affected United States nationals, they shall submit a joint report to the two Governments fixing exactly the indemnities upon which they agree. The experts shall formulate recommendations as to the manner and conditions of payment of the compensation.

Interest.

11. The experts shall fix equitable interest upon the indemnity compensation they find due; this interest will apply from the date fixed by these experts up to the time of payment.

Joint report.

12. Both Governments agree to consider unappealable the joint report resulting from the agreement of the experts, and, in consequence, as definitive, the compensation and interest fixed in such report.

13. If, within the period indicated in paragraph 10, the experts are unable to reach agreement regarding the amount of just compensation, each one, within an additional period of one month, shall submit to his own Government a separate report specifying the compensations which he considers due.

Separate reports in case of disagreement.

14. In the event that the two experts fail to agree, and upon the expiration of the period specified in paragraph 13, the two Governments shall, within a period of one month, initiate diplomatic negotiations with a view to establishing the amount of the compensations to be paid.

Diplomatic negotiations.

15. If, within a period of five months from the date of initiation of diplomatic negotiations, as provided in paragraph 14, the two Governments do not agree upon the amount of compensation to be paid, the present agreement shall be without effect, and there shall be returned to the United Mexican States, at the request of the Government thereof, the amount deposited in accordance with the pertinent stipulation of the following paragraph.

Nullification of agreement; return of deposit.

16. The two Governments shall agree upon the manner and conditions of payment of the compensation found to be due to the affected United States nationals under either of the two aforementioned procedures. Such payment shall, however, be completed within a period of not more than seven years.

Manner and conditions of payment.

The Government of Mexico will deliver today, as a deposit, to the Government of the United States of America, the sum of \$9,000,000 (NINE MILLION DOLLARS), United States currency, which sum shall be applied immediately on account of the compensation determined to be due.

Mexican deposit.

17. The Government of the United States will facilitate negotiations between the Government of Mexico and representatives of such oil companies as may be interested in an agreement for the marketing of exports of Mexican petroleum products.

Negotiations with oil companies.

18. Nothing contained in this note shall be regarded as a precedent or be invoked by either of the two Governments in the settlement, between them, of any future difficulty, conflict, controversy or arbitration. The action herein provided for is considered as singular and exceptional, appropriate solely to this case, and motivated by the character of the problem itself."

Not regarded as precedent.

In reply, I have the honor to confirm the understanding we have reached as set forth in Your Excellency's note under reference.

Accept, Excellency, the renewed assurances of my highest consideration.

CORDELL HULL

His Excellency

Señor Dr. Don FRANCISCO CASTILLO NÁJERA,
Ambassador of Mexico.

March 27, 1941
[E. A. S. 235]

Agreement and exchanges of notes between the United States of America and Great Britain respecting leased naval and air bases, and protocol between the United States of America, Great Britain, and Canada concerning the defense of Newfoundland. Signed March 27, 1941.

AGREEMENT

WHEREAS the Government of the United Kingdom of Great Britain and Northern Ireland, in consultation with the Government of Newfoundland, are desirous at this time of further effectuating the declarations made on their behalf by his Excellency the Most Honourable the Marquess of Lothian, C.H., His Majesty's Ambassador Extraordinary and Plenipotentiary, in his communication of the 2nd September, 1940, to the Secretary of State of the United States of America, a copy of which is set out in Annex I hereto and made a part hereof;

Post, p. 1572.

And whereas it is agreed that leases in respect of the naval and air bases to be leased to the United States of America in Newfoundland, Bermuda, Jamaica, St. Lucia, Antigua, Trinidad and British Guiana, respectively, shall forthwith be executed substantially in the forms of the leases set out in Annex II hereto, which are hereby approved, and that a similar lease in respect of a base in the Bahamas shall be executed as soon as possible;

Post, p. 1574.

And whereas it is desired to determine by common agreement certain matters relating to the lease of the said bases, as provided in the communication of the 2nd September, 1940, and the reply thereto of the same date from the Honourable Cordell Hull, Secretary of State of the United States, set out in Annex I and made a part hereof;

Post, p. 1572.

And whereas it is desired that this Agreement shall be fulfilled in a spirit of good neighbourliness between the Government of the United States of America and the Government of the United Kingdom, and that details of its practical application shall be arranged by friendly co-operation;

The Undersigned, duly authorised to that effect, have agreed as follows:—

ARTICLE I.

General Description of Rights.

(1) The United States shall have all the rights, power and authority within the Leased Areas which are necessary for the establishment, use, operation and defence thereof, or appropriate for their control, and all the rights, power and authority within the limits of territorial waters and air spaces adjacent to, or in the vicinity of, the Leased Areas, which are necessary to provide access to and defence of the Leased Areas, or appropriate for control thereof.

(2) The said rights, power and authority shall include, *inter alia*, the right, power and authority:—

- (a) to construct (including dredging and filling), maintain, operate, use, occupy and control the said Bases;
- (b) to improve and deepen the harbours, channels, entrances and anchorages, and generally to fit the premises for use as naval and air bases;
- (c) to control, so far as may be required for the efficient operation of the Bases, and within the limits of military necessity, anchorages, moorings and movements of ships and water-borne craft and the anchorages, moorings, landings, take-offs, movements and operations of aircraft;
- (d) to regulate and control within the Leased Areas all communications within, to and from the areas leased;
- (e) to install, maintain, use and operate under-sea and other defences, defence devices and controls, including detecting and other similar facilities.

(3) In the exercise of the above-mentioned rights, the United States agrees that the powers granted to it outside the Leased Areas will not be used unreasonably or, unless required by military necessity, so as to interfere with the necessary rights of navigation, aviation or communication to or from or within the Territories, but that they shall be used in the spirit of the fourth clause of the Preamble.

(4) In the practical application outside the Leased Areas of the foregoing paragraphs there shall be, as occasion requires, consultation between the Government of the United States and the Government of the United Kingdom.

ARTICLE II.

Special Emergency Powers.

When the United States is engaged in war or in time of other emergency, the Government of the United Kingdom agree that the United States may exercise in the Territories and surrounding waters or air spaces all such rights, power and authority as may be necessary for conducting any military operations deemed desirable by the United States, but these rights will be exercised with all possible regard to the spirit of the fourth clause of the Preamble.

ARTICLE III.

Non-user.

The United States shall be under no obligation to improve the Leased Areas or any part thereof for use as naval or air bases, or to exercise any right, power or authority granted in respect of the Leased Areas, or to maintain forces therein, or to provide for the defence thereof; but if and so long as any Leased Area, or any part thereof, is not used by the United States for the purposes in this Agreement set forth, the Government of the United Kingdom or

the Government of the Territory may take such steps therein as shall be agreed with the United States to be desirable for the maintenance of public health, safety, law and order, and, if necessary, for defence.

ARTICLE IV.

Jurisdiction.

(1) In any case in which—

- (a) a member of the United States forces, a national of the United States or a person who is not a British subject shall be charged with having committed, either within or without the Leased Areas, an offence of a military nature, punishable under the law of the United States, including, but not restricted to, treason, an offence relating to sabotage or espionage, or any other offence relating to the security and protection of United States naval and air Bases, establishments, equipment or other property or to operations of the Government of the United States in the Territory; or
- (b) a British subject shall be charged with having committed any such offence within a Leased Area and shall be apprehended therein; or
- (c) a person other than a British subject shall be charged with having committed an offence of any other nature within a Leased Area,

the United States shall have the absolute right in the first instance to assume and exercise jurisdiction with respect to such offence.

(2) If the United States shall elect not to assume and exercise such jurisdiction the United States Authorities shall, where such offence is punishable in virtue of legislation enacted pursuant to Article V or otherwise under the law of the Territory, so inform the Government of the Territory and shall, if it shall be agreed between the Government of the Territory and the United States Authorities that the alleged offender should be brought to trial, surrender him to the appropriate authority in the Territory for that purpose.

(3) If a British subject shall be charged with having committed within a Leased Area an offence of the nature described in paragraph (1) (a) of this Article, and shall not be apprehended therein, he shall, if in the Territory outside the Leased Areas, be brought to trial before the courts of the Territory; or, if the offence is not punishable under the law of the Territory, he shall, on the request of the United States Authorities, be apprehended and surrendered to the United States Authorities, and the United States shall have the right to exercise jurisdiction with respect to the alleged offence.

(4) When the United States exercises jurisdiction under this Article and the person charged is a British subject, he shall be tried by a United States court sitting in a Leased Area in the Territory.

(5) Nothing in this Agreement shall be construed to affect, prejudice or restrict the full exercise at all times of jurisdiction and

control by the United States in matters of discipline and internal administration over members of the United States forces, as conferred by the law of the United States and any regulations made thereunder.

ARTICLE V.

Security Legislation.

The Government of the Territory will take such steps as may from time to time be agreed to be necessary with a view to the enactment of legislation to ensure the adequate security and protection of the United States naval and air Bases, establishments, equipment and other property, and the operations of the United States under the Leases and this Agreement and the punishment of persons who may contravene any laws or regulations made for that purpose. The Government of the Territory will also from time to time consult with the United States Authorities in order that the laws and regulations of the United States and the Territory in relation to such matters may, so far as circumstances permit, be similar in character.

ARTICLE VI.

Arrest and Service of Process.

(1) No arrest shall be made and no process, civil or criminal, shall be served within any Leased Area except with the permission of the Commanding Officer in charge of the United States forces in such Leased Area; but should the Commanding Officer refuse to grant such permission he shall (except in cases where the United States Authorities elect to assume and exercise jurisdiction in accordance with Article IV (1)) forthwith take the necessary steps to arrest the person charged and surrender him to the appropriate authority of the Territory or to serve such process, as the case may be, and to provide for the attendance of the server of such process before the appropriate court of the Territory or procure such server to make the necessary affidavit or declaration to prove such service.

(2) In cases where the courts of the United States have jurisdiction under Article IV, the Government of the Territory will on request give reciprocal facilities as regards the service of process and the arrest and surrender of alleged offenders.

(3) In this Article the expression "process" includes any process by way of summons, subpoena, warrant, writ or other judicial document for securing the attendance of a witness, or for the production of any documents or exhibits, required in any proceedings civil or criminal.

ARTICLE VII.

Right of Audience for United States Counsel.

In cases in which a member of the United States forces shall be a party to civil or criminal proceedings in any court of the Territory by reason of some alleged act or omission arising out of or in the course of his official duty, United States counsel (authorised to

practise before the courts of the United States) shall have the right of audience, provided that such counsel is in the service of the Government of the United States and appointed for that purpose either generally or specially by the appropriate authority.

ARTICLE VIII.

Surrender of Offenders.

Where a person charged with an offence which falls to be dealt with by the courts of the Territory is in a Leased Area, or a person charged with an offence which falls under Article IV to be dealt with by courts of the United States is in the Territory but outside the Leased Areas, such person shall be surrendered to the Government of the Territory or to the United States Authorities, as the case may be, in accordance with special arrangements made between that Government and those Authorities.

ARTICLE IX.

Public Services.

The United States shall have the right to employ and use all utilities, services and facilities, roads, highways, bridges, viaducts, canals and similar channels of transportation belonging to, or controlled or regulated by, the Government of the Territory or the Government of the United Kingdom, under conditions comparable to and no less favourable than those applicable from time to time to the Government of the United Kingdom.

ARTICLE X.

Surveys.

(1) The United States shall have the right, after appropriate notification has been given to the Government of the Territory, to make topographic and hydrographic surveys outside the Leased Areas in any part of the Territory and waters adjacent thereto. Copies, with title and triangulation data, of any surveys so made will be furnished to the Government of the Territory.

(2) Notification and copies will be given to the United States Authorities of any such surveys carried out by the Government of the United Kingdom or the Government of the Territory.

ARTICLE XI.

Shipping and Aviation.

(1) Lights and other aids to navigation of vessels and aircraft placed or established in the Leased Areas and the territorial waters adjacent thereto or in the vicinity thereof shall conform to the system

in use in the Territory. The position, characteristics and any alterations thereof shall be notified in advance to the appropriate authority in the Territory.

(2) United States public vessels operated by the War or Navy Departments, by the Coastguard or by the Coast and Geodetic Survey, bound to or departing from a Leased Area shall not on entering or leaving the Leased Area or the territorial waters in the vicinity thereof be subject to compulsory pilotage or to light or harbour dues in the Territory. If a pilot is taken pilotage shall be paid for at appropriate rates.

(3) British commercial vessels may use the Leased Areas on the same terms and conditions as United States commercial vessels.

(4) It is understood that a Leased Area is not a part of the territory of the United States for the purpose of coastwise shipping laws so as to exclude British vessels from trade between the United States and the Leased Areas.

(5) Commercial aircraft will not be authorised to operate from any of the Bases (save in case of emergency or for strictly military purposes under supervision of the War or Navy Departments) except by agreement between the United States and the Government of the United Kingdom; provided that in the case of Newfoundland such agreement shall be between the United States and the Government of Newfoundland.

ARTICLE XII.

Motor Traffic.

(1) Standard and test types of motor vehicles as determined by the United States shall not be prevented from using roads in a Territory by reason of non-compliance with any law relating to construction of motor vehicles.

(2) No tax or fee shall be payable in respect of registration or licensing for use in a Territory of motor vehicles belonging to the Government of the United States.

ARTICLE XIII.

Immigration.

(1) The immigration laws of the Territory shall not operate or apply so as to prevent admission into the Territory, for the purposes of this Agreement, of any member of the United States Forces posted to a Leased Area or any person (not being a national of a Power at war with His Majesty the King) employed by, or under a contract with, the Government of the United States in connection with the construction, maintenance, operation or defence of the Bases in the Territory; but suitable arrangements will be made by the United States to enable such persons to be readily identified and their status to be established.

(2) If the status of any person within the Territory and admitted thereto under the foregoing paragraph shall be altered so that he would no longer be entitled to such admission, the United States Authorities shall notify the Government of the Territory and shall, if such person be required to leave the Territory by that Government, be responsible for providing him with a passage from the Territory within a reasonable time, and shall in the meantime prevent his becoming a public responsibility of the Territory.

ARTICLE XIV.

Customs and other Duties.

(1) No import, excise, consumption or other tax, duty or impost shall be charged on—

- (a) material, equipment, supplies or goods for use in the construction, maintenance, operation or defence of the Bases, consigned to, or destined for, the United States Authorities or a contractor;
- (b) goods for use or consumption aboard United States public vessels of the Army, Navy, Coast Guard or Coast and Geodetic Surveys;
- (c) goods consigned to the United States Authorities for the use of institutions under Government control known as Post Exchanges, Ships' Service Stores, Commissary Stores or Service Clubs, or for sale thereat to members of the United States forces, or civilian employees of the United States being nationals of the United States and employed in connection with the Bases, or members of their families resident with them and not engaged in any business or occupation in the Territory;
- (d) the personal belongings or household effects of persons referred to in sub-paragraph (c), and of contractors and their employees being nationals of the United States employed in the construction, maintenance or operation of the Bases and present in the Territory by reason only of such employment.

(2) No export tax shall be charged on the material, equipment, supplies or goods mentioned in paragraph (1) in the event of re-shipment from the Territory.

(3) This Article shall apply notwithstanding that the material, equipment, supplies or goods pass through other parts of the Territory *en route* to or from a Leased Area.

(4) Administrative measures shall be taken by the United States Authorities to prevent the resale of goods which are sold under paragraph (1) (c), or imported under paragraph (1) (d), of this Article, to persons not entitled to buy goods at such Post Exchanges, Ships' Service Stores, Commissary Stores or Service Clubs, or not entitled to free importation under paragraph (1) (d); and generally

to prevent abuse of the customs privileges granted under this Article. There shall be co-operation between such Authorities and the Government of the Territory to this end.

ARTICLE XV.

Wireless and Cables.

(1) Except with the consent of the Government of the Territory, no wireless station shall be established or submarine cable landed in a Leased Area otherwise than for military purposes.

(2) All questions relating to frequencies, power and like matters, used by apparatus designed to emit electric radiation, shall be settled by mutual arrangement.

ARTICLE XVI.

Postal Facilities.

The United States shall have the right to establish United States Post Offices in the Leased Areas for the exclusive use of the United States forces, and civilian personnel (including contractors and their employees) who are nationals of the United States and employed in connection with the construction, maintenance, operation or defence of the Bases, and the families of such persons, for domestic use between United States Post Offices in Leased Areas and between such Post Offices and other United States Post Offices and Post Offices in the Panama Canal Zone and the Philippine Islands.

ARTICLE XVII.

Taxation.

(1) No member of the United States forces or national of the United States, serving or employed in the Territory in connection with the construction, maintenance, operation or defence of the Bases, and residing in the Territory by reason only of such employment, or his wife or minor children, shall be liable to pay income tax in the Territory except in respect of income derived from the Territory.

(2) No such person shall be liable to pay in the Territory any poll tax or similar tax on his person, or any tax on ownership or use of property which is inside a Leased Area, or situated outside the Territory.

(3) No person ordinarily resident in the United States shall be liable to pay income tax in the Territory in respect of any profits derived under a contract made in the United States with the Government of the United States in connection with the construction, maintenance, operation or defence of the Bases, or any tax in the nature of a licence in respect of any service or work for the United States in connection with the construction, maintenance, operation or defence of the Bases.

ARTICLE XVIII.

Businesses and Professions.

Unless the consent of the Government of the Territory shall have been obtained—

- (1) no business shall be established in a Leased Area; but the institutions referred to in Article XIV (1) (c), offering goods, under a prohibition against re-sale, exclusively to the persons mentioned in the said Article XIV (1) (c), shall not be regarded as businesses for the purposes of this Article;
- (2) no person shall habitually render any professional services in a Leased Area, except to, or for, the Government of the United States or the persons mentioned in Article XIV (1) (c).

ARTICLE XIX.

Forces outside Leased Areas.

(1) United States forces stationed or operating outside the Leased Areas under separate agreement with the Government of the United Kingdom or the Government of the Territory shall be entitled to the same rights and enjoy the same status as United States forces stationed within the Leased Areas.

(2) The United States shall be under no obligation to maintain forces outside the Leased Areas by virtue of any such agreement.

ARTICLE XX.

Health Measures outside Leased Areas.

The United States shall have the right, in collaboration with the Government of the Territory and, where necessary, with the Local Authority concerned, to exercise, without other consideration than just compensation to private owners, if any, such powers as such Government and Local Authority and the Government of the United Kingdom may possess of entering upon any property in the vicinity of the Leased Areas for the purpose of inspection, and of taking any necessary measures to improve sanitation and protect health.

ARTICLE XXI.

Abandonment.

The United States may at any time abandon any Leased Area or any part thereof, without thereby incurring any obligation, but shall give to the Government of the United Kingdom as long notice as possible and in any case not less than one year, of its intention so to do. At the expiration of such notice the area abandoned shall

revert to the Lessor. Abandonment shall not be deemed to have occurred in the absence of such notice.

ARTICLE XXII.

Removal of Improvements.

The United States may at any time before the termination of a lease, or within a reasonable time thereafter, take away all or any removable improvements placed by or on behalf of the United States in the Leased Area or territorial waters.

ARTICLE XXIII.

Rights not to be Assigned.

The United States will not assign or underlet or part with the possession of the whole or any part of any Leased Area, or of any right, power or authority granted by the Leases or this Agreement.

ARTICLE XXIV.

Possession.

(1) On the signing of this Agreement, leases of the Leased Areas, substantially in the forms respectively set out in Annex II hereto, shall be forthwith executed, and all rights, power, authority and control under such leases and under this Agreement (including transfer of possession where it shall not previously have been transferred) shall thereupon become effective immediately, and pending execution of such Leases they may be exercised *ad interim* and possession of the Leased Areas shall be immediately given so far as the location thereof is then ascertained. Where the precise location of a portion of any Leased Area is not ascertainable until more detailed descriptions are available, possession of such portion shall be given as rapidly as possible. This Article shall not require occupiers of buildings in a Leased Area to be removed from such buildings until reasonable notice to vacate has been given and expired, due regard being had to the necessity of obtaining alternative accommodation.

Post, p. 1874.

(2) The foregoing paragraph shall not apply in relation to the Bahamas, but a lease of the Leased Area therein, in terms similar to those of the leases set out in Annex II hereto, and subject to such special provisions as may be agreed to be required, will be granted to the United States of America as soon as the location of that area shall have been agreed, whereupon this Agreement shall apply thereto.

Post, p. 1874.

ARTICLE XXV.

Reservations.

(1) All minerals (including oil) and antiquities and all rights relating thereto and to treasure trove, under, upon or connected with the

land and water comprised in the Leased Areas or otherwise used or occupied by the United States by virtue of this Agreement, are reserved to the Government and inhabitants of the Territory; but no rights so reserved shall be transferred to third parties, or exercised within the Leased Areas, without the consent of the United States.

(2) The United States will permit the exercise of fishing privileges within the Leased Areas in so far as may be found compatible with military requirements, and in the exercise of its rights will use its best endeavours to avoid damage to fisheries in the Territory.

ARTICLE XXVI.

Special Provisions for Individual Territories.

Post, p. 1590.

The provisions contained in Annex III hereto shall have effect in relation to the Territories to which they respectively appertain.

ARTICLE XXVII.

Supplementary Leases.

The United States may, by common agreement, acquire by supplementary lease for the unexpired period of the Lease granted in a Territory, such additional areas, sites and locations as may be found necessary for the use and protection of the Bases upon such terms and conditions as may be agreed, which shall, unless there are special reasons to the contrary, be on the basis of those contained in this Agreement.

ARTICLE XXVIII.

Modification of this Agreement.

The Government of the United States and the Government of the United Kingdom agree to give sympathetic consideration to any representations which either may make after this Agreement has been in force a reasonable time, proposing a review of any of the provisions of this Agreement to determine whether modifications in the light of experience are necessary or desirable. Any such modifications shall be by mutual consent.

ARTICLE XXIX.

The United States and the Government of the Territory respectively will do all in their power to assist each other in giving full effect to the provisions of this Agreement according to its tenor and will take all appropriate steps to that end.

During the continuance of any Lease, no laws of the Territory which would derogate from or prejudice any of the rights conferred on the United States by the Lease or by this Agreement shall be applicable within the Leased Area, save with the concurrence of the United States.

ARTICLE XXX.

Interpretation.

In this Agreement, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:—

“Lease” means a lease entered into in pursuance of the communications set out in Annex I hereto, and in relation to any Territory means a lease entered into in respect of an area therein.

Post, p. 1572.

“Leased Area” means an area in respect of which a lease is or will be entered into.

“Base” means a base established in pursuance of the said communications.

“Territory” means a part of His Majesty’s dominions in which a lease is entered into in pursuance of the communications set out in Annex I hereto; and “the Territory” means the Territory concerned.

“The United States Authorities” means the authority or authorities from time to time authorised or designated, by the Government of the United States of America, for the purpose of exercising the powers in relation to which the expression is used.

“United States forces” means the naval and military forces of the United States of America.

“British subject” includes British protected person.

Signed in London in duplicate this twenty-seventh day of March, 1941.

On behalf of the Government of the United States of America:

JOHN G. WINANT
CHARLES FAHY
HARRY J. MALONY
HAROLD BIESEMEIER

On behalf of the Government of the United Kingdom of Great Britain and Northern Ireland:

WINSTON S. CHURCHILL
CRANBORNE.
MOYNE

ANNEX I.

EXCHANGE OF NOTES REGARDING UNITED STATES DESTROYERS AND NAVAL AND AIR FACILITIES FOR THE UNITED STATES IN BRITISH TRANSATLANTIC TERRITORIES.

No. 1.

*The Marquess of Lothian to Mr. Cordell Hull*WASHINGTON, *September 2, 1940.*

SIR,

I HAVE the honour, under instructions from His Majesty's Principal Secretary of State for Foreign Affairs, to inform you that in view of the friendly and sympathetic interest of His Majesty's Government in the United Kingdom in the national security of the United States and their desire to strengthen the ability of the United States to co-operate effectively with the other nations of the Americas in the defence of the Western Hemisphere, His Majesty's Government will secure the grant to the Government of the United States, freely and without consideration, of the lease for immediate establishment and use of Naval and Air bases and facilities for entrance thereto and the operation and protection thereof, on the Avalon Peninsula and on the Southern coast of Newfoundland, and on the East coast and on the Great Bay of Bermuda.

Furthermore, in view of the above and in view of the desire of the United States to acquire additional Air and Naval bases in the Caribbean and in British Guiana, and without endeavouring to place a monetary or commercial value upon the many tangible and intangible rights and properties involved, His Majesty's Government will make available to the United States for immediate establishment and use Naval and Air bases and facilities for entrance thereto and the operation and protection thereof, on the Eastern side of the Bahamas, the Southern coast of Jamaica, the Western coast of St. Lucia, the West coast of Trinidad in the Gulf of Paria, in the Island of Antigua, and in British Guiana within fifty miles of Georgetown, in exchange for Naval and Military equipment and material which the United States Government will transfer to His Majesty's Government.

All of the bases and facilities referred to in the preceding paragraphs will be leased to the United States for a period of ninety-nine years free from all rent and charges other than such compensation to be mutually agreed on to be paid by the United States in order to compensate the owners of private property for loss by expropriation or damage arising out of the establishment of the bases and facilities in question.

His Majesty's Government in the leases to be agreed upon will grant to the United States for the period of the leases all the rights, power and authority within the bases leased, and within the limits of the territorial waters and air spaces adjacent to or in the vicinity

of such bases, necessary to provide access to and defence of such bases and appropriate provisions for their control.

Without prejudice to the above-mentioned rights of the United States authorities and their jurisdiction within the leased areas, the adjustment and reconciliation between the jurisdiction of the authorities of the United States within these areas and the jurisdiction of the authorities of the territories in which these areas are situated shall be determined by common agreement.

The exact location and bounds of the aforesaid bases, the necessary seaward, coast and anti-aircraft defences, the location of sufficient military garrisons, stores and other necessary auxiliary facilities shall be determined by common agreement.

His Majesty's Government are prepared to designate immediately experts to meet with experts of the United States for these purposes. Should these experts be unable to agree in any particular situation except in the case of Newfoundland and Bermuda, the matter shall be settled by the Secretary of State of the United States and His Majesty's Secretary of State for Foreign Affairs.

I have, &c.

LOTHIAN.

No. 2.

Mr. Cordell Hull to the Marquess of Lothian.

WASHINGTON, *September 2, 1940.*

EXCELLENCY,

I HAVE received your note of 2nd September, 1940, of which the text is as follows:—

[As in No. 1.]¹

I am directed by the President to reply to your note as follows:—

“The Government of the United States appreciates the declarations and the generous action of His Majesty's Government, as contained in your communications, which are destined to enhance the national security of the United States and greatly to strengthen its ability to co-operate effectively with the other nations of the Americas in the defence of the Western Hemisphere. It therefore gladly accepts the proposals.

“The Government of the United States will immediately designate experts to meet with experts designated by His Majesty's Government to determine upon the exact location of the Naval and Air bases mentioned in your communication under acknowledgment.

“In consideration of the declarations above quoted, the Government of the United States will immediately transfer to His Majesty's Government fifty United States Navy Destroyers generally referred to as the twelve-hundred ton type.”

Accept, &c.

CORDELL HULL.

¹ Brackets on pp. 1573–1589 appear on certified copy of agreement.—EDITOR.

ANNEX II.

FORMS OF LEASES. ¹

1. NEWFOUNDLAND.

THIS INDENTURE of Lease made the _____ day of _____ nineteen hundred and forty-one, between His Excellency Sir Humphrey Walwyn, K.C.S.I., K.C.M.G., C.B., D.S.O., Governor and Commander-in-Chief in and over the Island of Newfoundland and its Dependencies, in Commission, hereinafter referred to as the Newfoundland Government, of the first part, and the United States of America, of the other part:

WHEREAS by Notes exchanged on the second day of September, nineteen hundred and forty (copies of which are appended to the Agreement hereinafter referred to) between His Majesty's Ambassador at Washington and the Secretary of State of the United States of America, His Majesty's Government in the United Kingdom undertook to secure the grant to the United States of America of the lease of certain Naval and Air bases and facilities in certain localities, including Newfoundland, for a period of ninety-nine years, free from all rent and charges other than compensation to be mutually agreed on to be paid by the United States in order to compensate the owners of private property for loss by expropriation or damage arising out of the establishment of the said bases and facilities;

AND WHEREAS in furtherance of the said Notes an Agreement between the Government of the United Kingdom and the United States of America was signed on the twenty-seventh day of March, nineteen hundred and forty-one;

AND WHEREAS in compliance with the undertaking of the Government of the United Kingdom hereinbefore referred to the Newfoundland Government has agreed to demise and lease the several pieces or parcels of land hereinafter described;

NOW THIS INDENTURE WITNESSETH that in consideration of the premises the Newfoundland Government hath demised and leased and by these presents doth demise and lease unto the United States of America all those six several pieces or parcels of land (hereinafter referred to as the Leased Areas) described in the Schedule to these presents and delineated on the plans hereto annexed:

TO HAVE AND TO HOLD the same for the full end and term of ninety-nine years to begin and to be computed from the date of these presents free from the payment of all rent and charges other than compensation as aforesaid.

AND the United States of America agrees that it will not during the term hereby granted use the Leased Areas nor permit the use

¹ Plans annexed to these Forms of Leases not printed herein.—EDITOR.

thereof except for the purposes specified and on the terms and conditions contained in the aforesaid Notes and Agreement, which are incorporated in and form part of these presents except such parts thereof as refer specifically to territory other than Newfoundland.

SCHEDULE.

(1) Beginning at the intersection of the shoreline northwest of Placentia with latitude $47^{\circ} 16' N.$, thence due east approximately 7,300 feet to longitude $53^{\circ} 58' 18'' W.$; thence in a northeasterly direction approximately 8,200 feet to latitude $47^{\circ} 17' 12'' N.$, longitude $53^{\circ} 57' 25'' W.$; thence in a northwesterly direction approximately 4,200 feet to the intersection of the shoreline with longitude $53^{\circ} 57' 58'' W.$; thence along the shoreline to the point of beginning, including therein the Peninsula of Argentia lying between Little Placentia Harbour and Placentia Bay, the entire site containing approximately 2,610 acres; there is reserved from the foregoing all those areas, contained within a right-of-way of the Newfoundland Railway, its wharf, property and station at Argentia, as may be mutually determined to be essential to the operation of the said railway.

(2) Beginning at the intersection of The Boulevarde, along the northwest shore of Quidi Vidi Lake, with the road approximately perpendicular thereto at the Rose residence known as Grove Farm Road; thence approximately 600 yards northwest along the road and its extension; thence generally north on an irregular line along, but not including, the southeast edge of the golf course; thence generally north to the junction of the White Hills Roads; thence southeast along the northernmost of these roads to The Boulevarde; thence generally southwest to point of beginning.

(3) An area about 300 feet wide on the eastern boundary of the municipal park between The Boulevarde and the shoreline of Quidi Vidi Lake, the two last above described areas containing approximately 160 acres.

(4) An area of approximately 700 feet by 1,400 feet on the crest of the White Hills about $\frac{1}{2}$ mile east of the White Hills Road with a connecting strip about 60 feet wide across the property of Arthur Cooke.

(5) Beginning at a point on the shoreline of St. George's Bay eastward of the town of Stephenville and about 1,350 feet southeast of the small natural outlet of Blanche Brook, which outlet is about 16,000 feet northwest of Indian Head Light at the entrance of St. George's Harbour; thence north $50^{\circ} 30'$ east a distance of about 1,285 feet to a point on the west shoreline of Stephenville Pond at its northwest outlet; thence following the general westerly shoreline of Stephenville Pond northeasterly to a point on said shoreline which bears north $25^{\circ} 15'$ east and is approximately 3,700 feet from the last described point; thence north $7^{\circ} 45'$ east a distance of 1,970 feet to a point; thence north 47° west a distance of 4,220 feet to a point; thence south 43° west a distance of about 6,850 feet to the shoreline of St. George's Bay (this course touches the shoreline of Blanche Brook at a point about 900 feet northeast from St. George's Bay);

thence southeasterly following the general shoreline of St. George's Bay for a distance of about 5,000 feet to the point of beginning.

(6) From a point at the intersection of the centre lines of Signal Hill Road and Middle Battery Road; thence south $44^{\circ} 17' 41.3''$ east along Middle Battery Road for a distance of 268.11 feet; thence south $54^{\circ} 9' 41.3''$ east along Middle Battery Road for a distance of 95.36 feet to the point which is the point of commencement; thence from the point of commencement south $18^{\circ} 39' 3''$ and west for a distance of 201.44 feet; thence south $12^{\circ} 4' 2''$ and west for a distance of 12 feet; thence along the north shoreline of St. John's Harbour southward and eastward for a distance of 1,025 feet; thence north $26^{\circ} 26' 47.57''$ east for a distance of 50 feet to the centre line of Middle Battery Road; thence along Middle Battery Road north $57^{\circ} 5' 32.43''$ west for a distance of 246.17 feet; thence north $85^{\circ} 57' 28.49''$ west for a distance of 182.86 feet; thence north $73^{\circ} 16' 50.1''$ west for a distance of 165.95 feet; thence north $55^{\circ} 29' 29.31''$ west for a distance of 243.87 feet; thence north $54^{\circ} 9' 41.3''$ west for a distance of 199.67 feet, to the point of commencement.

The exact metes and bounds of the property generally described in the Schedule hereto shall with all convenient speed be established by Survey conducted by the United States of America, and shall then be described and delineated in a document or documents and a plan or plans in duplicate, which, when agreed and signed on behalf of the parties hereto, shall supersede the description contained in the Schedule hereto and the plans annexed hereto. One copy of each such document and plan shall be retained by the United States of America and the other shall be deposited with the Government of Newfoundland.

IN WITNESS WHEREOF

The Great Seal of the Island of Newfoundland has been affixed to these presents at St. John's in the Island aforesaid.

By His Excellency's Command.

Commissioner for Home Affairs.

And the United States of America has caused these presents to be executed on its behalf by

the day and the year first above written.

2. BERMUDA.

THIS LEASE made the _____ day of _____ nineteen hundred and forty-one between His Majesty The King of the one part and the United States of America of the other part.

WHEREAS by Notes exchanged on the second day of September, nineteen hundred and forty (copies of which are appended to the Agreement hereinafter referred to) His Majesty's Government in the United Kingdom made, and the Government of the United States

accepted, proposals for the grant to the Government of the United States, freely and without consideration, of the lease of naval and air bases and facilities connected therewith, in certain localities, including the east coast and the Great Bay of Bermuda, for a period of ninety-nine years free from all rent and charges other than compensation to be mutually agreed on to be paid by the United States in order to compensate the owners of private property for the loss by expropriation or damage arising out of the establishment of the said bases and facilities:

AND WHEREAS in furtherance of such proposals an Agreement between the Government of the United Kingdom and the United States of America was signed on the twenty-seventh day of March, nineteen hundred and forty-one:

NOW, THEREFORE, His Majesty doth hereby demise to the United States of America, free from all rent and charges other than compensation as hereinbefore mentioned, all that property described in the Schedule hereto and delineated on the plan[s] annexed hereto, to hold unto the United States of America for a term of ninety-nine years commencing on the date hereof, for the purposes specified in the aforesaid Notes and with the rights, powers and authority and on the terms and conditions contained in the aforesaid Agreement (except such parts thereof as relate specifically to territory other than Bermuda), which Agreement (except as aforesaid) shall be regarded as incorporated in and made part of this lease.

2. The exact metes and bounds of the property generally described in the Schedule hereto shall with all convenient speed be established by Survey conducted by the United States of America, and shall then be described and delineated in a document or documents and a plan or plans in duplicate, which, when agreed and signed on behalf of the parties hereto, shall supersede the description contained in the Schedule hereto and the plan[s] annexed hereto. One copy of each such document and plan shall be retained by the United States of America and the other shall be deposited with the Governor of the Bermudas.

3. The Government of the United States will not use the said property, or permit the use thereof, except for the purposes specified in the aforesaid Notes and Agreement.

IN WITNESS WHEREOF His Majesty The King has caused the Public Seal of the Colony of the Bermudas to be affixed hereto and the United States of America has caused these presents to be executed on its behalf by _____, the day and the year first above written.

SCHEDULE.

Reference: Ordinance Survey Map, Sheets 1 and 2, 1898-9, scale six inches equals one mile (enclosures (B) and (C), H.O. 27).

(1) Long Bird Island, including adjoining islands in Ferry Reach, and causeway to mainland south of Mullet Bay, the entire area containing approximately eighty acres.

(2) Beginning at Stokes' Point on the shoreline of St. George's Harbour; thence generally east and south along the shoreline to the western edge of Higgs' Bay; thence due south about one hundred and seventy-five feet to the road between Stokes' Point and St. David's lighthouse; thence generally east along, but excluding, the said road to the road junction about three hundred and forty feet southeast of Burcher's Point; thence generally southeast along, but excluding, the said road to a point about one hundred and fifty feet northwest of its terminus on Ruth's Bay; thence east about seven hundred and twenty-five feet to the shoreline south of Cove Point; thence south along the shoreline to Ruth's Point; thence generally west along the shoreline to point of beginning; also Cave Island, Sandy Island, Little Round Island, Jones' Island, Round Island, Long Island, Grace's Island, Westcott Island, and adjacent unnamed islands in Castle Harbour; the entire area containing approximately two hundred and sixty acres; provided that the highway between Stokes' Point and Higgs' Bay shall be excluded.

(3) Cooper's Island and all the islands and cays between Ruth's Point on St. David's Island and Cooper's Island, containing a total of approximately seventy-seven acres.

(4) Tucker's Island and Morgan's Island and the immediately adjacent cays, in Great Sound, containing a total of approximately fifty acres.

(5) Reference: Map prepared in 1898 by Lieutenant Savage. Beginning at a point on the shoreline about 2,500 feet southeast of the Somerset Bridge at the junction of a property line with the centre of the cove, proceed about 200 feet southwesterly along the said property line to a property line, thence about 630 feet southeasterly along property line to a property line, thence about 120 feet southwesterly along the said property line to a property line, thence about 620 feet south southeasterly along property line to an intersection of the said property line with the south boundary of the right-of-way of the "King's Point Road" so-called, thence about 280 feet northeasterly along the said south boundary of right-of-way of "Kings Point Road" so-called, to an intersection with the west boundary of the right-of-way of the "George's Bay Road" so-called, thence about 675 feet in a generally south southeasterly direction along the said west boundary line of right-of-way of "George's Bay Road" so-called, around the bend in the said road to an intersection with a property line, thence about 2,100 feet in a south southeasterly direction along broken property lines to a junction with the shore line in the cove about 600 feet north of "Monkey Hole," thence beginning northeasterly around shoreline to the point of beginning, an area of about 78 acres.

3. JAMAICA.

THIS LEASE made the _____ day of _____, nineteen hundred and forty-one, between the Governor of the Colony of Jamaica on behalf of His Majesty The King of the one part and the United States of America of the other part.

WHEREAS by Notes exchanged on the second day of September, nineteen hundred and forty (copies of which are appended to the Agreement hereinafter referred to) His Majesty's Government in the United Kingdom made, and the Government of the United States accepted, proposals for the grant to the Government of the United States, in exchange for naval and military equipment and material transferred by the United States to His Majesty's Government, of the lease of naval and air bases and facilities connected therewith, in certain localities, including the Southern Coast of Jamaica, for a period of ninety-nine years free from all rent and charges other than compensation to be mutually agreed on to be paid by the United States in order to compensate the owners of private property for the loss by expropriation or damage arising out of the establishment of the said bases and facilities:

AND WHEREAS in furtherance of such proposals an Agreement between the Government of the United Kingdom and the United States of America was signed on the twenty-seventh day of March, nineteen hundred and forty-one:

NOW, THEREFORE, the Governor of Jamaica on behalf of His Majesty doth hereby demise to the United States of America, free from all rent and charges other than compensation as hereinbefore mentioned, all that property described in the Schedule hereto and delineated on the plan[s] annexed hereto, to hold unto the United States of America for a term of ninety-nine years commencing on the date hereof, for the purposes specified in the aforesaid Notes and with the rights, powers and authority and on the terms and conditions contained in the aforesaid Agreement (except such parts thereof as relate specifically to territory other than Jamaica), which Agreement (except as aforesaid) shall be regarded as incorporated in and made part of this lease.

2. The exact metes and bounds of the property generally described in the Schedule hereto shall with all convenient speed be established by Survey conducted by the United States of America, and shall then be described and delineated in a document or documents and a plan or plans in duplicate, which, when agreed and signed on behalf of the parties hereto, shall supersede the description contained in the Schedule hereto and the plan[s] annexed hereto. One copy of each such document and plan shall be retained by the United States of America and the other shall be deposited with the Governor of Jamaica.

3. The Government of the United States will not use the said property, or permit the use thereof, except for the purposes specified in the aforesaid Notes and Agreement.

IN WITNESS WHEREOF the Governor of Jamaica, on behalf of His Majesty The King, has caused the Broad Seal of the said Colony to be affixed hereto, and the United States of America has caused these presents to be executed on its behalf by _____, the day and the year first above written.

SCHEDULE.

(1) The waters of, and approaches to, Portland Bight, including Galleon Harbour, and Goat (Great and Little) Islands and the adjacent cays; the land area included therein being approximately two square miles.

Reference: Chart H.O. 1683.

(2) Beginning at a point (about longitude seventy-seven degrees, zero minutes, thirteen seconds, west; latitude seventeen degrees, fifty-seven minutes, forty-eight seconds, north) on the road between Hartland's Post Office about one-fourth of a mile south of the railroad crossing; thence along a southeast line a distance of three statute miles; thence due south to the shoreline on Manatee Bay; thence generally west and northwest along the shoreline to the small inlet about one-fourth of a mile northwest of Church Pen Gully outlet; thence north to an intersection with the road between Bushy Park Station and the village of Old Harbour; thence generally east to the crossing of the road between Bushy Park Station and Hartland's Station with Coleburn's Gully; thence generally northeast along (but excluding) this road to the point of beginning; the entire tract containing approximately thirty-four square miles.

Reference: Map of the Plains of St. Catherine, scale two inches equal one mile.

(3) Beginning at the point on the southern shoreline of Portland Ridge (peninsula) where it is intersected by longitude seventy-seven degrees, twelve minutes, thirty seconds, west (approximately longitude seventy-seven degrees, thirteen minutes, west, on the Map of Jamaica, 1926, P.W.D.); thence north along this longitude to the northern shoreline of Portland Ridge; thence generally east, south and west along the shoreline to point of beginning; the entire tract containing approximately eighteen square miles.

Reference: Chart H.O. 1683; and Map of Jamaica, corrected to 1926, P.W.D. scale one inch equals 2.698 miles.

(4) Pigeon Island (an area of about fifty acres).

Reference: Chart H.O. 1683.

(5) Beginning at the point on the improved road between Rest and May Pen where it crosses the canal running southeast from Rhymbserry to Manningsfield, along the road generally southwest for a distance of one statute mile; thence generally southeast for one statute mile; thence generally northeast to the canal; thence along (but excluding) the canal northwest to point of beginning; the entire tract containing approximately one square mile.

Reference: Chart H.O. 1683; Map of Jamaica, corrected to 1926, P.W.D. scale one inch equals 2.698 miles.

(6) Beginning at the point where the road between Dunkeld (approximately mile post 47) and Mandeville crosses the Jamaica Government Railroad, generally northwest along (but excluding) the railway right-of-way approximately eight hundred yards to fence line of Martin's Hill; thence west of south about one thousand yards to fence line; thence generally east along meandering fence line to

fence corner; thence generally north along fence line to its intersection with the railway right-of-way; thence generally northwest along the said right-of-way to point of beginning, the entire tract containing approximately two hundred and twenty-five acres; provided that the highway through this tract shall be excluded.

Reference: Untitled land map of area north of Mandeville, scale four inches equal one mile; and Map of the Parish of Manchester, scale one inch equals one mile.

4. SAINT LUCIA.

THIS LEASE made the day of nineteen hundred and forty-one between His Majesty The King of the one part and the United States of America of the other part.

WHEREAS by Notes exchanged on the second day of September, nineteen hundred and forty (copies of which are appended to the Agreement hereinafter referred to) His Majesty's Government in the United Kingdom made, and the Government of the United States accepted, proposals for the grant to the Government of the United States, in exchange for naval and military equipment and material transferred by the United States to His Majesty's Government, of the lease of naval and air bases and facilities connected therewith, in certain localities, including the Western coast of Saint Lucia, for a period of ninety-nine years free from all rent and charges other than compensation to be mutually agreed on to be paid by the United States in order to compensate the owners of private property for the loss by expropriation or damage arising out of the establishment of the said bases and facilities:

AND WHEREAS in furtherance of such proposals an Agreement between the Government of the United Kingdom and the United States of America was signed on the twenty-seventh day of March, nineteen hundred and forty-one:

NOW, THEREFORE, His Majesty doth hereby demise to the United States of America, free from all rent and charges other than compensation as hereinbefore mentioned, all that property described in the Schedule hereto and delineated on the plan[s] annexed hereto, to hold unto the United States of America for a term of ninety-nine years commencing on the date hereof, for the purposes specified in the aforesaid Notes and with the rights, powers and authority and on the terms and conditions contained in the aforesaid Agreement (except such parts thereof as relate specifically to territory other than Saint Lucia), which Agreement (except as aforesaid) shall be regarded as incorporated in and made part of this lease.

2. The exact metes and bounds of the property generally described in the Schedule hereto shall with all convenient speed be established by Survey conducted by the United States of America, and shall then be described and delineated in a document or documents and a plan or plans in duplicate, which, when agreed and signed on behalf of the parties hereto, shall supersede the description contained in the Schedule hereto and the plan[s] annexed hereto. One copy of each

such document and plan shall be retained by the United States of America and the other shall be deposited with the Governor of the Windward Islands.

3. The Government of the United States will not use the said property, or permit the use thereof, except for the purposes specified in the aforesaid Notes and Agreement.

IN WITNESS WHEREOF His Majesty The King has caused the Public Seal of the Colony of Saint Lucia to be affixed hereto, and the United States of America has caused these presents to be executed on its behalf by _____, the day and the year first above written.

SCHEDULE.

(1) Reference: H.O. Chart 1261.

Beginning at the point of intersection of the low water line of the shore of Gros Islet Bay, an arm of the Caribbean Sea, and the extension of the southern boundary line of the Gros Islet Cemetery, proceed along this southern boundary line of said Gros Islet Cemetery across the public high road and through the Reduit estate to a point in the Reduit estate a distance of approximately seven hundred and eighty-nine feet, said line bearing south sixty-one degrees twenty-three minutes east; thence through the said Reduit estate on a line bearing due south a distance of about twenty-nine hundred feet to a point within said Reduit estate; thence through said Reduit estate on a line bearing due west a distance of about thirteen hundred and six feet to a point on the Choc-Gros Islet high road; thence along the westerly edge of the said Choc-Gros Islet highroad on a line bearing south twenty degrees fifteen minutes west, a distance of about four hundred and seventy-six feet to a point; thence on a line bearing south one degree three minutes east a distance of about two hundred and seventyseven feet to a point; thence on a line bearing south fortyseven degrees thirtyfive minutes west a distance of about two hundred and sixtynine feet to a point; thence on a line bearing south twentyseven degrees forty minutes east, a distance of about four hundred and fortytwo feet to a point; thence along the southerly boundary of the said Reduit estate and the northerly boundary of Richard Bojettes' property on a line bearing south eightyseven degrees zero minutes west, a distance of about five hundred and fortytwo feet; thence along said southerly boundary of said Reduit estate and the easterly boundaries of David Similien's and Mde. E. Corosmain's lands on a line bearing north nineteen degrees zero minutes west, a distance of about seven hundred and fortyfive feet to the northern point of said Mde. E. Corosmain's lands; thence along the said southerly boundary of the said Reduit estate and the westerly boundary of the said Mde. E. Corosmain's lands on a line bearing south thirty degrees fifteen minutes west, a distance of about six hundred and fitfytwo feet to the southeastern corner of lands of the heirs of Richard Africain; thence along the said southern boundary of the said Reduit estate and the eastern boundary of the said heirs of Richard Africain's lands on a line bearing north sixteen degrees

zero minutes west, a distance of about five hundred and four feet to a point; thence on a line bearing north nineteen degrees thirtyfour minutes west, a distance of about six hundred and sixtyone feet to the northeastern corner of the lands of the said heirs of Richard Africain; thence along the said southerly boundary of the said Reduit estate and the northerly boundary of the lands of the said heirs of Richard Africain on a line bearing north sixtytwo degrees two minutes west, a distance of about 746 feet to a point on the easterly line of the lands of Henri Claude *et al.* and forming the northwestern corner of the lands of the said heirs of Richard Africain and the southwestern corner of the said Reduit estate; thence along the easterly boundary of the lands of the said Henri Claude *et al.* and the westerly boundary of the lands of the said heirs of Richard Africain on a line bearing south four degrees fiftyeight minutes west, a distance of about 345 feet to the southeastern boundary of the property of the said Henri Claude *et al.*; thence along the southerly boundary of the lands of the said Henri Claude *et al.* and the northerly boundaries of the lands of the said heirs of Richard Africain and the heirs of Christophe Ambroise on a line bearing south 69 degrees 55 minutes west, a distance of about 1,027 feet to the intersection of said line with the low water line of the shore of the Caribbean Sea; thence in a northerly and easterly direction along the low water line of the shore of the Caribbean Sea and Gros Islet Bay to the point of beginning; the entire tract containing approximately 245 acres.

(2) Reference: map of Saint Lucia, scale 1 inch equals 400 feet, prepared by Department Engineer, Puerto Rican Department, dated the 16th November, 1940.

Beginning at a point on the shoreline of Anse Pointe Sable about 2,700 feet southwest of Point Sable; thence south 86 degrees—00 minutes west a distance of 2,700 feet to a point; thence due north 950 feet to a point; thence south 87 degrees—00 minutes west a distance of approximately 1,000 feet to a point on Vieuxfort River (the boundary crossing Vieuxfort—Castries Road at a point about 750 feet northerly from a railroad crossing near a Vieuxfort sugar mill); thence northerly along Vieuxfort River, a distance of approximately 3,700 feet to a point (this point being 400 feet up-stream from a road bridge or ford southwest of Tournay Village); thence parallel to, and 750 feet northwest of, the centre line of northeast—southwest runway (as finally located after survey), this line having a bearing of approximately north 38 degrees—00 minutes east and a distance of about 8,400 feet to a point which lies 800 feet south of a bridge or culvert on the Vieuxfort—Castries road (this bridge is located at the first sharp turn in the road at a distance of about two and one-third miles north of Vieuxfort Village); thence south 81 degrees—30 minutes east a distance of about 3,400 feet to a point on the shoreline south of Port des Savannes, this line being located generally along a ridge which approaches the shoreline about 9,000 feet north of Point Sable; thence following southward along the shoreline a distance of about two and one-quarter miles to point of beginning; the entire tract containing approximately one thousand acres.

(3) [An area along the Vieuxfort Bay with a frontage of 1,000 feet and a depth of about 500 feet, not to include any part of the settled area of Vieuxfort Village.]

(4) [An area of about 10 acres in Vieuxfort Valley north of the area described in paragraph (2) of this Schedule suitable for construction of a dam and reservoir for water supply.]

(5) Maria Island.

(6) [A way-leave for water lines from reservoir to the area described in paragraph (2) of this Schedule.]

5. ANTIGUA.

THIS LEASE made the _____ day of _____ nineteen hundred and forty-one between His Majesty The King of the one part and the United States of America of the other part.

WHEREAS by Notes exchanged on the second day of September, nineteen hundred and forty (copies of which are appended to the Agreement hereinafter referred to) His Majesty's Government in the United Kingdom made, and the Government of the United States accepted, proposals for the grant to the Government of the United States, in exchange for naval and military equipment and material transferred by the United States to His Majesty's Government, of the lease of naval and air bases and facilities connected therewith, in certain localities, including the Island of Antigua, for a period of ninety-nine years free from all rent and charges other than compensation to be mutually agreed on to be paid by the United States in order to compensate the owners of private property for the loss by expropriation or damage arising out of the establishment of the said bases and facilities:

AND WHEREAS in furtherance of such proposals an Agreement between the Government of the United Kingdom and the United States of America was signed on the twenty-seventh day of March, nineteen hundred and forty-one:

Now, THEREFORE, His Majesty doth hereby demise to the United States of America, free from all rent and charges other than compensation as hereinbefore mentioned, all that property described in the Schedule hereto and delineated on the plan[s] annexed hereto, to hold unto the United States of America for a term of ninety-nine years commencing on the date hereof, for the purposes specified in the aforesaid Notes and with the rights, powers and authority and on the terms and conditions contained in the aforesaid Agreement (except such parts thereof as relate specifically to territory other than the Island of Antigua), which Agreement (except as aforesaid) shall be regarded as incorporated in and made part of this lease.

2. The exact metes and bounds of the property generally described in the Schedule hereto shall with all convenient speed be established by Survey conducted by the United States of America, and shall then be described and delineated in a document or documents and a plan or plans in duplicate, which, when agreed and signed on behalf of the parties hereto, shall supersede the description contained in the Schedule hereto and the plan[s] annexed hereto.

One copy of each such document and plan shall be retained by the United States of America and the other shall be deposited with the Governor of the Leeward Islands.

3. The Government of the United States will not use the said property, or permit the use thereof, except for the purposes specified in the aforesaid Notes and Agreement.

IN WITNESS WHEREOF His Majesty The King has caused the Public Seal of the Presidency of Antigua to be affixed hereto and the United States of America has caused these presents to be executed on its behalf by _____, the day and the year first above written.

SCHEDULE.

Reference: Map of Island of Antigua, 1891.

(1) Beginning at an existing old boundary stone whose latitude is north seventeen degrees five minutes seventeen point eighteen seconds and longitude west 61 degrees 45 minutes 19.35 seconds located between Codrington's and Crabb's estates; thence running south five degrees 8 minutes west, a distance of 7.60 feet to a point; thence running north 81 degrees 44 minutes west, a distance of 1,328 feet to a point; thence north 70 degrees 33 minutes west, a distance of 307 feet to a point; thence north 78 degrees 28 minutes west, a distance of 1,830 feet to a point on the low water line in Parham Harbour, the latitude and longitude of said point being respectively north 17 degrees 5 minutes 23.63 seconds and west 61 degrees 45 minutes 54.39 seconds; thence in a general northerly direction along the meanderings of the low water line along the west shore of Crabb's Peninsula to the most northerly point thereof and along the meanderings of the low water line along the east shore of Crabb's Peninsula to a point whose latitude is north 17 degrees 5 minutes 33.98 seconds and longitude west 61 degrees 45 minutes 17.78 seconds; thence south 5 degrees 8 minutes west, a distance of 1,700 feet to the old boundary stone which is the point of beginning; the entire tract containing approximately 430 acres; also Rat and Mouse Islands.

(2) Beginning at a point on the east-west road five hundred yards west of High Point factory; thence north about five-eighths of a mile to the shoreline of Judges' Bay; then east, south, and southeast along the shoreline to Barnacle promontory, thence south and west along the shoreline to the mouth of the unnamed stream south of Millar; thence west along the said stream about five-eighths of a mile; thence north about nine hundred and fifty yards to base of Date Hill and the eastern edge of Winthorpe's village (the village being excluded); thence due north about three-eighths of a mile to the point of beginning; the entire tract of land containing approximately one and two-fifths square miles; excepting and excluding from this tract the residential part of the Millar estate.

6. TRINIDAD.

THIS LEASE made the _____ day of _____ nineteen hundred and forty-one between His Majesty The King of the one part and the United States of America of the other part.

WHEREAS by Notes exchanged on the second day of September, nineteen hundred and forty (copies of which are appended to the Agreement hereinafter referred to) His Majesty's Government in the United Kingdom made, and the Government of the United States accepted, proposals for the grant to the Government of the United States, in exchange for naval and military equipment and material transferred by the United States to His Majesty's Government, of the lease of naval and air bases and facilities connected therewith, in certain localities, including the West coast of Trinidad, for a period of ninety-nine years free from all rent and charges other than compensation to be mutually agreed on to be paid by the United States in order to compensate the owners of private property for the loss by expropriation or damage arising out of the establishment of the said bases and facilities:

AND WHEREAS in furtherance of such proposals an Agreement between the Government of the United Kingdom and the United States of America was signed on the twenty-seventh day of March, nineteen hundred and forty-one:

NOW, THEREFORE, His Majesty doth hereby demise to the United States of America, free from all rent and charges other than compensation as hereinbefore mentioned, all that property described in the Schedule hereto and delineated on the plan[s] annexed hereto, to hold unto the United States of America for a term of ninety-nine years commencing on the date hereof, for the purposes specified in the aforesaid Notes and with the rights, powers and authority and on the terms and conditions contained in the aforesaid Agreement (except such parts thereof as relate specifically to territory other than Trinidad), which Agreement (except as aforesaid) shall be regarded as incorporated in and made part of this lease.

2. The exact metes and bounds of the property generally described in the Schedule hereto shall with all convenient speed be established by Survey conducted by the United States of America, and shall then be described and delineated in a document or documents and a plan or plans in duplicate, which, when agreed and signed on behalf of the parties hereto, shall supersede the description contained in the Schedule hereto and the plan[s] annexed hereto. One copy of each such document and plan shall be retained by the United States of America and the other shall be deposited with the Governor of Trinidad and Tobago.

3. The Government of the United States will not use the said property, or permit the use thereof, except for the purposes specified in the aforesaid Notes and Agreement.

IN WITNESS WHEREOF His Majesty The King has caused the Public Seal of the Colony of Trinidad and Tobago to be affixed hereto and the United States of America has caused these presents to be executed on its behalf by _____, the day and the year first above written.

SCHEDULE.

(1) Beginning at the intersection of the shoreline west of St. Pierre with longitude sixty-one degrees, thirty-five minutes, fifty-seven seconds, west, proceed northerly approximately sixty-seven hundred feet along the ridge of the hill to the triangulation station marked elevation ten hundred and twenty-four; thence due north twenty-eight hundred feet; thence due west approximately fifty-two hundred feet to the junction with the west side of Tucker Valley Road; thence northerly approximately seven hundred feet along the said road to the junction with the west side of the road of the branch road marked on the map in yellow; thence northwesterly and westerly approximately eleven thousand two hundred feet along the said branch road and the bridle path extension thereof, to the end of the said bridle path; thence northwest approximately fourteen hundred feet to the shoreline; thence along the said shoreline, starting southwesterly, around Entrada Point and Point Dalgada to a point on the shore one hundred feet southwest of the western end of Hart's Cut; thence on a straight line through the triangulation station marked elevation four hundred and sixty-two to the shoreline; thence around Point Gourde to the point of beginning; and, in addition thereto, Gasparillo Island and the Five Islands; the several areas totalling approximately twelve square miles; Provided that the area known as La Retraite shall be excluded. Reference: Map of Trinidad and Tobago. Scale 1-50,000. Sheet A.

(2) Beginning at the road junction approximately 2,000 links east of the Guanapo River crossing of the eastern road (approximate co-ordinates: 477,800 links east, 431,400 links north); thence generally north along boundary line of Guanapo Reserve approximately 7,000 links to angle in boundary line; thence west about 4,500 links to intersection with Guanapo River; thence generally north along Guanapo River to boundary of Guanapo Reserve; thence generally east along Guanapo Reserve boundary to point at 446,900 links north and 478,700 links east; thence east approximately 20,800 links; thence south approximately 9,000 links to northwest corner of Guaico Valencia Reserve; thence southeast along Reserve boundary to co-ordinate line 430,000 links north; thence east along this line about 7,500 links to intersection with road; thence southeast generally parallel with road between Valencia and Sangre-Grande Town to corner of Reserve; thence along Reserve boundary to point on boundary at 522,400 links east and 413,500 links north; thence southeast about 3,500 links to point on Reserve boundary; thence generally south, west, and north along the Reserve boundary to point at about 489,000 links east and 411,250 links north; thence generally north across Aripo River to southwest corner of Cumuto Reserve; thence generally north along Reserve boundary to co-ordinate line 420,000 links north; thence west along this line about 10,000 links; thence north to point of beginning; the entire tract containing approximately eighteen square miles; provided that the existing Eastern Main Road and the Trinidad

Government Railway within the parcel shall be excluded. Reference: Map of Trinidad and Tobago. Scale 1-50,000. Sheets B, C and E.

(3) Beginning at road crossing northeast of Longdenville at about 409,500 links east and 366,600 links north; thence north along (but excluding) road about 2,000 links; thence east about 4,500 links; thence south about 3,000 links; thence east about 11,400 links to road; thence south along (but excluding) road about 4,500 links to road junction; thence southeast along (but excluding) trail about 3,900 links to stream line; thence southwest about 4,500 links to Ravine Sable; thence generally west along Ravine Sable to crossing of improved road; thence northwest to road junction; thence generally north along (but excluding) road to point of beginning; the entire tract containing approximately two square miles. Reference: Map of Trinidad and Tobago. Scale 1-50,000. Sheet D.

(4) Beginning at point on road from Mature to Toco where Primera Pria River crosses it; thence generally northeast along (but excluding) the road to the Saliboa River; thence generally south along the bank of the Saliboa River to the shore of Saline Bay; thence along the shoreline of Saline Bay to the mouth of the Primera Pria River; thence to point of beginning; the entire tract containing approximately ninety-six acres. Reference: Map of Trinidad and Tobago. Scale 1-50,000. Sheet C.

7. BRITISH GUIANA.

THIS LEASE made the day of nineteen hundred and forty-one between the Colony of British Guiana of the one part and the United States of America of the other part.

WHEREAS by Notes exchanged on the second day of September, nineteen hundred and forty (copies of which are appended to the Agreement hereinafter referred to) His Majesty's Government in the United Kingdom made, and the Government of the United States accepted, proposals for the grant to the Government of the United States, in exchange for naval and military equipment and material transferred by the United States to His Majesty's Government, of the lease of naval and air bases and facilities connected therewith, in certain localities, including British Guiana within fifty miles of Georgetown, for a period of ninety-nine years free from all rent and charges other than compensation to be mutually agreed on to be paid by the United States in order to compensate the owners of private property for the loss by expropriation or damage arising out of the establishment of the said bases and facilities:

AND WHEREAS in furtherance of such proposals an Agreement between the Government of the United Kingdom and the United States of America was signed on the twenty-seventh day of March, nineteen hundred and forty-one:

NOW, THEREFORE, the Colony of British Guiana doth hereby lease to the United States of America, free from all rent and charges other than compensation as hereinbefore mentioned, all that property described in the Schedule hereto and delineated on the plan[s] annexed hereto, to hold unto the United States of America for a term

of ninety-nine years commencing on the date hereof, for the purposes specified in the aforesaid Notes and with the rights, powers and authority and on the terms and conditions contained in the aforesaid Agreement (except such parts thereof as relate specifically to territory other than British Guiana), which Agreement (except as aforesaid) shall be regarded as incorporated in and made part of this lease.

2. The exact metes and bounds of the property generally described in the Schedule hereto shall with all convenient speed be established by Survey conducted by the United States of America, and shall then be described and delineated in a document or documents and a plan or plans in duplicate, which, when agreed and signed on behalf of the parties hereto, shall supersede the description contained in the Schedule hereto and the plan[s] annexed hereto. One copy of each such document and plan shall be retained by the United States of America and the other shall be deposited with the Governor of British Guiana.

3. The Government of the United States will not use the said property, or permit the use thereof, except for the purposes specified in the aforesaid Notes and Agreement.

IN TESTIMONY WHEREOF the parties have hereto set their hands the day and the year first above written.

SCHEDULE.

(1) Beginning at a point on the right (east) bank of the Demerara River one thousand yards southwest of the road junction at Hyde Park; thence about one and one-half miles along the meandering line generally parallel to, and about one thousand yards southwest of, the unimproved road running generally southeast from Hyde Park; thence northeast about ninety-five hundred feet; thence northwest about eight thousand feet to a point fifteen-hundred feet east of the Demerara River; thence generally southwest about forty-five hundred feet to the said unimproved road; thence northwest along (but excluding) the said road to the right (east) bank of the Demerara River; thence southwest along the bank of the river to the point of beginning, the entire tract containing approximately two and one-half square miles. (Reference: Plan of the Sea Coast of British Guiana, in two sheets, 1925.)

(2) Beginning at the intersection of the shoreline of the east bank of the Essequibo River with latitude $6^{\circ} 29' 14''$ north at a point marked "Quarry End" as shown on British Admiralty chart No. 2783 published the 26th September, 1929, and entitled "Essequibo River Amari-kuru Island to Bartica," proceed in a due east direction approximately 8,000 feet; thence due south a distance of approximately 8,000 feet; thence due west a distance of approximately 5,800 feet to the north bank of Makauria Creek; thence in a northwesterly direction along the north bank of Makauria Creek to the intersection of the said north bank with the shoreline of the east bank of the Essequibo River; thence in a generally northerly direction along the shoreline of the east bank of the Essequibo River to the point of beginning, the entire tract containing approximately 1,400 acres.

ANNEX III.

SPECIAL PROVISIONS FOR INDIVIDUAL TERRITORIES.

(A)—*Special Provisions appertaining to Bermuda.*

(1) THE United States will not close the existing channels from Ferry Point Bridge to St. George's Harbour or from St. George's Harbour through Stocks Harbour to Tucker's Town, unless it first provide alternative channels to give facilities at least as adequate as those given by the present channels.

Ante, p. 1561.

(2) In its application to Bermuda, Article 1 (2) (e) of this Agreement shall be construed as including the right, power and authority to install, maintain, use and operate under-sea and other defences, defence devices and controls, including detecting and other similar facilities, in the entrance of Castle Harbour; but the United States will not close the channels through Castle Roads to the open sea.

(3) The United States shall have the right to construct a causeway between Tucker's Island and King's Point in Sandys Parish, but a channel will be preserved and maintained between Tucker's Island and King's Point sufficient for such vessels as now use the channel at present existing.

(4)—(a) In respect of the waters in the vicinity of Morgan's Island and Tucker's Island the United States shall have the right, power and authority to fill the whole or any part of the area generally described as follows:—

Beginning at the most northerly point of Tucker's Island, a line drawn easterly for a distance of twenty-one hundred feet, passing through a point approximately fifty feet north of the most northerly point of Morgan's Island, to a point; thence southeasterly along a line tangent to Morgan's Island to its most southeasterly point; thence a line to the most southwesterly point of Morgan's Island; thence a line to the most southerly point of Tucker's Island; thence following the shoreline of Tucker's Island to the point of beginning.

(b) The United States shall also have the right, power and authority to fill any indentations in the shoreline in the vicinity of King's Point in Sandys Parish in order to straighten the shoreline.

(5) The United States will not interrupt highway communication between Hamilton Parish and St. George's Island; and if its works or operations shall prevent the continued use of the present highway facilities between Blue Hole and the Swing Bridge on St. George's Island, and it does not provide alternative facilities, as satisfactory as the said present facilities, directly between those points, it will provide such alternative facilities between the main north shore road at Bailey's Bay and the main road at Mullet Bay, and will for that purpose construct and maintain a suitable drawbridge between Coney Island and Ferry Point.

(6) Except when the United States is engaged in war, or in time of other emergency, the United States will not use motor vehicles outside the Leased Areas except so far as the Government of Bermuda shall agree to such use.

(B)—*Special Provision appertaining to Jamaica.*

Without prejudice to the rights of the Government of the United Kingdom, the United States shall have the right to repair, restore or construct, on the site of the old naval station at Port Royal on the Palisadoes Peninsula, shops, storehouses, piers, wharves, graving docks and other similar facilities useful and convenient for the supply, maintenance and repair of naval vessels, auxiliaries and similar craft. Such facilities may be used jointly and on equal terms, within the limits of their capacity, when and as conditions permit, by the United States and the Government of the United Kingdom. The United States will, in exercising such right, preserve features of historic interest so far as practicable.

(C)—*Special Provision appertaining to St. Lucia.*

The United States will maintain existing highways traversing the Leased Areas and will permit, without restrictions except such as may be necessary for military reasons, the use thereof without payment by the Government of the United Kingdom, the Government of St. Lucia and members of the public; or may, if it so desires, in substitution for such highways, construct for such use highways outside the Leased Areas.

(D)—*Special Provision appertaining to Antigua.*

The United States will grant, without cost, to the present owner of the High Point estate a licence for the continued occupation, during the lifetime of the said owner, of any portion of the residential part of the said estate which on final survey may fall within the Leased Area.

(E)—*Special Provisions appertaining to Trinidad.*

(1) Should the United States determine that it is necessary to remove the quarantine station from the Five Islands, the United States will pay just compensation for such removal, the amount of such compensation to be mutually agreed upon.

Removal of quarantine station from Five Islands.

(2) The United States shall have the following rights:—

U. S. rights.

(a) to impound, take and use the waters of and in the watershed of the Aripo River north of the Cumuto area for the requirements of the United States forces from time to time stationed at or employed in the Leased Areas, and for all other necessary purposes connected with the construction, maintenance, operation and defence of the Bases established in Trinidad by the United States;

- (b) to construct, maintain and operate dams, reservoirs and other necessary works and facilities for the purposes aforesaid;
- (c) to lay and maintain pipe-lines in and from the watershed across the lands of Trinidad for the purpose of carrying the said waters to the said Bases, and to be afforded all wayleaves necessary for this purpose;
- (d) to take and do all such measures, acts and things as may from time to time be necessary to control the areas comprised in the said watershed in order to safeguard, or prevent the pollution of, the said waters or otherwise to ensure their purity;
- (e) to take on lease on the same terms as are contained in this Agreement or to occupy such areas of land, whether in Crown or private ownership, as may from time to time be necessary for any of the purposes aforesaid, without consideration other than compensation to be mutually agreed on to be paid by the United States in order to compensate the owners of private property, if any, for loss by expropriation or damage, the amount of such compensation to be determined in accordance with the procedure adopted for assessing compensation to such owners for loss by expropriation or damage arising out of the establishment of the Bases:

Provided that the Government of Trinidad shall be entitled to take and use so much of the waters of and in the said watershed as the United States may from time to time determine to be in excess of the actual requirements of the United States; and that any dams or other works established by the United States shall be so constructed as to be capable of extension in order to enable the said surplus waters to be made available to the Government of Trinidad.

Defenses.

(3) The United States shall have the right to establish necessary defences in the entrance waters of the Gulf of Paria on certain islands of the Dragon's Mouth and on the mainland at the Serpent's Mouth, the terms and conditions of the leases for the areas required for these installations to be those set out in this Agreement. If the Government of the United Kingdom shall determine to install additional defences on the outer promontories of the Leased Areas the United States agrees to surrender areas of such extent and on such terms as may be mutually agreed.

United States Fleet Anchorage.

(4) Whenever required and after notification to the Governor of Trinidad, the United States shall have control over an anchorage, to be known as the United States Fleet Anchorage, comprising the whole or any part of an area in the Gulf of Paria lying north of the line (extended) of the present dredged channel to Port of Spain and west of the longitude of Cumana Point, of about 12 square miles in depths of more than 5 fathoms with additional anchorage in less depths. When not required by the United States, the control of the whole or

any part of the area shall revert to the Government of Trinidad, on due notification, until such time as the Government of Trinidad is notified that control is again required. The notifications mentioned above shall contain a description of the area required or not required as the case may be. The provisions of this Agreement applicable to Leased Areas shall, during the period of United States control, apply to the anchorage to the full extent necessary or appropriate for the establishment, use, operation, defence and control thereof.

(5) From such areas and under such terms and conditions as may be mutually agreed by the Government of the United States and the Government of Trinidad, the Government of Trinidad shall be permitted within the Leased Areas to win stone, gravel and sand for public works; provided that such permission shall not be exercised so as to interfere with the construction, maintenance, operation or defence of the Bases and shall be subject to such restrictions as may be demanded by military necessity.

Procurement of stone, gravel, and sand by Government of Trinidad.

(6)—(a) The Government of the United Kingdom shall secure the grant to the United States of a lease for a period of twelve months of 1,200 feet of existing wharfage and two of the existing transit sheds on the waterfront at Port of Spain; provided that when the said wharfage and sheds are not being used by the United States they shall be placed at the disposal of the Government of the United Kingdom and the Government of Trinidad upon request by the latter. Pending the execution of such lease, the United States shall have the use of the said wharfage and sheds under the conditions aforesaid.

Wharfage, etc.

(b) The United States may during the period of the above lease extend the existing wharfage at Port of Spain westward for a distance not exceeding 3,000 feet, and shall be granted a lease of such extension for the unexpired period of the lease of the Leased Areas; provided that if the Government of Trinidad shall construct for transfer to the United States alternative wharfage outside of Port of Spain which shall be satisfactory in all respects to the United States, then the United States will surrender in exchange to the Government of Trinidad, on terms to be mutually agreed, its rights under the lease of the said wharfage in Port of Spain.

(7) The United States will afford access to the Macqueripe Bay area to the Government of Trinidad and members of the public by way of the existing road or by such other road as may be constructed, subject only to such restrictions as are demanded by military necessity and proper police control.

Access to Macqueripe Bay area.

(8) If the Eastern Main road to Saline Bay is completed by the United States, the United States will, subject only to such restrictions as are demanded by military necessity, afford the Government of Trinidad and members of the public free use thereof. The United States will afford like use of any road that may be constructed by the United States from Port of Spain to the Cumuto area.

Public use of roads.

(F)—*Special Provision appertaining to British Guiana.*

(1) In its use of the Demerara and Essequibo Rivers, the United States shall not obstruct the navigation thereof.

(2) From such areas and under such terms as may be mutually agreed by the Government of the United States and the Government of British Guiana, the Government of British Guiana shall be permitted within the Leased Areas to win stone for public works; provided that such permission shall not be exercised so as to interfere with the construction, maintenance, operation or defence of the Bases and shall be subject to such restrictions as may be demanded by military necessity.

EXCHANGES OF NOTES

STATUS OF NEWFOUNDLAND

The British Prime Minister to the American Ambassador

FOREIGN OFFICE, LONDON, S.W. 1,

March 27, 1941.

YOUR EXCELLENCY,

I HAVE the honour to inform your Excellency that, in signing this day the Agreement concerning the lease of Bases, it is the intention of the Government of the United Kingdom of Great Britain and Northern Ireland that, upon the resumption by Newfoundland of the constitutional status held by it prior to the 16th February, 1934, the words "the Government of the United Kingdom," wherever they occur in relation to a provision applicable to Newfoundland in the said Agreement, shall be taken to mean, so far as Newfoundland is concerned, the Government of Newfoundland, and the Agreement shall then be construed accordingly.

2. If the Government of the United States agree to this interpretation, I would suggest that the present Note and your Excellency's reply to that effect be regarded as placing on record the understanding of the two Contracting Governments in this matter.

I have the honour to be, with the highest consideration,

Your Excellency's obedient Servant,

WINSTON S. CHURCHILL

His Excellency

The Honourable JOHN GILBERT WINANT,

&c., &c., &c.

The American Ambassador to the British Prime Minister

EMBASSY OF THE UNITED STATES OF AMERICA,

London, March 27, 1941.

YOUR EXCELLENCY,

I HAVE the honor to acknowledge receipt of your Excellency's Note of to-day's date, the terms of which are as follows:

"Your Excellency,

"I have the honour to inform your Excellency that, in signing this day the Agreement concerning the lease of Bases, it is the intention of the Government of the United Kingdom of Great Britain and Northern Ireland that, upon the resumption by Newfoundland of the constitutional status held by it prior to the 16th February, 1934, the words 'the Government of the United Kingdom,' wherever they occur in relation to a provision applicable to

Newfoundland in the said Agreement, shall be taken to mean, so far as Newfoundland is concerned, the Government of Newfoundland, and the Agreement shall then be construed accordingly.

"2. If the Government of the United States agree to this interpretation, I would suggest that the present Note and your Excellency's reply to that effect be regarded as placing on record the understanding of the two Contracting Governments in this matter."

2. In reply, I have the honor to inform your Excellency that the Government of the United States accepts the interpretation of the Agreement concerning the lease of Bases signed this day as set forth in your Excellency's Note and, in accordance with the suggestion contained therein, your Excellency's Note and this reply will be regarded as placing on record the understanding between the two Contracting Governments in this matter.

I have the honor to be, with the highest consideration, Sir,

Your most obedient humble Servant,

JOHN G. WINANT

The Rt. Hon. WINSTON S. CHURCHILL, C.H., M.P.,
&c., &c., &c.

CENSORSHIP OF MAILS

The American Ambassador to the British Prime Minister

EMBASSY OF THE UNITED STATES OF AMERICA,

London, March 27, 1941.

EXCELLENCY,

I HAVE the honor to inform your Excellency that my Government has agreed to the following understanding in respect of Article XVI of the Agreement signed this day between our respective Governments concerning the lease of Bases:

(1) Mails passing between United States Post Offices shall not be subject to censorship except by the United States.

(2) In connection with the establishment of any United States Post Offices in a Leased Area, the United States will arrange administratively, for such time as Great Britain may be at war, for the examination of all non-official incoming or outgoing mail destined for or originating in a Leased Area.

(3) The use of these Post Offices will be strictly limited to persons entitled under Article XVI to use them, and any mail deposited in such a Post Office which may be found by the United States examiners to be from a person not entitled to use it will, if required, be made available to the authorities of the Territory for examination.

(4) Should the United States be at war and Great Britain be neutral, the British Government will ensure that a similar procedure is adopted, with respect to incoming or outgoing mail destined for or originating in the Territory in which a Leased Area is located, to safeguard the interests of the United States in the Leased Area.

(5) The United States and British authorities will collaborate to prevent their respective mails, in the Leased Areas or in the Territories in which they are located, being used prejudicially to the security of the other.

(6) There will be no examination of official mail of either Government by the other under any conditions.

2. If your Excellency's Government agrees to this understanding, I would suggest that the present Note and your reply to that effect be regarded as placing it on record.

I have the honor to be, with the highest consideration, Sir,

Your most obedient humble Servant,

JOHN G. WINANT

The Rt. Hon. WINSTON S. CHURCHILL, C.H., M.P.,
 &c., &c., &c.

The British Prime Minister to the American Ambassador

FOREIGN OFFICE, LONDON, S.W. 1,

March 27, 1941.

YOUR EXCELLENCY,

I HAVE the honour to acknowledge the receipt of your Excellency's Note of to-day's date concerning censorship, the terms of which are as follows:—

"Excellency,

"I have the honor to inform your Excellency that my Government has agreed to the following understanding in respect of Article XVI of the Agreement signed this day between our respective Governments concerning the lease of Bases:—

"(1) Mails passing between United States Post Offices shall not be subject to censorship except by the United States.

"(2) In connection with the establishment of any United States Post Offices in a Leased Area, the United States will arrange administratively, for such time as Great Britain may be at war, for the examination of all non-official incoming or outgoing mail destined for or originating in a Leased Area.

"(3) The use of these Post Offices will be strictly limited to persons entitled under Article XVI to use them, and any mail deposited in such a Post Office which may be found by the United States examiners to be from a person not entitled to use it will, if required, be made available to the authorities of the Territory for examination.

"(4) Should the United States be at war and Great Britain be neutral, the British Government will ensure that a similar procedure is adopted, with respect to incoming or outgoing mail destined for or originating in the Territory in which a Leased Area is located, to safeguard the interests of the United States in the Leased Area.

“(5) The United States and British authorities will collaborate to prevent their respective mails, in the Leased Areas or in the Territories in which they are located, being used prejudicially to the security of the other.

“(6) There will be no examination of official mail of either Government by the other under any conditions.

“2. If your Excellency’s Government agrees to this understanding, I would suggest that the present Note and your reply to that effect be regarded as placing it on record.”

2. In reply, I have the honour to inform your Excellency that the Government of the United Kingdom of Great Britain and Northern Ireland agree to this understanding, and, in accordance with your Excellency’s suggestion, your Excellency’s Note and this reply will be regarded as placing 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,

WINSTON S. CHURCHILL

His Excellency

The Honourable JOHN GILBERT WINANT,

&c., &c., &c.

PROTOCOL.

THE undersigned plenipotentiaries of the Governments of Canada, the United Kingdom of Great Britain and Northern Ireland and the United States of America having been authorized by their respective Governments to clarify certain matters concerning the defence of Newfoundland arising out of the Agreement signed this day concerning the Bases leased to the United States, have drawn up and signed the following Protocol:—

Defense of Newfoundland.

1. It is recognised that the defence of Newfoundland is an integral feature of the Canadian scheme of defence, and as such is a matter of special concern to the Canadian Government, which has already assumed certain responsibilities for this defence.

2. It is agreed therefore that, in all powers which may be exercised and in such actions as may be taken under the Agreement for the use and operation of United States bases dated the 27th March, 1941, in respect of Newfoundland, Canadian interests in regard to defence will be fully respected.

3. Nothing in the Agreement shall affect arrangements relative to the defence of Newfoundland already made by the Governments of the United States and Canada in pursuance of recommendations submitted to those Governments by the Permanent Joint Board on Defence—United States and Canada.

4. It is further agreed that in all consultations concerning Newfoundland arising out of Articles I (4), II and XI (5) of the Agreement, or of any other Articles involving considerations of defence, the Canadian Government as well as the Government of Newfoundland will have the right to participate.

Ante, pp. 1561, 1565.

Done in triplicate, in London, the 27th day of March, 1941.

On behalf of the Government of Canada:

VINCENT MASSEY
L. W. MURRAY
L. B. PEARSON

On behalf of the Government of the United Kingdom of Great Britain and Northern Ireland:

WINSTON S. CHURCHILL
CRANBORNE
MOYNE

On behalf of the Government of the United States of America:

JOHN G. WINANT
CHARLES FAHY
HARRY J. MALONY
HAROLD BIESEMEIER

January 1, 1942, and
August 14, 1941
[E. A. S. 236]

Declaration by United Nations respecting cooperative war effort, Washington, January 1, 1942. And declaration known as the Atlantic Charter, August 14, 1941.

DECLARATION BY UNITED NATIONS:

A JOINT DECLARATION BY THE UNITED STATES OF AMERICA, THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND, THE UNION OF SOVIET SOCIALIST REPUBLICS, CHINA, AUSTRALIA, BELGIUM, CANADA, COSTA RICA, CUBA, CZECHOSLOVAKIA, DOMINICAN REPUBLIC, EL SALVADOR, GREECE, GUATEMALA, HAITI, HONDURAS, INDIA, LUXEMBOURG, NETHERLANDS, NEW ZEALAND, NICARAGUA, NORWAY, PANAMA, POLAND, SOUTH AFRICA, YUGOSLAVIA.

The Governments signatory hereto,

Having subscribed to a common program of purposes and principles embodied in the Joint Declaration of the President of the United States of America and the Prime Minister of the United Kingdom of Great Britain and Northern Ireland dated August 14, 1941, known as the Atlantic Charter. [1]

Being convinced that complete victory over their enemies is essential to defend life, liberty, independence and religious freedom, and to preserve human rights and justice in their own lands as well as in other lands, and that they are now engaged in a common struggle against savage and brutal forces seeking to subjugate the world, DECLARE:

(1) Each Government pledges itself to employ its full resources, military or economic, against those members of the Tripartite Pact and its adherents with which such government is at war.

(2) Each Government pledges itself to cooperate with the Governments signatory hereto and not to make a separate armistice or peace with the enemies.

The foregoing declaration may be adhered to by other nations which are, or which may be, rendering material assistance and contributions in the struggle for victory over Hitlerism.

Done at Washington
January First, 1942

The United States of America
by FRANKLIN D ROOSEVELT

The United Kingdom of Great Britain
& Northern Ireland
by WINSTON S. CHURCHILL

[P. 1603.]

On behalf of the Government
of the Union of Soviet Socialist Republics
MAXIM LITVINOFF
Ambassador

National Government of the Republic of China
TSE VUNG SOONG
Minister for Foreign Affairs

The Commonwealth of Australia
by R. G. CASEY.

The Kingdom of Belgium
by C^{te}. R. v. STRATEN

Canada
by LEIGHTON McCARTHY

The Republic of Costa Rica
by LUIS FERNÁNDEZ

The Republic of Cuba
by AURELIO F. CONCHESO.

Czechoslovak Republic
by V. S. HURBAN

The Dominican Republic
by J M TRONCOSO

The Republic of El Salvador
by C A ALFARO—

The Kingdom of Greece
by CIMON G. DIAMANTOPOULOS.

The Republic of Guatemala
by:—ENRIQUE LOPEZ HERRARTE.

La Republique d'Haïti
par FERNAND DENNIS.

The Republic of Honduras
by JULIÁN R. CÁCERES

India by
GIRJA SHANKAR BAJPAL.

The Grand Duchy of Luxembourg
by
HUGUES LE GALLAIS

The Kingdom of the Netherlands
A. LOUDON

Signed on behalf of the Govt
of the Dominion of New Zealand
by FRANK LANGSTONE

The Republic of Nicaragua
by LEÓN DE BAYLE

The Kingdom of Norway
by W. MUNTHE MORGENSTIERNE

The Republic of Panamá
by JAÉN GUARDIA

The Republic of Poland
by JAN CIECHANOWSKI

The Union of South Africa
by RALPH W. CLOSE

The Kingdom of Yugoslavia
by
CONSTANTIN A. FOTITCH

DECLARATION OF PRINCIPLES, KNOWN AS THE ATLANTIC CHARTER, BY THE PRESIDENT OF THE UNITED STATES OF AMERICA AND THE PRIME MINISTER OF THE UNITED KINGDOM, AUGUST 14, 1941

Joint declaration of the President of the United States of America and the Prime Minister, Mr. Churchill, representing His Majesty's Government in the United Kingdom, being met together, deem it right to make known certain common principles in the national policies of their respective countries on which they base their hopes for a better future for the world.

First, their countries seek no aggrandizement, territorial or other;

Second, they desire to see no territorial changes that do not accord with the freely expressed wishes of the peoples concerned;

Third, they respect the right of all peoples to choose the form of government under which they will live; and they wish to see sovereign rights and self-government restored to those who have been forcibly deprived of them;

Fourth, they will endeavor, with due respect for their existing obligations, to further the enjoyment by all States, great or small, victor or vanquished, of access, on equal terms, to the trade and to the raw materials of the world which are needed for their economic prosperity;

Fifth, they desire to bring about the fullest collaboration between all nations in the economic field with the object of securing, for all, improved labor standards, economic advancement and social security;

Sixth, after the final destruction of the Nazi tyranny, they hope to see established a peace which will afford to all nations the means of dwelling in safety within their own boundaries, and which will afford assurance that all the men in all the lands may live out their lives in freedom from fear and want;

Seventh, such a peace should enable all men to traverse the high seas and oceans without hindrance;

Eighth, they believe that all of the nations of the world, for realistic as well as spiritual reasons must come to the abandonment of the use of force. Since no future peace can be maintained if land, sea or air armaments continue to be employed by nations which threaten, or may threaten, aggression outside of their frontiers, they believe, pending the establishment of a wider and permanent system of general security, that the disarmament of such nations is essential. They will likewise aid and encourage all other practicable measures which will lighten for peace-loving peoples the crushing burden of armaments.

PROCLAMATIONS

PROCLAMATIONS

ADMINISTRATION OF SECTION 6 OF THE ACT ENTITLED "AN ACT TO EXPEDITE THE STRENGTHENING OF THE NATIONAL DEFENSE" APPROVED JULY 2, 1940

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

January 10, 1941
[No. 2453]

A PROCLAMATION

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense," approved July 2, 1940, provides as follows:

54 Stat. 714; *ante*, p. 206.
50 U. S. C., app. § 701.

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or material, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportation, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued hereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000.00 or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on or after February 3, 1941, the following-described articles and materials shall not be exported from the United States except when authorized in each case by a license as provided for in Proclamation No. 2413 of July 2, 1940, entitled "Administration of section 6 of the act entitled 'AN Act to expedite the strengthening of the national defense' approved July 2, 1940.":

Export of copper, brass and bronze, zinc, nickel, and potash, restriction.

Effective date.

54 Stat. 2712.

1. Copper
2. Brass and Bronze
3. Zinc
4. Nickel
5. Potash

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 10th day of January, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

EXCLUDING LANDS FROM THE WUPATKI NATIONAL MONUMENT AND RESERVING THEM FOR IRRIGATION PURPOSES—ARIZONA

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

January 22, 1941

[No. 2454]

A PROCLAMATION

WHEREAS it appears that certain lands which are now a part of the Wupatki National Monument in the State of Arizona, established by Proclamation of December 9, 1924, 43 Stat. 1977, and enlarged by Proclamation of July 9, 1937, 50 Stat. 1841, are not necessary for the proper care and management of the objects of historic and scientific interest situated on the lands within the said monument; and

WHEREAS it appears that it would be in the public interest to exclude such lands from the Wupatki National Monument; and

WHEREAS such lands are needed in the construction and operation of a diversion dam in Little Colorado River to facilitate the irrigation of lands on the Navajo Indian Reservation:

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 2 of the act of June 8, 1906, c. 3060, 34 Stat. 225 (U. S. C., title 16, sec. 431), and by the act of June 25, 1910, c. 421, 36 Stat. 847 (U. S. C., title 43, sec. 141), as amended by the act of August 24, 1912, c. 369, 37 Stat. 497 (U. S. C., title 43, sec. 142), do proclaim that the lands comprising Lots 1 and 2, Section 12, Township 25 North, Range 10 East, Gila and Salt River Meridian, Arizona, comprising 52.27 acres, are hereby excluded from the Wupatki National Monument, and temporarily withdrawn from settlement, location, sale, or entry and reserved for use in connection with the construction and operation of a diversion dam in Little Colorado River for irrigating Navajo Indian lands. The provisions of the Proclamations of December 9, 1924, and July 9, 1937, shall remain in full force and effect as to all other lands thereby reserved as a national monument.

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 22^d day of January in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

The Secretary of State.

Exclusion of certain lands from Wupatki National Monument.

Diversion dam, Little Colorado River.

43 Stat. 1977; 50 Stat. 1841.

NEW ZEALAND—SUSPENSION OF TONNAGE DUTIES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

January 31, 1941
[No. 2455]

A PROCLAMATION

WHEREAS section 4228 of the Revised Statutes of the United States, as amended by the act of July 24, 1897, c. 13, 30 Stat. 214 (U. S. C., title 46, sec. 141), provides, in part, as follows:

“Upon satisfactory proof being given to the President, by the government of any foreign nation, that no discriminating duties of tonnage or imposts are imposed or levied in the ports of such nation upon vessels wholly belonging to citizens of the United States, or upon the produce, manufactures, or merchandise imported in the same from the United States or from any foreign country, the President may issue his proclamation, declaring that the foreign discriminating duties of tonnage and impost within the United States are suspended and discontinued, so far as respects the vessels of such foreign nation, and the produce, manufactures, or merchandise imported into the United States from such foreign nation, or from any other foreign country; the suspension to take effect from the time of such notification being given to the President, and to continue so long as the reciprocal exemption of vessels, belonging to citizens of the United States, and their cargoes, shall be continued, and no longer . . .”;

AND WHEREAS satisfactory proof was received by me from the Government of New Zealand on January 17, 1941, that no discriminating duties of tonnage or imposts are imposed or levied in the ports of New Zealand upon vessels wholly belonging to citizens of the United States, or upon the produce, manufactures, or merchandise imported in such vessels, from the United States, or from any foreign country:

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 above-quoted statutory provisions, do hereby declare and proclaim that the foreign discriminating duties of tonnage and imposts within the United States are suspended and discontinued so far as respects the vessels of New Zealand and the produce, manufactures, or merchandise imported in said vessels into the United States from New Zealand or from any other foreign country; the suspension to take effect from January 17, 1941, and to continue so long as the reciprocal exemption of vessels belonging to citizens of the United States and their cargoes shall be continued, and no longer.

IN TESTIMONY 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 31st day of January, in the
[SEAL] Independence of the United States of America the one
hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

*Secretary of State.*Discriminating du-
ties discontinued.Effective date; du-
ration.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

February 4, 1941
[No. 2456]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense," approved July 2, 1940, provides as follows:

54 Stat. 714; *ante*, p. 206.
50 U. S. C., app. § 701.

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or materials, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportation, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued hereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000.00 or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

Export of well and refining machinery, radium, uranium, and calf and kip skins, restriction.

Effective date.

54 Stat. 2712.

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after February 10, 1941, the following-described articles and materials shall not be exported from the United States except when authorized in each case by a license as provided for in Proclamation No. 2413 of July 2, 1940, entitled "Administration of section 6 of the Act entitled 'AN ACT To expedite the strengthening of the national defense' approved July 2, 1940.":

- (1.) Well and refining machinery
- (2.) Radium
- (3.) Uranium
- (4.) Calf and kip skins.

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 February, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

INDIA—SUSPENSION OF TONNAGE DUTIES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

February 6, 1941

[No. 2457]

A PROCLAMATION

WHEREAS section 4228 of the Revised Statutes of the United States, as amended by the act of July 24, 1897, c. 13, 30 Stat. 214 (U. S. C., title 46, sec. 141), provides, in part, as follows:

“Upon satisfactory proof being given to the President, by the government of any foreign nation, that no discriminating duties of tonnage or imposts are imposed or levied in the ports of such nation upon vessels wholly belonging to citizens of the United States, or upon the produce, manufactures, or merchandise imported in the same from the United States or from any foreign country, the President may issue his proclamation, declaring that the foreign discriminating duties of tonnage and impost within the United States are suspended and discontinued, so far as respects the vessels of such foreign nation, and the produce, manufactures, or merchandise imported into the United States from such foreign nation, or from any other foreign country; the suspension to take effect from the time of such notification being given to the President, and to continue so long as the reciprocal exemption of vessels, belonging to citizens of the United States, and their cargoes, shall be continued, and no longer . . .”

AND WHEREAS satisfactory proof was received by me from the Government of India on January 17, 1941, that no discriminating duties of tonnage or imposts are imposed or levied in the ports of India upon vessels wholly belonging to citizens of the United States, or upon the produce, manufactures, or merchandise imported in such vessels, from the United States, or from any foreign country:

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 above-quoted statutory provisions, do hereby declare and proclaim that the foreign discriminating duties of tonnage and imposts within the United States are suspended and discontinued so far as respects the vessels of India and the produce, manufactures, or merchandise imported in said vessels into the United States from India or from any other foreign country; the suspension to take effect from January 17, 1941, and to continue so long as the reciprocal exemption of vessels belonging to citizens of the United States and their cargoes shall be continued, and no longer.

Discriminating duties discontinued.

Effective date; duration.

IN TESTIMONY 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 6th day of February, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

EMERGENCY BOARD, RUTLAND RAILROAD COMPANY—EMPLOYEES

February 14, 1941
[No. 2458]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS, the President, having been duly notified by the National Mediation Board that a dispute between the Rutland Railroad Company, a carrier, and certain of its employees represented by the following labor organizations:

Brotherhood of Locomotive Engineers,
Brotherhood of Locomotive Firemen and Enginemen,
Order of Railway Conductors of America,
Brotherhood of Railroad Trainmen,
Order of Railroad Telegraphers,
Brotherhood of Railway and Steamship Clerks, Freight Handlers,
Express and Station Employes,
Brotherhood of Maintenance of Way Employes,
International Association of Machinists,
International Brotherhood of Boilermakers, Iron Ship Builders
and Helpers of America,
International Brotherhood of Blacksmiths, Drop Forgers and
Helpers,
Sheet Metal Workers' International Association,
International Brotherhood of Electrical Workers,
Brotherhood Railway Carmen of America,
International Brotherhood of Firemen and Oilers, Helpers,
Roundhouse and Railway Shop Laborers
American Train Dispatchers' Association.

which dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, amended, now threatens substantially to interrupt interstate commerce within the States of Vermont and New York to a degree such as to deprive that section of the country of essential transportation service;

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, by virtue of the power vested in me by the Constitution and laws of the United States, and by virtue of and under the authority in me vested by Section 10 of the Railway Labor Act, amended, do hereby create a board to be composed of three persons not pecuniarily or otherwise interested in any organization of railway employees or any carrier, to investigate the aforementioned dispute and report its findings to me within thirty days from this date.

The members of this board shall be compensated for and on account of such duties in the sum of Seventy-five dollars (\$75.00) for every day actually employed with or upon account of travel and duties incident to such board. The members will be reimbursed for and they are hereby authorized to make expenditures for expenses for themselves and of the board, including traveling expenses and in conformity with Public No. 212, 72nd Congress, approved June 30, 1932, 11:30 a. m., not to exceed five dollars (\$5.00) per diem for expenses incurred for subsistence.

All expenditures of the board shall be allowed and paid for out of the appropriation "Emergency Boards, Railway Labor Act, May 20, 1926, 1941" on the presentation of itemized vouchers properly approved by the chairman of the board hereby created.

Creation of emergency board to investigate dispute.

44 Stat. 586.
45 U. S. C. § 160.

Compensation.

Expenditures.

47 Stat. 405.
5 U. S. C. § 823.

Fund available.

54 Stat. 596.

IN TESTIMONY 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 14th day of February in the year of our Lord one thousand nine hundred and forty-one, [SEAL] and of the Independence of the United States of America the one hundred and sixty-fifth.

By the President FRANKLIN D ROOSEVELT
CORDELL HULL
Secretary of State

ENLARGING THE SHASTA NATIONAL FOREST—CALIFORNIA

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

February 19, 1941
[No. 2459]

A PROCLAMATION

WHEREAS the hereinafter-described public lands have been found by the Secretaries of Agriculture and the Interior to be chiefly valuable for national forest purposes; and

WHEREAS such lands are within the limits of the areas described in the acts of February 20, 1925, c. 272, 43 Stat. 952, and June 22, 1938, c. 564, 52 Stat. 835 (U. S. C., title 16, sec. 486r), authorizing the addition of certain lands to the Shasta National Forest; and

WHEREAS it appears that the addition of such lands to the Shasta National Forest would be in the public interest:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, by virtue of the power vested in me by the aforesaid acts of Congress, do proclaim that the following-described public lands in the State of California are hereby added to, and reserved as a part of, the Shasta National Forest:

Lands added.

Mt. Diablo Meridian

T. 37 N., R. 3 E., sec. 1, S $\frac{1}{2}$ N $\frac{1}{2}$;
T. 40 N., R. 1 W., sec. 34, NW $\frac{1}{4}$ SE $\frac{1}{4}$;
aggregating 200 acres.

The reservation made by this proclamation shall, as to any lands which are at this date embraced in any valid claim or withdrawn for any public purpose other than classification, be subject to and shall not interfere with or defeat legal rights under such claim, nor prevent the use for such public purpose of land so withdrawn, so long as such claim is legally maintained or such withdrawal remains in force.

Prior rights not affected.

Executive Orders No. 4203 of April 14, 1925, and No. 6910 of November 26, 1934, as amended, withdrawing public lands for classification, are hereby revoked so far as they affect any of the above-described lands.

Partial revocation of designated Executive orders.

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 nineteenth day of February, in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

February 25, 1941
[No. 2460]

54 Stat. 714; *ante*, p. 206.
50 U. S. C., app. § 701.

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense," approved July 2, 1940, provides as follows:

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or material, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportation, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued hereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000, or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

Export of belladonna, atropine, sole leather, and belting leather, restriction.

Effective date.

54 Stat. 2712.

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after March 10, 1941, the following-described articles and materials shall not be exported from the United States except when authorized in each case by a license as provided for in Proclamation No. 2413 of July 2, 1940, entitled "Administration of section 6 of the Act entitled 'AN ACT To expedite the strengthening of the national defense' approved July 2, 1940":

- (1) Belladonna
- (2) Atropine
- (3) Sole Leather
- (4) Belting Leather

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 25th day of February, in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

February 25, 1941
[No. 2461]

A PROCLAMATION

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense," approved July 2, 1940, provides as follows:

54 Stat. 714; *ante*, p. 206,
50 U. S. C., app. § 701.

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or material, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportation, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued hereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000, or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after this date the following-described articles and materials shall not be exported from the United States except when authorized in each case by a license as provided for in Proclamation No. 2413 of July 2, 1940, entitled "Administration of section 6 of the Act entitled 'AN ACT To expedite the strengthening of the national defense' approved July 2, 1940.":

Export of beryllium, graphite electrodes, and aircraft pilot trainers, restriction.

Effective date.

54 Stat. 2712.

- (1) Beryllium
- (2) Graphite electrodes
- (3) Aircraft pilot trainers

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 25th day of February, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

IRAN—SUSPENSION OF TONNAGE DUTIES

February 27, 1941
[No. 2462]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS section 4228 of the Revised Statutes of the United States, as amended by the act of July 24, 1897, c. 13, 30 Stat. 214 (U. S. C., title 46, sec. 141), provides, in part, as follows:

“Upon satisfactory proof being given to the President, by the government of any foreign nation, that no discriminating duties of tonnage or imposts are imposed or levied in the ports of such nation upon vessels wholly belonging to citizens of the United States, or upon the produce, manufactures, or merchandise imported in the same from the United States or from any foreign country, the President may issue his proclamation, declaring that the foreign discriminating duties of tonnage and impost within the United States are suspended and discontinued, so far as respects the vessels of such foreign nation, and the produce, manufactures, or merchandise imported into the United States from such foreign nation, or from any other foreign country; the suspension to take effect from the time of such notification being given to the President, and to continue so long as the reciprocal exemption of vessels, belonging to citizens of the United States, and their cargoes, shall be continued, and no longer . . .”;

AND WHEREAS satisfactory proof was received by me from the Government of Iran on February 5, 1941, that no discriminating duties of tonnage or imposts are imposed or levied in the ports of Iran upon vessels wholly belonging to citizens of the United States, or upon the produce, manufactures, or merchandise imported in such vessels, from the United States, or from any foreign country:

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 above-quoted statutory provisions, do hereby declare and proclaim that the foreign discriminating duties of tonnage and imposts within the United States are suspended and discontinued so far as respects the vessels of Iran and the produce, manufactures, or merchandise imported in said vessels into the United States from Iran or from any other foreign country; the suspension to take effect from February 5, 1941, and to continue so long as the reciprocal exemption of vessels belonging to citizens of the United States and their cargoes shall be continued, and no longer.

IN TESTIMONY 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 27th day of February, in the year of our Lord nineteen hundred and forty-one, and
[SEAL] of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

Discriminating du-
ties discontinued.

Effective date; du-
ration.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

March 4, 1941

[No. 2463]

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense", approved July 2, 1940, provides as follows:

54 Stat. 714; *ante*, p. 206.
50 U. S. C., app. § 701.

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or material, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportation, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued hereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000, or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after March 10, 1941, the following-described articles and materials shall not be exported from the United States except when authorized in each case by a license as provided for in Proclamation No. 2413 of July 2, 1940, entitled "Administration of section 6 of the Act entitled 'AN ACT To expedite the strengthening of the national defense' approved July 2, 1940":

Export of designated articles and materials, restriction.

Effective date

54 Stat. 2712.

- (1) Cadmium
- (2) Carbon Black
- (3) Coconut Oil
- (4) Copra
- (5) Cresylic Acid and Cresols
- (6) Fatty Acids produced from vegetable oils under export control
- (7) Glycerin
- (8) Palm-Kernel Oil and Palm Kernels
- (9) Pine Oil
- (10) Petroleum Coke
- (11) Shellac
- (12) Titanium

Post, p. 1623.

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 March, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

March 4, 1941
[No. 2464]

A PROCLAMATION

54 Stat. 714; *ante*, p.
206.
50 U. S. C., app.
§ 701.

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense", approved July 2, 1940, provides as follows:

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or material, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportation, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued hereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000, or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

Export of jute, lead,
borax, and phos-
phates, restriction.

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after March 24, 1941, the following-described articles and materials shall not be exported from the United States except when authorized in each case by a license as provided for in Proclamation No. 2413 of July 2, 1940, entitled "Administration of section 6 of the Act entitled 'AN ACT To expedite the strengthening of the national defense' approved July 2, 1940":

- (1) Jute
- (2) Lead
- (3) Borax
- (4) Phosphates

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 March, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

Effective date.

54 Stat. 2712.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

March 4, 1941
[No. 2465]

A PROCLAMATION

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense", approved July 2, 1940, provides as follows:

54 Stat. 714; *ante*, p. 206.
50 U. S. C., app. § 701.

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or material, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportation, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued hereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000, or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after April 15, 1941, the following-described articles and materials shall not be exported from the United States except when authorized in each case by a license as hereinafter provided:

Export of certain models, designs, etc., restriction.

Effective date.

Any model, design, photograph, photographic negative, document, or other article or material, containing a plan, specification, or descriptive or technical information of any kind (other than that appearing generally in a form available to the public) which can be used or adapted for use in connection with any process, synthesis, or operation in the production, manufacture, or reconstruction of any of the articles or materials the exportation of which is prohibited or curtailed in accordance with the provisions of section 6 of the act of Congress approved July 2, 1940, or of any basic or intermediary constituent of any such articles or materials.

AND I do hereby empower the Administrator of Export Control to issue licenses authorizing the exportation of any of the above-named articles and materials in accordance with rules and regulations prescribed by the President.

Administrator of Export Control empowered to issue licenses.

Proclamation No. 2423, of September 12, 1940, is hereby superseded except so far as and to the extent that it relates to (1) equipment (excluding minor component parts) which can be used, or adapted to use, for the production of aviation motor fuel (as is defined in the regulations issued pursuant to Proclamation No. 2417, of July 26, 1940, as may from time to time be amended) from petroleum, petroleum products, hydrocarbon, or hydrocarbon mixtures, by processes involving chemical change; and (2) equipment (excluding minor component

Previous proclamation superseded; exceptions.
54 Stat. 2737.

54 Stat. 2726.

parts) which can be used, or adapted to use, for the production of tetraethyl lead (as is defined in the regulations issued pursuant to Proclamation No. 2417, of July 26, 1940, as may from time to time be amended).

Previous proclamation superseded, limitation.
54 Stat. 2770.

Proclamation No. 2451, of December 20, 1940, is hereby superseded so far as and to the extent that it relates to plans for the production of aviation lubricating oil.

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 March, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

ARMY DAY—1941

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS Senate Concurrent Resolution 5, 75th Congress, 1st session (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.”

Designation of April 7, 1941, as Army Day.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, pursuant to the aforesaid concurrent resolution, do hereby declare Monday, April 7, 1941, as Army Day, and invite the Governors of the forty-eight States to issue Army Day proclamations; and, acting under the authority vested in me as Commander in Chief, I hereby order military units throughout the United States and its Territories and possessions to assist civic bodies, as far as may be practicable, in the appropriate observance of Army 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 7th day of March, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

CANCER CONTROL MONTH—1941

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

 March 18, 1941
 [No. 2467]

A PROCLAMATION

WHEREAS Public Resolution No. 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

36 U. S. C. §150.

WHEREAS such Public Resolution requests that such proclamations invite the medical profession, the press, and all agencies and individuals interested in a national program for the control of the disease of cancer, by education and other cooperative means, to unite during the month of April in a public dedication to such a program and in a concerted effort to impress upon the people of the nation the necessity for such a program; and

WHEREAS through the National Cancer Institute of the United States Public Health Service, the Federal Government is leading the way in advancing research, in promoting effective treatment methods, and in advocating the provision of adequate facilities for cancer patients, as are the several States which have adopted programs for the control of cancer, as well as voluntary groups led by the Women's Field Army which are engaged in a nation-wide educational campaign; and

WHEREAS last year cancer was responsible for the deaths of approximately 152,000 Americans, many of whom were occupying key positions in industries and professions related to the national defense; and

WHEREAS great improvements in treatment facilities for cancer patients have been made during the past year, with cancer clinics approved by the American College of Surgeons now reaching the encouraging total of 345; and

WHEREAS it now remains for the individual citizen to shoulder his responsibility by informing himself regarding cancer symptoms and the necessity for early diagnosis and treatment:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby set apart the month of April, 1941, as Cancer Control Month, and invite similar action on the part of the Governors of the several States, Territories, and possessions of the United States; and, in order that the American people may become better informed concerning the prevalence of cancer and the effective steps which can be taken to control it, I commend to the medical profession, scientific groups, all organs of opinion, including the press, radio, and motion picture industry, and educators, and civic leaders, the importance of conveying educational information to the American people and of impressing upon them the necessity for eternal vigilance in this fight for humanity. Cancer control must be an important part of our unified effort to make America strong and keep her morale high. This fight can be won only when physicians, scientists, and public health officials are effectively aided by a public opinion that is well informed regarding the few basic facts of cancer control.

Designation of April
1941 as Cancer Control
Month.

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 18th day of March, in the year of our Lord nineteen hundred and forty-one, and
 [SEAL] of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

SUMNER WELLES

Acting Secretary of State.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

March 27, 1941

[No. 2468]

A PROCLAMATION

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense", approved July 2, 1940, provides as follows:

54 Stat. 714; *ante*, p. 206.
 50 U. S. C., app. § 701.

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or materials, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportations, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued thereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000.00 or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

Export of designated articles and materials, restriction.

Effective date.

54 Stat. 2712.

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after April 15, 1941, the following-described articles and materials shall not be exported from the United States except when authorized in each case by a license as provided for in Proclamation 2413 of July 2, 1940, entitled "Administration of section 6 of the act entitled 'AN ACT To expedite the strengthening of the national defense' approved July 2, 1940":

1. Animal, fish and marine mammal oils, fats and greases, edible and inedible.
2. Vegetable oils and fats, edible and inedible.
3. Vegetable oilseeds, and vegetable and other oil-bearing raw materials.
4. Fatty acids.
5. Bristles.
6. Nux vomica.
7. Nylon.
8. Kapok.
9. Purified wood pulp containing 80% or more alphacellulose.

10. Cork.
11. Carbon electrodes.
12. Petrolatum.
13. Alkyd resins.
14. Explosives, in addition to those listed in Proclamation 2237 of May 1, 1937.
15. Detonators and blasting caps.
16. Naphthalene.
17. Phenol.
18. Aniline.
19. Phthalic anhydride.
20. Dibutyl phthalate.
21. Diethyl phthalate.
22. Dipropylphthalate.
23. Omega Chloroacetophenone.
24. Styrene.
25. Nitroderivatives of benzene, toluene, xylene, naphthalene, and phenols in addition to those specified in the proclamation of May 1, 1937.
26. Strychnine and salts thereof.
27. Polymers and copolymers of butadiene, acrylonitrile, butylene, chloroprene, styrene, vinylidene, chloride, and synthetic rubber-like compounds, fabricated or unfabricated.
28. Chloropicrin.
29. Tartaric acid.
30. Rochelle salts.
31. Cuprous oxide.
32. Acetic aldehyde.
33. Pentaerythrite.
34. Formaldehyde.
35. Nitroguanidine.
36. Guanidine nitrate.
37. Dicyanodiamide.
38. Monochloroacetic acid.
39. Chloroacetyl chloride.
40. Thiodiglycol.
41. Ethylene chlorhydrine.
42. Hexamethylene tetramine.
43. Acrylonitrile.
44. Butadiene.
45. Butylene.
46. Chloroprene.
47. Sodium chlorate.
48. Sulphur chlorides.
49. Arsenic trichloride.
50. Vinylidene chloride.
51. Iodine.

50 Stat. 1834.
22 U. S. C. § 452.

50 Stat. 1834.
22 U. S. C. § 452.

Item (6) of Proclamation 2463 of March 4, 1941, is superseded by item 4 of this 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 27th day of March, in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

SUMNER WELLES

Acting Secretary of State.

Ante, p. 1617.

"I AM AN AMERICAN" DAY—1941

March 27, 1941
[No. 2469]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

36 U. S. C. § 152. WHEREAS Public Resolution No. 67, approved May 3, 1940 (54 Stat. 178), provides, in part:

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:

Designation of May 18, 1941, as "I Am An American" Day.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby designate Sunday, May 18, 1941, as "I Am An American" Day and urge that this day be observed as a public occasion in recognition of our citizens who have attained their majority or who have been naturalized within the past year. And I do call upon all Federal, State, and local officials, and all patriotic, civil, and educational organizations to join in exercises calculated to impress upon all our citizens, both native-born and naturalized, the special significance of citizenship in this Nation.

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 27th day of March, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

SUMNER WELLES

Acting Secretary of State.

PAN AMERICAN COTTON CONGRESS

March 28, 1941
[No. 2470]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the production of cotton and the manufacture and distribution of cotton products represent some of the important commercial activities of many countries in the Western Hemisphere and constitute the basis of appreciable volumes of trade and commerce between them; and

WHEREAS the economic and social well-being of large segments of the population of the Western Hemisphere are dependent upon the prosperity of the cotton industry and allied enterprises; and

WHEREAS dislocations in trade and commerce, resulting from hostilities in some parts of the world, have had serious repercussions in the industries in the Western Hemisphere associated with the production of cotton; and

WHEREAS a concentrated hemispheric effort to promote the increased consumption of cotton and of its products would ameliorate the burden of surplus stocks resulting from such dislocations and ultimately would contribute to the economic and social welfare of the people of this large and important area; and

WHEREAS the Memphis Chamber of Commerce, the Memphis Cotton Exchange, the Memphis Cotton Carnival Association, and the National Cotton Council are organizing a Pan American Cotton Congress to be held in Memphis, Tennessee, from October 6 to 10, 1941; and

WHEREAS a joint resolution of Congress, approved December 17, 1940, reads as follows:

54 Stat. 1225.

“Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized and requested, by proclamation or in such manner as he may deem proper, to invite all foreign countries and nations to the Pan American Cotton Congress to be held at Memphis, Tennessee, during the year 1941, with a request that they participate therein”:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, pursuant to the aforesaid joint resolution of Congress, do invite the nations of the Western Hemisphere to participate in a Pan American Cotton Congress to be held in Memphis, Tennessee, from October 6 to 10, 1941, to discuss ways and means of increasing the popular consumption of cotton and the products thereof.

Participation of nations of Western Hemisphere invited.

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 28th day of March, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D. ROOSEVELT

By the President:

SUMNER WELLES

Acting Secretary of State.

NATIONAL EMPLOYMENT WEEK

BY THE PRESIDENT OF THE UNITED STATES

 April 2, 1941
[No. 2471]

A PROCLAMATION

Despite great expansions in employment resulting directly and indirectly from our vast National Defense Program, the State and Federal governments continue to be concerned with the problems of older workers, many of whom still lack a place in industry. Among these are a considerable number of World War veterans, men who now average 48 years of age, and who, I feel, have a special appeal to our national sense of responsibility particularly during this time of national defense preparation.

The United States Employment Service—a Nation-wide network of 1500 offices operated jointly by the State and Federal governments—has made special efforts in behalf of workers past 40 years of age, including veterans. In the interest of utilizing all possible skills in our defense program, I urge that employers review carefully their standards of physical qualifications to assure that these valuable workers are not barred from employment. We know from available facts that men and women in middle life possess abilities and skills which fit them for employment in nearly every line of work and that they have a definite contribution to make at this time of increasing shortages of experienced workers. It is important in our national defense effort that we fully and effectively use the available manpower of the Nation.

A year ago I designated a National Employment Week during which I asked that all our citizens give particular and active attention to the problem of older workers who lack employment. The concerted efforts of government, many public-spirited groups, and particularly of employers throughout the land, resulted in the employment of thousands of workers past 40, among them many veterans.

I am grateful for the whole-hearted response to that appeal; and as President, I desire to encourage a continued Nation-wide interest in this persistent problem.

Week beginning
May 4, 1941, declared
as National Employ-
ment Week.
Sunday, May 4,
1941, declared as Na-
tional Employment
Sunday.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby declare the week beginning May 4, 1941, as National Employment Week, and Sunday, May 4, 1941, as National Employment Sunday. I urge all churches, civic organizations, chambers of commerce, boards of trade, veterans' organizations, industry, labor, public-spirited citizens, radio, and the press throughout the United States to observe that week as National Employment Week, to the end that interest in the welfare of all those not now working, and especially the worker over 40, may be stimulated and employment be extended to them.

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 2d day of April in the year of our Lord nineteen hundred and forty-one and of the [SEAL] Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

CHILD HEALTH DAY—1941

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

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:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, in recognition of the vital importance of the health and strength of the children of the Nation, do hereby designate the first day of May of this year as Child Health Day.

April 7, 1941
[No. 2472]

36 U. S. C. § 143.

Designation of May
1, 1941, as Child
Health Day.

And I call upon the people of each community of the United States on that day to review the extent to which they are providing for children nutritious food, healthful recreation, effective health supervision, and adequate medical care, and to plan how such protection can be extended to all our children.

I also call upon children to take full advantage of their opportunity to grow in health and strength and to share in protecting the health of other boys and girls.

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 7th day of April in the year of our Lord nineteen hundred and forty-one, and of the [SEAL] Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

PROCLAMATION OF A STATE OF WAR BETWEEN GERMANY AND ITALY,
ON THE ONE HAND, AND YUGOSLAVIA, ON THE OTHER HAND

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

April 10, 1941
[No. 2473]

A PROCLAMATION

WHEREAS section 1 of the joint resolution of Congress approved November 4, 1939, provides in part as follows:

54 Stat. 4.
22 U. S. C. § 441.

“That whenever the President, or the Congress by concurrent resolution, shall find that there exists a state of war between foreign states, and that it is necessary to promote the security or preserve the peace of the United States or to protect the lives of citizens of the United States, the President shall issue a proclamation naming the states involved; and he shall, from time to time, by proclamation, name other states as and when they may become involved in the war.”

AND WHEREAS it is further provided by section 13 of the said joint resolution that

54 Stat. 11.
22 U. S. C. § 453.

“The President may, from time to time, promulgate such rules and regulations, not inconsistent with law as may be necessary and proper to carry out any of the provisions of this joint resolution; and he may exercise any power or authority conferred on him by this joint resolution through such officer or officers, or agency or agencies, as he shall direct.”

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, acting under and by virtue of the authority conferred on me by the said joint resolution, do hereby proclaim that, Germany and Italy having wantonly attacked Yugoslavia, a state of war exists between Germany and Italy, on the one hand, and Yugoslavia, on the other hand, and that it is necessary to promote the security and preserve the peace of the United States and to protect the lives of citizens of the United States.

State of war between Germany and Italy, and Yugoslavia.

Officers to prevent violations.

Powers of Secretary of State.

And I do hereby enjoin upon all officers of the United States, charged with the execution of the laws thereof, the utmost diligence in preventing violations of the said joint resolution and in bringing to trial and punishment any offenders against the same.

And I do hereby delegate to the Secretary of State the power to exercise any power or authority conferred on me by the said joint resolution, as made effective by this my proclamation issued thereunder, which is not specifically delegated by Executive order to some other officer or agency of this Government, and the power to promulgate such rules and regulations not inconsistent with law as may be necessary and proper to carry out any of its provisions.

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 10th day of April, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

MODIFICATION OF A COMBAT AREA

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

April 10, 1941
[No. 2474]

54 Stat. 7.
22 U. S. C. § 443.

WHEREAS section 3 of the joint resolution of Congress approved November 4, 1939, provides as follows:

“(a) Whenever the President shall have issued a proclamation under the authority of section 1 (a), and he shall thereafter find that the protection of citizens of the United States so requires, he shall, by proclamation, define combat areas, and thereafter it shall be unlawful, except under such rules and regulations as may be prescribed, for any citizen of the United States or any American vessel to proceed into or through any such combat area. The combat areas so defined may be made to apply to surface vessels or aircraft, or both.

“(b) In case of the violation of any of the provisions of this section by any American vessel, or any owner or officer thereof, such vessel, owner, or officer shall be fined not more than \$50,000 or imprisoned for not more than five years, or both. Should the owner of such vessel be a corporation, organization, or association, each officer or director participating in the violation shall be liable to the penalty hereinabove prescribed. In case of the violation of this section by any citizen traveling as a passenger, such passenger may be fined not more than \$10,000 or imprisoned for not more than two years, or both.

“(c) The President may from time to time modify or extend any proclamation issued under the authority of this section, and when the conditions which shall have caused him to issue any such proclamation shall have ceased to exist he shall revoke such proclamation and the provisions of this section shall thereupon cease to apply, except as to offenses committed prior to such revocation.”

AND WHEREAS on June 11, 1940, I issued a proclamation in accordance with the provision of law quoted above defining a combat area.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, acting under and by virtue of the authority conferred on me by section 3 (c) of the joint resolution of Congress approved November 4, 1939, do hereby modify my proclamation of June 11, 1940, defining combat areas into which it shall be unlawful, except under such rules and regulations as shall be prescribed, for any citizen of the United States or any American vessel, whether a surface vessel or an aircraft, to proceed, by eliminating from the scope of that proclamation the combat area defined in the second numbered section thereof as:

“Beginning at the intersection of the North Coast of Italian Somaliland with the meridian of 50° longitude east of Greenwich;

“Thence due north to the mainland of Arabia;

“Thence eastward along the coast of Arabia to the meridian of 51° east longitude;

“Thence due south to the mainland of Italian Somaliland;

“Thence westward along the coast of Italian Somaliland to the point of beginning.”

And I do hereby proclaim that it shall no longer be unlawful for any citizen of the United States or any American vessel, whether a surface vessel or an aircraft, to proceed into or through the area defined above.

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 10th day of April, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

Modification of prior proclamation.

54 Stat. 2708.
22 U. S. C. § 443
note.

Area eliminated from scope of prior proclamation.

Entry into area, removal of restriction.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

April 14, 1941
[No. 2476]

A PROCLAMATION

WHEREAS section 6 of the act of Congress entitled “AN ACT To expedite the strengthening of the national defense”, approved July 2, 1940, provides as follows:

54 Stat. 714; *ante*, p. 206.
50 U. S. C., app. § 701.

“Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or materials, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportations, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or

regulation, issued thereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000, or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide.”

Export of machinery, restriction.

Effective date.

54 Stat. 2712.

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after April 15, 1941, the following-described articles and materials shall not be exported from the United States except when authorized in each case by a license as provided for in Proclamation 2413 of July 2, 1940, entitled “Administration of section 6 of the Act entitled ‘AN ACT To expedite the strengthening of the national defense’ approved July 2, 1940”:

MACHINERY

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 14th day of April, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

April 14, 1941
[No. 2476]

A PROCLAMATION

54 Stat. 714; *ante*, p. 206.
50 U. S. C., app. § 701.

WHEREAS section 6 of the act of Congress entitled “AN ACT To expedite the strengthening of the national defense”, approved July 2, 1940, provides as follows:

“Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or materials, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportations, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued thereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000, or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide.”

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after May 6, 1941, the following-described articles and materials shall not be exported from the United States except when authorized in each case by a license as provided for in Proclamation 2413 of July 2, 1940, entitled "Administration of section 6 of the Act entitled 'AN ACT To expedite the strengthening of the national defense' approved July 2, 1940":

- (1) Vegetable fibers and manufactures
- (2) Theobromine
- (3) Caffein
- (4) Sodium cyanide
- (5) Calcium cyanide
- (6) Casein

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 14th day of April, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

PROCLAMATION OF A STATE OF WAR BETWEEN HUNGARY AND
YUGOSLAVIA

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

April 15, 1941
[No. 2477]

A PROCLAMATION

WHEREAS section 1 of the joint resolution of Congress approved November 4, 1939, provides in part as follows:

54 Stat. 4.
22 U. S. C. § 441.

"That whenever the President, or the Congress by concurrent resolution, shall find that there exists a state of war between foreign states, and that it is necessary to promote the security or preserve the peace of the United States or to protect the lives of citizens of the United States, the President shall issue a proclamation naming the states involved; and he shall, from time to time, by proclamation, name other states as and when they may become involved in the war."

AND WHEREAS it is further provided by section 13 of the said joint resolution that

54 Stat. 11.
22 U. S. C. § 453.

"The President may, from time to time, promulgate such rules and regulations, not inconsistent with law, as may be necessary and proper to carry out any of the provisions of this joint resolution; and he may exercise any power or authority conferred on him by this joint resolution through such officer or officers, or agency or agencies, as he shall direct."

Export of designated articles and materials, restriction.

Effective date.

54 Stat. 2712.

State of war between Hungary and Yugoslavia.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, acting under and by virtue of the authority conferred on me by the said joint resolution, do hereby proclaim that, Hungary having without justification attacked Yugoslavia, a state of war exists between Hungary and Yugoslavia and that it is necessary to promote the security and preserve the peace of the United States and to protect the lives of citizens of the United States.

Officers to prevent violations.

And I do hereby enjoin upon all officers of the United States, charged with the execution of the laws thereof, the utmost diligence in preventing violations of the said joint resolution and in bringing to trial and punishment any offenders against the same.

Powers of Secretary of State.

And I do hereby delegate to the Secretary of State the power to exercise any power or authority conferred on me by the said joint resolution, as made effective by this my proclamation issued thereunder, which is not specifically delegated by Executive order to some other officer or agency of this Government, and the power to promulgate such rules and regulations not inconsistent with law as may be necessary and proper to carry out any of its provisions.

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 15th day of April, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

CLOSED AREA UNDER THE MIGRATORY BIRD TREATY ACT

TEXAS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the Acting Secretary of the Interior has submitted to me for approval the following amendatory regulation adopted by him on March 31, 1941, under authority 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):

16 U. S. C. §§703-711.
5 U. S. C. §133t (note).

AMENDMENT OF REGULATION DESIGNATING AS CLOSED AREA CERTAIN LANDS AND WATERS ADJACENT TO, OR IN THE VICINITY OF THE ARANSAS NATIONAL WILDLIFE REFUGE, TEXAS

Aransas National Wildlife Refuge, Tex., certain adjacent lands and waters designated as closed area.

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, A. J. Wirtz, 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 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 the United States and the United Mexican States for the protection of migratory birds and game mammals concluded February 7, 1936,

39 Stat. 1702.

50 Stat. 131L.

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 areas of land and water in Aransas and Refugio Counties, Texas, adjacent to or in the vicinity of the Aransas National Wildlife Refuge and within the following-described boundary:

Beginning at a point at the head of St. Charles Bay, on the right or west bank and at the mouth of Twin (Willow) Creek, said point being marked with a U. S. Biological Survey standard concrete post:

Thence from said initial point, upstream with the right or west bank meanders of Twin (Willow) Creek,

N. 43°17' E., 1.83 chains;
 S. 74°32' E., 2.617 chains;
 N. 45°43' E., 1.912 chains;
 N. 16°19' E., 1.87 chains;
 N. 14°22' W., 1.862 chains;
 N. 58°08' W., 1.173 chains;
 N. 84°14' W., 2.575 chains;
 N. 44°57' W., 7.37 chains;
 N. 70°27' W., 1.20 chains;
 S. 62°12' W., 2.677 chains;
 N. 33°51' W., 5.52 chains;
 N. 77°14' W., 1.836 chains;
 N. 39°29' W., 5.76 chains;
 N. 00°54' W., 3.53 chains;
 N. 87°02' E., 0.985 chain;
 S. 35°29' E., 2.00 chains;
 N. 00°38' E., 1.008 chains;
 N. 36°14' W., 3.06 chains;
 N. 24°36' E., 1.86 chains;
 N. 18°53' W., 0.936 chain;
 N. 35°41' W., 4.38 chains;
 N. 37°44' E., 1.11 chains;
 N. 2°38' W., 2.926 chains;
 N. 18°18' W., 8.00 chains;
 N. 41°06' W., 2.18 chains;
 N. 34°39' E., 1.826 chains;
 N. 50°50' W., 1.571 chains;
 N. 61°49' W., 2.27 chains;
 N. 75°49' W., 4.46 chains;
 N. 43°07' W., 2.29 chains;
 N. 8°38' E., 1.827 chains;
 N. 64°34' W., 1.06 chains;
 N. 22°12' E., 1.60 chains;
 N. 45°00' E., 1.909 chains;
 N. 13°38' W., 2.358 chains;
 N. 56°10' E., 1.68 chains;
 N. 1°51' W., 1.486 chains;
 N. 29°33' W., 4.48 chains;
 N. 3°22' W., 3.34 chains;
 S. 66°21' W., 4.16 chains;
 S. 82°56' W., 0.869 chain;
 N. 71°13' W., 1.38 chains;
 N. 36°25' W., 1.44 chains;
 N. 21°29' W., 2.509 chains;
 N. 1°35' W., 3.30 chains;
 N. 33°19' W., 1.882 chains;
 N. 61°43' W., 4.43 chains;

Thence crossing Twin (Willow) Creek and Blackjack Peninsula,

N. 13°39' E., 48.90 chains;
 N. 18°06' E., 42.81 chains;
 N. 12°13' E., 2.271 chains;
 S. 00°49' E., 80.08 chains;
 N. 89°12' E., 94.53 chains;
 N. 00°43' W., 39.85 chains;
 N. 89°11' E., 119.08 chains;
 N. 00°51' W., 80.04 chains;
 N. 89°15' E., 120.03 chains;
 N. 00°44' W., 61.58 chains;
 N. 89°07' E., 76.70 chains;
 S. 1°30' E., 40.44 chains;
 S. 89°28' E., 40.27 chains;
 South, 0.352 chain;
 East, 0.188 chain;
 S. 00°28' E., 6.85 chains;
 N. 89°31' E., 163.06 chains to a point on Webb

Point on the west shore of San Antonio Bay;

Thence along the west shore of San Antonio Bay with the meanders thereof,

S. 38°51' W., 5.73 chains;
 S. 30°40' W., 5.67 chains;
 S. 5°42' W., 5.60 chains;
 S. 31°18' W., 5.95 chains;
 S. 39°07' W., 4.64 chains;
 S. 19°40' W., 5.74 chains;
 S. 42°44' W., 6.71 chains;
 S. 40°02' W., 9.52 chains;
 S. 14°01' W., 4.23 chains;
 S. 65°20' W., 4.00 chains;
 S. 11°39' E., 4.59 chains;
 S. 76°20' W., 6.36 chains;
 S. 67°47' W., 7.83 chains;
 S. 43°51' W., 15.16 chains;
 S. 47°53' W., 13.18 chains;
 S. 47°30' W., 10.81 chains;
 S. 28°11' W., 5.55 chains;
 S. 37°42' W., 5.13 chains;
 S. 16°56' W., 12.63 chains;
 S. 2°47' W., 14.58 chains;
 S. 16°55' E., 14.76 chains;
 S. 28°24' E., 16.62 chains;
 S. 36°14' E., 11.25 chains;
 S. 42°05' E., 6.92 chains;
 S. 52°45' E., 8.55 chains;
 S. 44°24' E., 9.89 chains;
 S. 66°50' E., 4.57 chains;
 S. 54°11' E., 6.60 chains;
 S. 45°29' E., 15.20 chains to a point on Dagger Point;
 S. 5°05' W., 6.39 chains;
 S. 5°34' E., 6.93 chains;
 S. 11°30' W., 8.95 chains;
 S. 15°32' E., 12.38 chains;
 S. 19°21' E., 25.44 chains;
 S. 37°09' E., 25.00 chains;
 S. 44°20' E., 14.97 chains;
 S. 27°44' E., 5.47 chains;

S. 44°21' E., 11.71 chains;
 S. 20°07' E., 8.83 chains;
 S. 6°42' E., 16.41 chains;
 S. 13°46' E., 6.26 chains;
 S. 8°05' E., 9.05 chains to a point at the mouth
 of Mustang Lake;

Thence crossing the inlet to Mustang Lake and continuing with the west shore meanders of San Antonio Bay,

S. 15°08' E., 12.69 chains;
 S. 10°17' E., 9.81 chains;
 S. 8°28' W., 6.21 chains;
 S. 44°58' W., 4.50 chains;
 S. 12°50' E., 17.98 chains;
 S. 12°21' E., 7.29 chains;
 S. 37°15' E., 3.39 chains;
 S. 21°38' W., 8.43 chains;
 S. 6°04' E., 10.52 chains;
 S. 10°25' W., 5.72 chains;
 S. 8°50' E., to an intersection with the northwesterly right-of-way boundary of the Louisiana-Texas Intracoastal Waterway;

Thence in San Antonio Bay with the northwesterly right-of-way boundary of the said Intracoastal Waterway,

N. 51°10'32'' E., 120 chains to a point;

Thence crossing the said Intracoastal Waterway and the spoil disposal area for said waterway,

S. 38°49'28'' E., 23.50 chains to a point;

Thence continuing in San Antonio Bay,

S. 51°10'32'' W., to an intersection with the west shore of said Bay, at False Liveoak Point, from which point of intersection the U. S. C. & G. S. triangulation station "Live" bears N. 33°15' E., 8.22 chains distant;

Thence in San Antonio Bay and Ayres Bay,

S. 46°16' W., 303.60 chains to a point on north shore of Ayres Bay;

Thence along the north shore of Ayres Bay,

S. 58°16' W., 7.77 chains to a point;

Thence in Mullet Bay,

S. 68° W., 60.00 chains (approximately);

S. 46° W., 98.00 chains (approximately), to the southeasternmost point on Bludworth Island;

Thence in Back Bay,

S. 36° W., 165.00 chains (approximately), to a point on Cedar Point and the southerly right-of-way boundary of the Old Intracoastal Canal;

Thence with the southerly right-of-way boundary of the Old Intracoastal Canal,

Southwesterly to the angle point of said canal which is south of Dunham Island;

Thence leaving said canal, in Aransas Bay,

West, approximately 275.00 chains to a point due south of Blackjack Point;

North, approximately 51.00 chains to a point on Blackjack Point;

Thence crossing East Pocket,

N. 10°09' E., 31.79 chains to a point on Bird Point;

Thence in St. Charles Bay,

N. 10° E., 205.00 chains (approximately), to a point opposite Egg Point;
 N. 30° E., 180.00 chains (approximately), to a point opposite Big Sharp Point;
 N. 25° W., 130.00 chains (approximately), to a point opposite Meile Dietrich Point;
 N. 30° E., 330.00 chains (approximately), to the place of beginning.

The bearings in the above description are referred to the true meridian as determined by solar observations made in surveys by the Bureau of Biological Survey in 1937.

Prior regulation superseded.

This order supersedes the regulation adopted by the Secretary of Agriculture on October 26, 1938, and approved and proclaimed by the President on November 26, 1938, entitled "Regulation Designating as Closed Area Certain Lands and Waters Within, Adjacent To, or in the Vicinity of the Aransas Migratory Waterfowl Refuge, Texas". The Aransas Migratory Waterfowl Refuge was established by Executive Order No. 7784, of December 31, 1937, and its designation was changed to Aransas National Wildlife Refuge by Proclamation No. 2416, of July 25, 1940.

53 Stat. 2507.

3 F. R. 10.

54 Stat. 2724.

AND WHEREAS upon consideration it appears that the foregoing amendatory regulation will tend to effectuate the purposes of the aforesaid Migratory Bird Treaty Act:

Regulations approved and proclaimed.

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 regulations of the Acting 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 fifteenth day of April in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D. ROOSEVELT

By the President,
 CORDELL HULL
Secretary of State.

PROCLAMATION OF A STATE OF WAR BETWEEN BULGARIA, ON THE ONE HAND, AND YUGOSLAVIA AND GREECE, ON THE OTHER HAND

April 24, 1941
 [No. 2479]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS section 1 of the joint resolution of Congress approved November 4, 1939, provides in part as follows:

54 Stat. 4.
 22 U. S. C. § 441.

"That whenever the President, or the Congress by concurrent resolution, shall find that there exists a state of war between foreign states, and that it is necessary to promote the security or preserve the peace of the United States or to protect the lives of citizens of the United States, the President shall issue a proclamation naming the states involved; and he shall, from time to time, by proclamation, name other states as and when they may become involved in the war."

AND WHEREAS it is further provided by section 13 of the said joint resolution that

54 Stat. 11.
22 U. S. C. § 453.

“The President may, from time to time, promulgate such rules and regulations, not inconsistent with law, as may be necessary and proper to carry out any of the provisions of this joint resolution; and he may exercise any power or authority conferred on him by this joint resolution through such officer or officers, or agency or agencies, as he shall direct.”

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, acting under and by virtue of the authority conferred on me by the said joint resolution, do hereby proclaim that, Bulgaria having without justification attacked Yugoslavia and Greece, a state of war exists between Bulgaria, on the one hand, and Yugoslavia and Greece, on the other hand, and that it is necessary to promote the security and preserve the peace of the United States and to protect the lives of citizens of the United States.

State of war between Bulgaria, and Yugoslavia and Greece.

And I do hereby enjoin upon all officers of the United States, charged with the execution of the laws thereof, the utmost diligence in preventing violations of the said joint resolution and in bringing to trial and punishment any offenders against the same.

Officers to prevent violations.

And I do hereby delegate to the Secretary of State the power to exercise any power or authority conferred on me by the said joint resolution, as made effective by this my proclamation issued thereunder, which is not specifically delegated by Executive order to some other officer or agency of this Government, and the power to promulgate such rules and regulations not inconsistent with law as may be necessary and proper to carry out any of its provisions.

Powers of Secretary of State.

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 24th day of April, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

NATIONAL MARITIME DAY—1941

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

May 2, 1941
[No. 2480]

A PROCLAMATION

WHEREAS in commemoration of the sailing of the steamship *The Savannah* on May 22, 1819 from Savannah, Georgia, on the first successful transoceanic voyage under steam propulsion, Public Resolution 7, approved May 20, 1933 (48 Stat. 73) provides:

36 U. S. C. § 145.

“That May 22 of each year shall hereafter be designated and known as National Maritime Day, and the President is authorized and requested annually to issue a proclamation calling upon the people of the United States to observe such National Maritime Day by displaying the flag at their homes or other suitable places and Government officials to display the flag on all Government buildings on May 22 of each year.”;

Designation of May 22, 1941 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, 1941, as National Maritime Day by displaying the flag at their homes or other suitable places and do direct that the flag be likewise 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 2^d day of May, in the year of our Lord nineteen hundred and forty-one, and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

EMERGENCY BOARD DULUTH, MISSABE AND IRON RANGE RAILWAY;
CHICAGO AND NORTH WESTERN RAILWAY; GREAT NORTHERN
RAILWAY; MINNEAPOLIS, ST. PAUL AND SAULT STE. MARIE RAIL-
WAY—EMPLOYEES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the President, having been duly notified by the National Mediation Board that a dispute between the Duluth, Missabe and Iron Range Railway; Chicago and North Western Railway; Great Northern Railway; Minneapolis, St. Paul and Sault Ste. Marie Railway, carriers, and certain of their employees represented by the

Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employees

which dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, amended, now threatens substantially to interrupt interstate commerce within the States of Minnesota, Wisconsin and Michigan and on the Great Lakes to a degree such as to deprive that section of the country of essential transportation service;

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, by virtue of the power vested in me by the Constitution and laws of the United States, and by virtue of and under the authority in me vested by Section 10 of the Railway Labor Act, amended, do hereby create a board to be composed of three persons not pecuniarily or otherwise interested in any organization of railway employees or any carrier, to investigate the aforementioned dispute and report its findings to me within thirty days from this date.

The members of this board shall be compensated for and on account of such duties in the sum of seventy-five dollars (\$75.00) for every day actually employed with or upon account of travel and duties incident to such board. The members will be reimbursed for and they are hereby authorized to make expenditures for expenses for themselves and of the board, including traveling expenses and in conformity with Public No. 212, 72nd Congress, Approved June 30, 1932, 11:30 a. m., not to exceed five dollars (\$5.00) per diem for expenses incurred for subsistence.

All expenditures of the board shall be allowed and paid for out of the appropriation "Emergency Boards, Railway Labor Act, May 20,

May 9, 1941
[No. 2481]

Creation of emergency board to investigate dispute.

44 Stat. 586.
45 U. S. C. § 160.

Compensation.

Expenditures.

47 Stat. 382, 405.
5 U. S. C. § 823.

Fund available.

1926, 1941", on the presentation of itemized vouchers properly approved by the chairman of the board hereby created.

54 Stat. 596.

IN TESTIMONY 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 ninth day of May, 1941 in the year of our Lord nineteen hundred and forty one, and [SEAL] of the Independence of the United States of America the one hundred and sixty fifth.

FRANKLIN D ROOSEVELT

By the President

CORDELL HULL

Secretary of State

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

May 10, 1941

[No. 2482]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense", approved July 2, 1940, provides as follows:

54 Stat. 714; *ante*, p. 206.
50 U. S. C., app. § 701.

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or materials, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportations, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued thereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000.00 or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after June 3, 1941, the following-described articles and materials shall not be exported except when authorized in each case by a license as provided for in Proclamation 2413 of July 2, 1940, entitled "Administration of section 6 of the Act entitled 'AN ACT To expedite the strengthening of the national defense' approved July 2, 1940":

Export of designated articles and materials, restriction.

Effective date.

54 Stat. 2712.

1. Hyoscyamus (henbane)
2. Stramonium
3. Columbium
4. Tantalum
5. Cryolite
6. Fluorspar
7. Chemical wood pulps
8. Digitalis seeds

Ante, p. 1622.

Item 9 of Proclamation 2468 of March 27, 1941, is superseded by item 7 of this 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 10th day of May, in the year of our Lord nineteen hundred and forty-one, and of the [SEAL] Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

FLAG DAY—1941

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the flag which symbolizes the independence of our beloved country and which through all the vicissitudes of our national existence has been the emblem of our unity, strength, and free institutions, was adopted by resolution of the Continental Congress June 14, 1777; and

WHEREAS it has become customary to observe June 14 by appropriate acts and exercises commemorative of the adoption of the flag and expressive of our devotion to the republic which it so nobly represents; and

39 Stat. 1782.

WHEREAS President Wilson, in his proclamation of May 30, 1916, requested that thenceforth June 14 be specially observed as a day on which we Americans might "rededicate ourselves to the nation, 'one and inseparable'" and "stand with united hearts, for an America which no man can corrupt, no influence draw away from its ideals, no force divide against itself,—a nation signally distinguished among all the nations of mankind for its clear, individual conception alike of its duties and its privileges, its obligations and its rights"; and

WHEREAS, at this time when the principles of unity and freedom symbolized by Old Glory are under attack, it is especially fitting that we reaffirm our faith in the ideals for which our flag stands and our loyalty to the nation over which it has waved for more than a century and a half;

Designation of June 14, 1941 as Flag Day.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby direct that the flag be displayed on all Government buildings on June 14, 1941, and do call upon the people of the United States to observe that day as Flag Day by suitable ceremonies in class rooms, public gatherings, and places of worship, and by displaying the flag at their homes and other appropriate 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 14th day of May, in the year of our Lord nineteen hundred and forty-one, and of the [SEAL] Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

ENLARGING THE CACHE NATIONAL FOREST—UTAH

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

May 12, 1941
[No. 2484]

A PROCLAMATION

WHEREAS the Secretary of the Interior and the Secretary of Agriculture, by Memorandum of Agreement entered into on September 21, 1940, have agreed that the lands acquired by the Bureau of Reclamation, Department of the Interior, in connection with the Pine View Reservoir site, Ogden River Reclamation Project, Utah, are suitable for timber production and, with certain exceptions, should be reserved as a part of the Cache National Forest, Utah, to be administered by the Secretary of Agriculture in accordance with the general plan prescribed in such Memorandum of Agreement; and

WHEREAS the Ogden River Water Users' Association, which is obligated to repay to the United States the cost of the said Ogden River Reclamation Project, has agreed and consented, for valuable considerations, to the inclusion of such lands in the Cache National Forest upon the terms and conditions contained in the said Memorandum of Agreement; and

WHEREAS it appears that such lands are within or adjacent to the Cache National Forest and are suitable for national-forest purposes and that, with certain exceptions, it would be in the public interest to include them in and reserve them as a part of the Cache National Forest:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, by virtue of the power vested in me by section 24 of the act of March 3, 1891, 26 Stat. 1103 (U. S. C., title 16, sec. 471), by the act of June 4, 1897, 30 Stat. 34, 36 (U. S. C., title 16, sec. 473), and by section 9 of the act of June 7, 1924, 43 Stat. 655 (U. S. C., title 16, sec. 471(b)), and upon the joint recommendation of the Secretary of the Interior and the Secretary of Agriculture, do proclaim (a) that the boundaries of the Cache National Forest are hereby extended as shown on the diagram attached hereto and made a part hereof, and (b) that all lands within such boundaries as extended which are owned by the United States and are included within the Pine View Reservoir site, except those lands described below, are hereby included in and reserved as a part of the Cache National Forest and shall hereafter be subject to the laws applicable to the national forests, to the terms and conditions prescribed by the above-mentioned Memorandum of Agreement, and to the rules and regulations applicable to the national forests, except that such rules and regulations shall not be administered in a manner inconsistent with the terms and conditions of the said Memorandum of Agreement.

Lands added.

The following-described lands of the United States within the above-described boundaries as extended are hereby excepted from the reservation made by this proclamation and shall continue to be administered by the Bureau of Reclamation:

Exceptions.

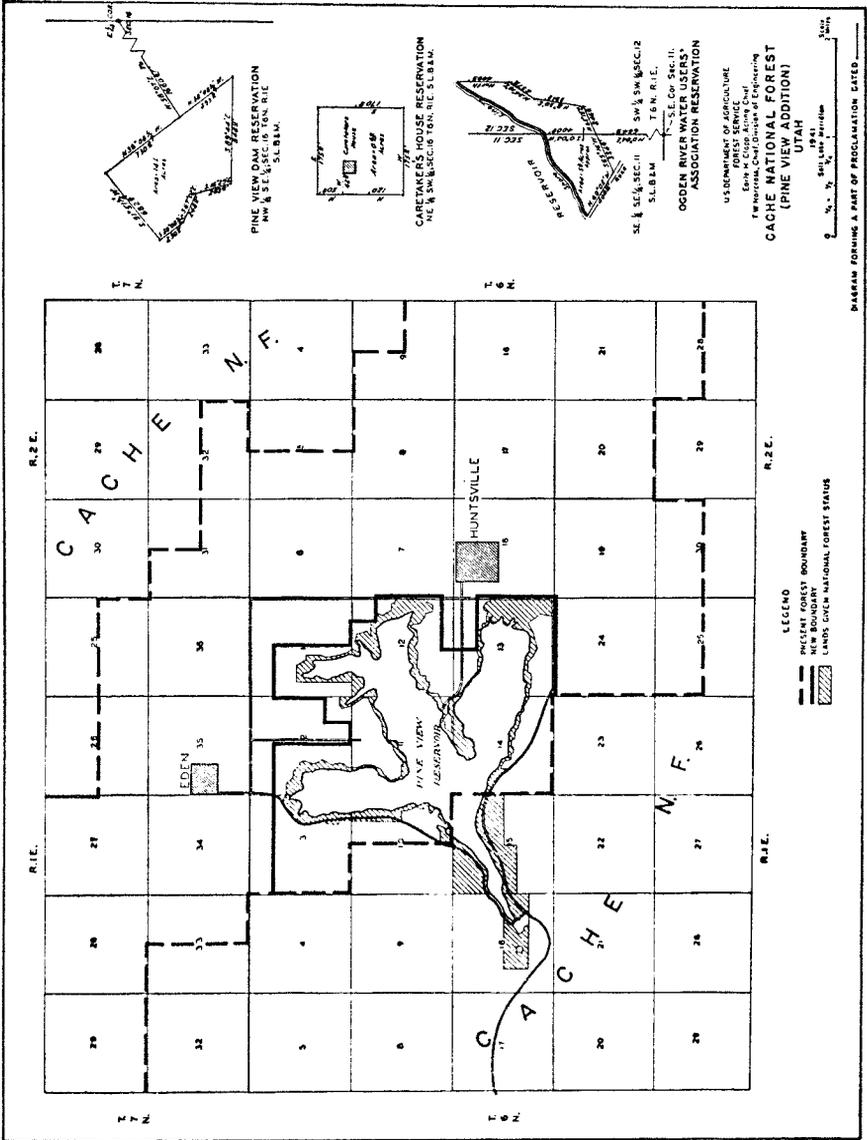
Reservation for the Pine View Dam: A tract of land in the Northwest Quarter (NW¼) of the Southeast Quarter (SE¼) of Section Sixteen (16), Township Six (6) North, Range One (1) East, S. L. B. & M., being more particularly described as follows: Beginning at Station 37+85.5, a point on the center line of the Huntsville Highway from which point the East Quarter (E¼) corner of Section Sixteen (16), Township Six (6) North, Range One (1) East, S. L. B. & M., bears North 58°07' East Sixteen Hundred Sixty and Sixty-seven hundredths (1660.67) feet; thence North 38°08½' West parallel to the axis of the dam Seven

Hundred Thirty (730.0) feet; thence South $51^{\circ}51\frac{1}{2}'$ West Six Hundred Eighty-two (682.0) feet; thence South $38^{\circ}08\frac{1}{2}'$ East Two Hundred Thirty (230.0) feet; thence South $67^{\circ}02'$ East Two Hundred Forty-eight (248.0) feet; thence South $16^{\circ}29'$ East Two Hundred Eighty-three (283.0) feet to the South line of the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of said Section 16; thence South $89^{\circ}44'$ East on said South line Eight Hundred Forty-eight (848.0) feet, more or less; thence North $38^{\circ}08\frac{1}{2}'$ West Four Hundred Ninety-five (495.0) feet, more or less, to the point of beginning, containing Fourteen and one-tenth (14.1) acres, more or less.

Reservation for Caretaker's House: Beginning at a point forty-two (42.0) feet Westerly from the Northwest corner of the Caretaker's house, in line with the front of said house; thence Northerly at right angles Fifty (50.0) feet; thence Easterly at right angles One Hundred Seventy-five (175.0) feet; thence Southerly at right angles One Hundred Seventy (170.0) feet; thence Westerly at right angles One Hundred Seventy-five (175.0) feet; thence Northerly at right angles One Hundred Twenty (120.0) feet to the point of beginning, containing approximately 0.68 of an acre.

Reservation for purposes of the Ogden River Water Users' Association: A tract of land in the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Eleven (11), Township Six (6) North, Range One (1) East, S. L. B. & M., Beginning at a point on the East line of said Section Eleven (11) Six Hundred Sixty-four and Six-tenths (664.6) feet North $0^{\circ}04'$ East of the Southeast corner of said Section Eleven (11), and running thence South $65^{\circ}16'$ West Three Hundred Thirty-four and Six-tenths (334.6) feet to the center line of the highway; thence North $60^{\circ}05'$ West along center line of highway, Four Hundred (400.0) feet, more or less, to water line of Pine View Lake; thence Easterly along said water line Six Hundred Fifty (650.0) feet, more or less, to the East line of said Section Eleven (11); which point is North $0^{\circ}04'$ East Ten Hundred Sixty-four and Six-tenths (1064.6) feet, more or less, from the Southeast corner of said Section Eleven (11); thence South $0^{\circ}04'$ West along said East line Four Hundred (400.0) feet, more or less, to place of beginning;

Also a tract of land in the Southwest Quarter (SW $\frac{1}{4}$) of Section Twelve (12), Township Six (6) North, Range One (1) East, S. L. B. & M., Beginning at a point on the West line of said Section Twelve (12) Six Hundred Sixty-four and Six-tenths (664.6) feet North $0^{\circ}04'$ East from the Southwest corner of said Section Twelve (12) and running thence North $65^{\circ}15'$ East Two Hundred Forty-six and Six-tenths (246.6) feet; thence North $8^{\circ}30'$ East Three Hundred Ninety-one and Five-tenths (391.5) feet; thence North $34^{\circ}16'$ East Two Hundred Thirty-seven and Eight-tenths (237.8) feet; thence North Four Hundred (400.0) feet, more or less, to water line of Pine View Lake; thence Southwesterly along water line of Pine View Lake Eight Hundred (800.0) feet, more or less, to West line of said Section Twelve (12), which point is North $0^{\circ}04'$ East Ten Hundred Sixty-four and Six-tenths (1064.6) feet, more or less, from the Southwest corner of said Section Twelve (12); thence South $0^{\circ}04'$ West Four Hundred (400.0) feet, more or less, to place of beginning.



The reservation made by this proclamation shall not affect present legal rights acquired under any valid claim or the use for such public purpose of lands which are at this date reserved for any public purpose other than classification, so long as such claim is legally maintained or such reservation remains in force.

Prior rights not
affected.

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 12th day of May in the year of our Lord nineteen hundred and forty-one, and of the
[SEAL] Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

EMERGENCY BOARD, ATLANTA, BIRMINGHAM AND COAST RAILROAD
COMPANY—EMPLOYEES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

May 15, 1941

[No. 2485]

A PROCLAMATION

WHEREAS, the President, having been duly notified by the National Mediation Board that a dispute between the Atlanta, Birmingham and Coast Railroad Company, a carrier, and certain of its employees represented by the following labor organizations:

Brotherhood of Locomotive Firemen and Enginemen,
Brotherhood of Railroad Trainmen

which dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, amended, now threatens substantially to interrupt interstate commerce within the States of Alabama and Georgia to a degree such as to deprive that section of the country of essential transportation service;

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, by virtue of the power vested in me by the Constitution and laws of the United States, and by virtue of and under the authority in me vested by Section 10 of the Railway Labor Act, amended, do hereby create a board to be composed of three persons not pecuniarily or otherwise interested in any organization of railway employees or any carrier, to investigate the aforementioned dispute and report its findings to me within thirty days from this date.

Creation of emergency board to investigate dispute.

44 Stat. 586.
45 U. S. C. § 160.

The members of this board shall be compensated for and on account of such duties in the sum of seventy-five dollars (\$75.00) for every day actually employed with or upon account of travels and duties incident to such board. The members will be reimbursed for and they are hereby authorized to make expenditures for expenses for themselves and of the board, including traveling expenses and in conformity with Public No. 212, 72nd Congress, Approved June 30, 1932, 11:30 a. m., not to exceed five dollars (\$5.00) per diem for expenses incurred for subsistence.

Compensation.

Expenditures.

47 Stat. 382, 405.
5 U. S. C. § 823.

All expenditures of the Board shall be allowed and paid for out of the appropriation "Emergency Boards, Railway Labor Act, May 20, 1926, 1941" on the presentation of itemized vouchers properly approved by the chairman of the board hereby created.

Fund available.

54 Stat. 596.

IN TESTIMONY 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 fifteenth day of May in the year of our Lord one thousand nine hundred and forty-one, [SEAL] and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President

CORDELL HULL

Secretary of State

SECOND REGISTRATION DAY

BY THE PRESIDENT OF THE UNITED STATES

A PROCLAMATION

May 26, 1941
[No. 2486]

WHEREAS the Selective Training and Service Act of 1940, approved September 16, 1940 (54 Stat. 885), declares that it is imperative to increase and train the personnel of the armed forces of the United States and that in a free society the obligations and privileges of military training and service should be shared generally in accordance with a fair and just system of selective compulsory military training and service;

WHEREAS the said Act contains, in part, the following provisions:

“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 male alien residing in the United States, who, on the day or days fixed for the first or any subsequent registration, is between the ages of twenty-one and thirty-six, 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 attachés of foreign embassies and legations, consuls general, consuls, vice consuls, and consular agents of foreign countries, 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 (Public Law 8, 77th Cong.), provides, in part, as follows:

Ante, p. 12.

“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 * * *.”

WHEREAS the first registration under the Selective Training and Service Act of 1940 took place in the continental United States on October 16, 1940, in the Territory of Hawaii, on October 26, 1940, in Puerto Rico, on November 20, 1940, and in the Territory of Alaska on January 22, 1941, pursuant to proclamations issued by me on September 16, 1940, October 1, 1940, October 8, 1940, and November 12, 1940, respectively; and

54 Stat. 2739, 2745, 2747, 2760.

WHEREAS a second registration under the Selective Training and Service Act of 1940 is required in the interest of national defense:

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 Selective Training and Service Act of 1940 do proclaim the following:

54 Stat. 885.
50 U. S. C., app. §§ 301-318.
Time for second registration.

1. The second registration under the Selective Training and Service Act of 1940 shall take place in the United States, the Territory of Hawaii, Puerto Rico, and the Territory of Alaska on Tuesday, the first day of July, 1941, between the hours of 7 A. M. and 9 P. M.

2. (a) Every male citizen of the United States, and every male alien residing in the continental United States or in the Territory of Hawaii, Puerto Rico, or the Territory of Alaska (other than persons excepted by section 5 (a) of the Selective Training and Service Act of 1940 or by section 208 of the Coast Guard Auxiliary and Reserve Act of 1941) is required to and shall on July 1, 1941, present himself for and submit to registration before a duly-designated registration official or selective service local board having jurisdiction in the area in which he has his permanent home or in which he may happen to be on that day if—

Persons required to register.

54 Stat. 887; *ante*, p. 12.

(1) Such person on or before July 1, 1941, and subsequent to October 16, 1940, has attained the twenty-first anniversary of the day of his birth, and has not heretofore been registered under the Selective Training and Service Act of 1940.

(2) Such person on October 16, 1940, had attained the twenty-first anniversary of the day of his birth and had not attained the thirty-sixth anniversary of the day of his birth, and has not heretofore been registered under the Selective Training and Service Act of 1940: *Provided*, that the duty of any person to present himself for and submit to registration in accordance with any previous proclamation issued under the said Act shall not be affected by this proclamation.

Special registration.

(b) A person subject to registration may register after the day fixed for registration in case he is prevented from registering on that day by circumstances beyond his control or because he is not present in the United States, the Territory of Hawaii, Puerto Rico, or the Territory of Alaska on that day. If he is not in the United States or the Territory of Hawaii, Puerto Rico, or the Territory of Alaska on the day fixed for registration but subsequently enters any of such places, he shall within five days after such entrance present himself for and submit to registration before a duly designated registration official or selective service local board. If he is in the United States or in the Territory of Hawaii, Puerto Rico, or the Territory of Alaska on the day fixed for registration but because of circumstances beyond his control is unable to present himself for and submit to registration on that day, he shall do so as soon as possible after the cause for such inability ceases to exist.

Observance of regulations, etc.

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.

Services of officials.

4. I call upon the Governors of the several States and the Territory of Hawaii, Puerto Rico, and the Territory of Alaska, and the Board of Commissioners of the District of Columbia, and all officers and agents of the United States and all officers and agents of the several States, territories, and the District of Columbia, and political subdivisions thereof, and all local boards and agents thereof appointed under the provisions of the Selective Training and Service Act of 1940, or the Selective Service Regulations prescribed thereunder, to do and perform all acts and services necessary to accomplish effective and complete registration.

Cooperation of employers.

5. In order that there may be full cooperation in carrying into effect the purposes of the Selective Training and Service Act of 1940, I urge all employers and Government agencies of all kinds—Federal, State, territorial, and local—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 May, in the year of our Lord nineteen hundred and forty-one and of [SEAL] the Independence of the United States the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

PROCLAIMING THAT AN UNLIMITED NATIONAL EMERGENCY CONFRONTS THIS COUNTRY, WHICH REQUIRES THAT ITS MILITARY, NAVAL, AIR AND CIVILIAN DEFENSES BE PUT ON THE BASIS OF READINESS TO REPEL ANY AND ALL ACTS OR THREATS OF AGGRESSION DIRECTED TOWARD ANY PART OF THE WESTERN HEMISPHERE.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

May 27, 1941
[No. 2487]

A PROCLAMATION

WHEREAS on September 8, 1939 because of the outbreak of war in Europe a proclamation was issued declaring a limited national emergency and directing measures "for the purpose of strengthening our national defense within the limits of peacetime authorizations",

54 Stat 2643.
50 U. S. C., app.,
prec. § 1 note.

WHEREAS a succession of events makes plain that the objectives of the Axis belligerents in such war are not confined to those avowed at its commencement, but include overthrow throughout the world of existing democratic order, and a worldwide domination of peoples and economies through the destruction of all resistance on land and sea and in the air, AND

WHEREAS indifference on the part of the United States to the increasing menace would be perilous, and common prudence requires that for the security of this nation and of this hemisphere we should pass from peacetime authorizations of military strength to such a basis as will enable us to cope instantly and decisively with any attempt at hostile encirclement of this hemisphere, or the establishment of any base for aggression against it, as well as to repel the threat of predatory incursion by foreign agents into our territory and society,

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do proclaim that an unlimited national emergency confronts this country, which requires that its military, naval, air and civilian defenses be put on the basis of readiness to repel any and all acts or threats of aggression directed toward any part of the Western Hemisphere.

Unlimited national
emergency pro-
claimed.

I call upon all the loyal citizens engaged in production for defense to give precedence to the needs of the nation to the end that a system of government that makes private enterprise possible may survive.

I call upon all our loyal workmen as well as employers to merge their lesser differences in the larger effort to insure the survival of the only kind of government which recognizes the rights of labor or of capital.

I call upon loyal state and local leaders and officials to cooperate with the civilian defense agencies of the United States to assure our internal security against foreign directed subversion and to put every community in order for maximum productive effort and minimum of waste and unnecessary frictions.

I call upon all loyal citizens to place the nation's needs first in mind and in action to the end that we may mobilize and have ready for instant defensive use all of the physical powers, all of the moral strength and all of the material resources of this nation.

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-seventh day of May, in the year of our Lord nineteen hundred and forty-one, and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

ADMINISTRATION OF SECTION 6 OF THE ACT ENTITLED "AN ACT TO EXPEDITE THE STRENGTHENING OF THE NATIONAL DEFENSE"
APPROVED JULY 2, 1940

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense", approved July 2, 1940, provides as follows:

54 Stat. 714; *ante*, p. 206.
50 U. S. C., app. § 701.

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or material or supplies necessary for the manufacture, servicing or operation thereof, he may by proclamation prohibit or curtail such exportation, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued hereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000, or by imprisonment for not more than two years or by both such fine and imprisonment. The authority granted in this Act shall terminate June 30, 1942, unless the Congress shall otherwise provide."

Ante, p. 206.

AND WHEREAS the joint resolution of Congress approved May 28, 1941 provides as follows:

"That the provisions of section 6 of the Act of Congress entitled 'An Act to expedite the strengthening of the national defense', approved July 2, 1940 (54 Stat. 714), shall be applicable to all Territories, dependencies, and possessions of the United States, including the Philippine Islands, the Canal Zone, and the District of Columbia, and the several courts of first instance of the Commonwealth of the Philippine Islands shall have jurisdiction of offenses committed in the Philippine Islands in violation of the provisions of that section or of any proclamation, or of any rule or any regulation, issued thereunder."

Export restrictions, extension to territories, etc.

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 Congress and the said joint resolution, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interests of the national defense that on and after this date the articles and materials described in the proclamations heretofore issued pursuant to the said section 6 shall not be exported from the Territories, dependencies, and possessions of the United States, including the Philippine Islands, the Canal Zone, and the District of Columbia, except when authorized in each case by license. For all Territories, dependencies, and possessions of the United States, including the Philippine Islands, the Canal Zone, and the District of Columbia, licenses shall be issued in accordance with Proclamations 2413 of July 2, 1940 and 2465 of March 4, 1941, and the rules and regulations prescribed by Executive Orders 8712 and 8713 of March 15, 1941, as they may be from time to time amended.

54 Stat. 2712; *ante*, p. 1619.
6 F. R. 1501, 1502.

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 28th day of May, in the year of our Lord nineteen hundred and forty-one, and of the [SEAL] Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State

IMPOSING QUOTAS ON IMPORTS OF WHEAT AND WHEAT FLOUR

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

May 28, 1941

[No. 2489]

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 caused the United States Tariff Commission to make an investigation to determine whether wheat or wheat products are being or are practically certain to be imported into the United States under such conditions and in sufficient quantities as to render or tend to render ineffective or materially interfere with the program undertaken with respect to wheat under the Soil Conservation and Domestic Allotment Act, as amended, or to reduce substantially the amount of any product processed in the United States from wheat; and

7 U. S. C. § 624.

49 Stat. 163, 1148.
16 U. S. C. §§ 590a-590q.

WHEREAS, in the course of the investigation, after due notice, hearings were held, at which parties interested were given opportunity to be present, to produce evidence, and to be heard, and, in addition to the hearings, the Commission made such investigation as it deemed necessary for a full disclosure and presentation of the facts; and

WHEREAS the Commission has made findings of fact and has transmitted to me a report of such findings and its recommendations based thereon, together with a transcript of the evidence submitted at the hearings, and has also transmitted a copy of such report to the Secretary of Agriculture:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby find, on the basis of such investigation and report, that wheat and wheat flour are practically certain to be imported into the United States under such conditions and in sufficient quantities as to tend to render ineffective and materially interfere with the program undertaken with respect to wheat under the Soil Conservation and Domestic Allotment Act, as amended, and to reduce substantially the amount of flour processed in the United States from wheat produced in the United States. Accordingly, I hereby proclaim that the total quantities of wheat and wheat flour originating in any of the countries named in the following table which may be entered, or withdrawn from warehouse, for consumption in any period of 12 months, commencing May 29, shall not exceed the quantities shown opposite each of said countries, which quantities I hereby find and declare shown by the investigation to be necessary to prescribe in order that the entry of wheat and wheat flour will not render or tend to render ineffective or materially interfere with the program undertaken with respect to wheat under the Soil Conservation and Domestic Allotment Act, as amended, or reduce

Annual quotas by countries.

substantially the amount of any product processed in the United States from wheat produced in the United States:

Country	Import quotas	
	Wheat	Wheat flour, semolina, crushed or cracked wheat, and similar wheat products
	Bushels	Pounds
Canada.....	795, 000	3, 815, 000
China.....		24, 000
Hungary.....		13, 000
Hong Kong.....		13, 000
Japan.....		8, 000
United Kingdom.....	100	75, 000
Australia.....		1, 000
Germany.....	100	5, 000
Syria.....	100	5, 000
New Zealand.....		1, 000
Chile.....		1, 000
Netherlands.....	100	1, 000
Argentina.....	2, 000	14, 000
Italy.....	100	2, 000
Cuba.....		12, 000
France.....	1, 000	1, 000
Greece.....		1, 000
Mexico.....	100	1, 000
Panama.....		1, 000
Uruguay.....		1, 000
Poland and Danzig.....		1, 000
Sweden.....		1, 000
Yugoslavia.....		1, 000
Norway.....		1, 000
Canary Islands.....		1, 000
Rumania.....	1, 000	
Guatemala.....	100	
Brazil.....	100	
Union of Soviet Socialist Republics.....	100	
Belgium.....	100	
Total.....	800, 000	4, 000, 000

Quotas compared with imports for previous period.

Restriction on imports, etc., from other foreign countries.

I find and declare that the total quantity of wheat or wheat flour which may be entered hereunder with respect to each of the countries named herein is not less than 50 per centum of the average annual quantity of wheat or wheat flour, respectively, which was imported from each of such countries during the period from January 1, 1929, to December 31, 1933, both dates inclusive, and that during the period named no wheat or wheat flour originating in any foreign countries other than those enumerated in the foregoing table was imported into the United States. No wheat or wheat flour originating in any other foreign country shall be permitted to be entered, or withdrawn from warehouse, for consumption during the effectiveness of this proclamation.

As used in this proclamation, "wheat flour" includes semolina, crushed or cracked wheat, and similar wheat products. Except as used in the first paragraph, "wheat" and "wheat flour" do not include wheat or wheat flour unfit for human consumption.

Definition.

This proclamation shall become effective on the 29th day of May 1941.

Effective date.

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 28th day of May, in the year of our Lord nineteen hundred and forty-one, and of the [SEAL] Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

WENATCHEE NATIONAL FOREST—WASHINGTON

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

June 3, 1941
[No. 2490]

A PROCLAMATION

WHEREAS it appears that the hereinafter-described lands are chiefly valuable for national-forest purposes, and that it would be in the public interest to add such lands to the Wenatchee National Forest, in the State of Washington:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the power vested in me by the act of Congress entitled "An Act for the inclusion of certain lands in the Wenatchee National Forest, the Olympic National Forest, and the Snoqualmie National Forest, all in the State of Washington, and for other purposes", approved September 22, 1922 (42 Stat. 1036), do proclaim that the following-described public lands in the State of Washington are hereby added to the aforesaid Wenatchee National Forest:

Lands added.

Willamette Meridian

- T. 22 N., R. 19 E., sec. 2, all;
 T. 23 N., R. 19 E., sec. 34, E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$;
 T. 27 N., R. 19 E., sec. 14, that part of NW $\frac{1}{4}$ not within Tracts 41 and 42;
 T. 21 N., R. 20 E., sec. 26, E $\frac{1}{2}$ NE $\frac{1}{4}$;
 T. 26 N., R. 20 E., sec. 4, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$; aggregating 959.48 acres.

Executive Order No. 6964 of February 5, 1935, as amended, temporarily withdrawing all public lands in Washington, and certain other States, is hereby revoked so far as it affects the above-described lands.

Partial revocation of designated Executive order.

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 3rd day of June in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

SWITZERLAND—SUSPENSION OF TONNAGE DUTIES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

June 7, 1941
[No. 2491]

A PROCLAMATION

WHEREAS section 4228 of the Revised Statutes of the United States, as amended by the act of July 24, 1897, c. 13, 30 Stat. 214 (U. S. C., title 46, sec. 141), provides, in part, as follows:

“Upon satisfactory proof being given to the President, by the government of any foreign nation, that no discriminating duties of tonnage or imposts are imposed or levied in the ports of such nation upon vessels wholly belonging to citizens of the United States, or upon the produce, manufactures, or merchandise imported in the same from the United States or from any foreign country, the President may issue his proclamation, declaring that the foreign discriminating duties of tonnage and impost within the United States are suspended and discontinued, so far as respects the vessels of such foreign nation, and the produce, manufactures, or merchandise imported into the United States from such foreign nation, or from any other foreign country; the suspension to take effect from the time of such notification being given to the President, and to continue so long as the reciprocal exemption of vessels, belonging to citizens of the United States, and their cargoes, shall be continued, and no longer . . .”

AND WHEREAS satisfactory proof was received by me from the Government of Switzerland on May 20, 1941, that no discriminating duties of tonnage or imposts are imposed or levied by Switzerland upon vessels wholly belonging to citizens of the United States, or upon the produce, manufactures, or merchandise imported in such vessels, from the United States, or from any foreign country:

Discriminating
duties discontinued.

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 above-quoted statutory provisions, do hereby declare and proclaim that the foreign discriminating duties of tonnage and imposts within the United States are suspended and discontinued so far as respects the vessels of Switzerland and the produce, manufactures, or merchandise imported in said vessels into the United States from Switzerland or from any other foreign country; the suspension to take effect from May 20, 1941, and to continue so long as the reciprocal exemption of vessels belonging to citizens of the United States and their cargoes shall be continued, and no longer.

Effective date:
duration.

IN TESTIMONY 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 7th day of June, in the year of our Lord nineteen hundred and forty-one, and of the Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

June 10, 1941

[No. 2492]

A PROCLAMATION

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense", approved July 2, 1940, provides as follows:

54 Stat. 714; *ante*, p. 206.
50 U. S. C., app. § 701.

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or materials, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportations, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued thereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000.00 or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after July 2, 1941, the following-described articles and materials shall not be exported except when authorized in each case by a license as provided for in Proclamation 2413 of July 2, 1940, entitled "Administration of section 6 of the Act entitled 'AN ACT To expedite the strengthening of the national defense' approved July 2, 1940":

Export of bismuth, natural gums and resins, and zirconium, restriction.

Effective date.

54 Stat. 2712.

1. Bismuth
2. Natural gums and resins
3. Zirconium

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 10th day of June, in the year of our Lord nineteen hundred and forty-one, and of the [SEAL] Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State

SETTING ASIDE CERTAIN LANDS FOR NATIONAL MONUMENT PURPOSES
TO BE ADMINISTERED AS PART OF THE OCMULGEE NATIONAL MONU-
MENT—GEORGIA

June 13, 1941
[No. 2493]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS it appears that certain lands adjoining the Lamar Unit of the Ocmulgee National Monument in Georgia, which have been donated to the United States, contain evidence of an old Indian stockade and other objects of historical interest; and

WHEREAS it appears that it would be in the public interest to set such lands aside for national monument purposes:

Lands added.

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 2 of the act of June 8, 1906, ch. 3060, 34 Stat. 225 (U. S. C., title 16, sec. 431), do proclaim that the following-described lands in Bibb County, Georgia, are hereby set aside for national monument purposes and shall be administered as a part of the Ocmulgee National Monument:

Beginning at a concrete monument marking the southeast corner of the Lamar Unit of the Ocmulgee National Monument from which the most easterly corner of Macon City Limits in the center of Ocmulgee River bears approximately North 31°30' West 8560 feet, more or less; thence South 78°30' West 1500.0 feet along the south boundary of the Lamar Unit to the southwest corner thereof; thence South 11°30' East 290.4 feet; thence North 67°32' East 1527.85 feet to the point of beginning, containing 5 acres, more or less.

Warning against un-
authorized acts.

Warning is hereby expressly given to all unauthorized persons not to appropriate, injure, destroy, or remove any part or 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.

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 13th day of June in the year of our Lord nineteen hundred and forty-one, and of the [SEAL] Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

MODIFICATION OF POSTAGE RATES

June 25, 1941
[No. 2494]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the interests of the public and the promotion of the cultural growth, education, and development of the American people require the further continuation of the postage rates on books as

prescribed by Proclamation No. 2309 of October 31, 1938, for the period commencing November 1, 1938, and ending June 30, 1939, and renewed by Proclamation No. 2340 of June 30, 1939, for the period commencing July 1, 1939, and ending June 30, 1941;

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 2 of the act of June 16, 1933, 48 Stat. 254, and the following amendments thereto: Section 515 of title III of the act of May 10, 1934, 48 Stat. 760; Public Resolution 36, approved June 28, 1935, 49 Stat. 431; Public Resolution 48, approved June 29, 1937, 50 Stat. 358; section 1 of title I of the Revenue Act of 1939, approved June 29, 1939 (Public No. 155, 76th Congress, 1st Session), and Public Law 84, approved May 28, 1941, do proclaim that the postage rate on books consisting wholly of reading matter and containing no advertising matter other than incidental announcements of books, when mailed under such regulations as the Postmaster General shall prescribe, shall, for the period commencing July 1, 1941, and ending September 30, 1941, continue to be one and one-half cents a pound or fraction thereof, irrespective of the zone of destination.

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 25th day of June in the year of our Lord nineteen hundred and forty-one and of the [SEAL] Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

SUMNER WELLES

Acting Secretary of State.

BURMA—SUSPENSION OF TONNAGE DUTIES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS section 4228 of the Revised Statutes of the United States, as amended by the act of July 24, 1897, c. 13, 30 Stat. 214 (U. S. C., title 46, sec. 141), provides, in part, as follows:

“Upon satisfactory proof being given to the President, by the government of any foreign nation, that no discriminating duties of tonnage or imposts are imposed or levied in the ports of such nation upon vessels wholly belonging to citizens of the United States, or upon the produce, manufactures, or merchandise imported in the same from the United States or from any foreign country, the President may issue his proclamation, declaring that the foreign discriminating duties of tonnage and impost within the United States are suspended and discontinued, so far as respects the vessels of such foreign nation, and the produce, manufactures, or merchandise imported into the United States from such foreign nation, or from any other foreign country; the suspension to take effect from the time of such notification being given to the President, and to continue so long as the reciprocal exemption of vessels, belonging to citizens of the United States, and their cargoes, shall be continued, and no longer . . .”

AND WHEREAS satisfactory proof was received by me from the Government of Burma on June 10, 1941, that no discriminating duties

53 Stat. 2497.

53 Stat. 2545.

Postage rate on books of designated class continued in effect.

53 Stat. 862.

Ante, p. 210.

Period of continuance.

July 1, 1941
[No. 2496]

of tonnage or imposts are imposed or levied in the ports of Burma upon vessels wholly belonging to citizens of the United States, or upon the produce, manufactures, or merchandise imported in such vessels, from the United States, or from any foreign country:

Discriminating duties discontinued.

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 above-quoted statutory provisions, do hereby declare and proclaim that the foreign discriminating duties of tonnage and imposts within the United States are suspended and discontinued so far as respects the vessels of Burma and the produce, manufactures, or merchandise imported in said vessels into the United States from Burma or from any other foreign country; the suspension to take effect from June 10, 1941, and to continue so long as the reciprocal exemption of vessels belonging to citizens of the United States and their cargoes shall be continued, and no longer.

Effective date; duration.

IN TESTIMONY 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 1st day of July, in the year of our Lord nineteen hundred and forty-one, and of the [SEAL] Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D. ROOSEVELT

By the President:

SUMNER WELLES

Acting Secretary of State.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

July 3, 1941

[No. 2496]

A PROCLAMATION

54 Stat. 714; *ante*, p. 206.
50 U. S. C., app. § 701.

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense", approved July 2, 1940, provides as follows:

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or materials, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportations, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued thereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000, or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

Export of chemicals and vegetable products, restriction.

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest

of the national defense that on and after July 23, 1941, the following-described articles and materials shall not be exported except when authorized in each case by a license as provided for in Proclamation 2413 of July 2, 1940, entitled "Administration of section 6 of the Act entitled 'AN ACT To expedite the strengthening of the national defense' approved July 2, 1940":

1. Chemicals
2. Vegetable products

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 3rd day of July in the year of our Lord nineteen hundred and forty-one, and of the [SEAL] Independence of the United States of America the one hundred and sixty-fifth.

FRANKLIN D ROOSEVELT

By the President:

SUMNER WELLES

Acting Secretary of State

AUTHORIZING A PROCLAIMED LIST OF CERTAIN BLOCKED NATIONALS
AND CONTROLLING CERTAIN EXPORTS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

I, FRANKLIN D. ROOSEVELT, President of the United States of America, acting under and by virtue of the authority vested in me by Section 5 (b) of the Act of October 6, 1917 (40 Stat. 415) as amended and Section 6 of the Act of July 2, 1940 (54 Stat. 714) as amended and by virtue of all other authority vested in me, and by virtue of the existence of a period of unlimited national emergency and finding that this Proclamation is necessary in the interest of national defense, do hereby order and proclaim the following:

Section 1. The Secretary of State, acting in conjunction with the Secretary of the Treasury, the Attorney General, the Secretary of Commerce, the Administrator of Export Control, and the Coordinator of Commercial and Cultural Relations Between the American Republics, shall from time to time cause to be prepared an appropriate list of

(a) certain persons deemed to be, or to have been acting or purporting to act, directly or indirectly, for the benefit of, or under the direction of, or under the jurisdiction of, or on behalf of, or in collaboration with Germany or Italy or a national thereof; and

(b) certain persons to whom, or on whose behalf, or for whose account, the exportation directly or indirectly of any article or material exported from the United States, is deemed to be detrimental to the interest of national defense.

In similar manner and in the interest of national defense, additions to and deletions from such list shall be made from time to time. Such list and any additions thereto or deletions therefrom shall be filed pursuant to the provisions of the Federal Register Act and such list shall be known as "The Proclaimed List of Certain Blocked Nationals".

Effective date.

54 Stat. 2712.

July 17, 1941
[No. 2497]

12 U. S. C. §95a.
Ante, p. 206.
50 U. S. C., app.
§ 701.

Preparation of list
by designated off-
cials.

Changes in list.

Filing.
49 Stat. 500.
44 U. S. C. §§ 301-
314.
Title of list.

Treatment of listed persons.
40 Stat. 415.
12 U. S. C. § 95a.

5 F. R. 1400.
12 U. S. C. § 95 note.

Exportation of certain articles, etc., to listed persons prohibited; exceptions.

54 Stat. 714; *ante*,
p. 206.
50 U. S. C., app.
§ 701.

54 Stat. 2712.
Ante, p. 1619.

"Person" defined.

"United States" defined.

Application.

Section 2. Any person, so long as his name appears in such list, shall, for the purpose of Section 5(b) of the Act of October 6, 1917, as amended, and for the purpose of this Proclamation, be deemed to be a national of a foreign country, and shall be treated for all purposes under Executive Order No. 8389, as amended, as though he were a national of Germany or Italy. All the terms and provisions of Executive Order No. 8389, as amended, shall be applicable to any such person so long as his name appears in such list, and to any property in which any such person has or has had an interest, to the same extent that such terms and provisions are applicable to nationals of Germany or Italy, and to property in which nationals of Germany or Italy have or have had an interest.

Section 3. The exportation from the United States directly or indirectly to, or on behalf of, or for the account of any person, so long as his name appears on such list, of any article or material the exportation of which is prohibited or curtailed by any proclamation heretofore or hereafter issued under the authority of Section 6 of the Act of July 2, 1940, as amended, or of any other military equipment or munitions, or component parts thereof, or machinery, tools, or material, or supplies necessary for the manufacture, servicing, or operation thereof, is hereby prohibited under Section 6 of the Act of July 2, 1940, as amended, except (1) when authorized in each case by a license as provided for in Proclamation No. 2413 of July 2, 1940, or in Proclamation No. 2465 of March 4, 1941, as the case may be, and (2) when the Administrator of Export Control under my direction has determined that such prohibition of exportation would work an unusual hardship on American interests.

Section 4. The term "person" as used herein means an individual, partnership, association, corporation or other organization.

The term "United States" as used herein means the United States and any place subject to the jurisdiction thereof, including the Philippine Islands, the Canal Zone, and the District of Columbia and any other territory, dependency or possession of the United States.

Section 5. Nothing herein contained shall be deemed in any manner to limit or restrict the provisions of the said Executive Order No. 8389, as amended, or the authority vested thereby in the Secretary of the Treasury and the Attorney General. So far as the said Executive Order No. 8389, as amended, is concerned, "The Proclaimed List of Certain Blocked Nationals", authorized by this Proclamation, is merely a list of certain persons with respect to whom and with respect to whose property interests the public is specifically put on notice that the provisions of such Executive Order are applicable; and the fact that any person is not named in such list shall in no wise be deemed to mean that such person is not a national of a foreign country designated in such order, within the meaning thereof, or to affect in any manner the application of such order to such person or to the property interests of such person.

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 17th day of July, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
SUMNER WELLES
Acting Secretary of State

EMERGENCY DUE TO DROUGHT—FREE IMPORTATION OF FORAGE FOR
LIVESTOCK

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

July 25, 1941
[No. 2498]

A PROCLAMATION

WHEREAS an unusual lack of rain in the States of New York, Vermont, Massachusetts, and New Hampshire, and to a less extent in other States, has caused an acute shortage of forage for livestock; and

WHEREAS section 318 of the Tariff Act of 1930 (46 Stat. 590, 696) provides, in part, as follows:

19 U. S. C. §1318.

“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 may authorize the Secretary of the Treasury to permit, under such regulations as the Secretary of the Treasury may prescribe, the importation free of duty of food, clothing, and medical, surgical, and other supplies for use in emergency relief work.”:

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 above-quoted statutory provisions, do hereby declare an emergency to exist, and do hereby authorize the Secretary of the Treasury to permit until June 30, 1942 (unless before that date it has been determined by the President and declared by his Proclamation that the emergency has terminated), under such regulations and subject to such conditions as he may deem necessary, the importation of such forage for livestock as the Secretary of the Treasury may designate, upon recommendation of the Secretary of Agriculture, free of duty when imported by or directly for the account of any owner of livestock in any drought-affected area designated by the Secretary of Agriculture, or by or directly for the account of any relief organization, not operated for profit, for distribution among distressed owners of livestock in any such drought-affected area, or by or directly for the account of any dealer in forage for sale or distribution among distressed owners of livestock in any such drought-affected area.

Emergency declared.

Importation of forage for livestock authorized; restrictions.

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 25th day of July, in the year of our Lord nineteen hundred and forty-one, and of the [SEAL] Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

SUMNER WELLES

Acting Secretary of State.

EXCLUDING LAND FROM THE CRATERS OF THE MOON NATIONAL
MONUMENT—IDAHOJuly 18, 1941
[No. 2499]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS it appears that certain public land which is now a part of the Craters of the Moon National Monument in the State of Idaho, established by proclamation of May 2, 1924, 43 Stat. 1947, and enlarged by proclamations of July 23, 1928, 45 Stat. 2959, and July 9, 1930, 46 Stat. 3029, is not necessary for the proper care and management of the objects of scientific interest situated on the lands within the said monument; and

WHEREAS it appears that such land is needed for the construction of Idaho State Highway No. 22, by the State of Idaho:

Land excluded.

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 2 of the act of June 8, 1906, c. 3060, 34 Stat. 225, U. S. C., title 16, sec. 431, do proclaim that a strip of land situated in section 3, Township 1 North, Range 24 East, and sections 25, 34, 35 and 36, Township 2 North, Range 24 East, Boise Meridian, Butte County, Idaho, as shown on a map prepared by the Department of Public Works, Bureau of Highways, State of Idaho, on file in the General Land Office, Department of the Interior, bearing the title

“FAP 128-E (1)
Map showing right-of-way across
Craters of the Moon National
Monument—Butte County—Idaho
February 1941—Scale 1"=400'”

is hereby excluded from the Craters of the Moon National Monument.

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 18th day of July in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States the one hundred sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

SUMNER WELLES

*Acting Secretary of State.*SUSPENDING THE INTERNATIONAL LOAD LINES CONVENTION IN PORTS
AND WATERS OF THE UNITED STATES AND IN SO FAR AS THE UNITED
STATES OF AMERICA IS CONCERNEDAugust 9, 1941
[No. 2500]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS a convention establishing uniform principles and rules with regard to the limits to which ships on international voyages may be loaded, entitled “International Load Lines Convention”, was signed by the respective plenipotentiaries of the United States of America and certain other countries at London on July 5, 1930; and

WHEREAS, following ratification by the United States of America and certain other countries, the Convention, in accordance with Article 24 thereof, came into force with respect to the United States of America and certain other countries on January 1, 1933; and

47 Stat. 2256.

WHEREAS the provisions of the Convention were carefully formulated "to promote safety of life and property at sea" in time of peace by regulating the competitive loading of merchant ships employed in the customary channels of international trade; and

WHEREAS the conditions envisaged by the Convention have been, for the time being, almost wholly destroyed, and the partial and imperfect enforcement of the Convention can operate only to prejudice the victims of aggression, whom it is the avowed purpose of the United States of America to aid; and

WHEREAS it is an implicit condition to the binding effect of the Convention that those conditions envisaged by it should continue without such material change as has in fact occurred; and

WHEREAS under approved principles of international law it has become, by reason of such changed conditions, the right of the United States of America to declare the Convention suspended and inoperative:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, exercising in behalf of the United States of America an unquestioned right and privilege under approved principles of international law, do proclaim and declare the aforesaid International Load Lines Convention suspended and inoperative in the ports and waters of the United States of America, and in so far as the United States of America is concerned, for the duration of the present emergency.

Suspension of Convention on part of United States; duration.

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 9th day of August, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

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

August 16, 1941

[No. 2601]

A PROCLAMATION

WHEREAS the Secretary of the Interior, under authority and direction 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 said Secretary 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 amended by Proclamation No. 2367 of September 28, 1939, and Proclamation No. 2420 of August 9, 1940, 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

16 U. S. C. § 704.

5 U. S. C. § 133t
note.

54 Stat. 2615, 2661,
2729.
16 U. S. C. § 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:

“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, 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 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 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 amended by Proclamation No. 2367 of September 28, 1939, and Proclamation No. 2420 of August 9, 1940, 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:

The first paragraph of Regulation 3, “Means by Which Migratory Game Birds May Be Taken”, is amended to read as follows:

REGULATION 3.—MEANS BY WHICH MIGRATORY GAME BIRDS MAY
BE TAKEN

The migratory game birds on which open seasons are specified in regulation 4 of these regulations may be taken during such respective open seasons with bow and arrow or with a shotgun not larger than No. 10 gage, fired from the shoulder, except as permitted by regulations 7, 8, 9, and 10 of these regulations, but they shall not be taken with or by means of any automatic-loading or hand-operated repeating shotgun capable of holding more than three shells, the magazine of which has not been cut off or plugged with a one-piece metal or wooden filler incapable of removal through the loading end thereof, so as to reduce the capacity of said gun to not more than three shells at one time in the magazine and chamber combined; they may be taken during the open season from land or water, with the aid of a dog, and from a blind, boat, or floating craft except sinkbox (battery), powerboat, sailboat, any boat under sail, and any craft or device of any kind towed by powerboat or sailboat; but nothing herein shall permit the taking of migratory game birds from or by means, aid, or use of an automobile or aircraft of any kind, or to permit the taking of waterfowl by means, aid, or use of cattle, horses, or mules.

39 Stat. 1702.

50 Stat. 1311.

16 U. S. C. § 704.

5 U. S. C. § 133t
note.

39 Stat. 1702.

50 Stat. 1311.

54 Stat. 2615, 2661,
2729.
16 U. S. C. § 704
note.

54 Stat. 2617.
16 U. S. C. § 704
note.

Point, p. 1663.

54 Stat. 2622, 2733.
16 U. S. C. § 704
note.

Regulation 4, "Open Seasons on and Possession of Certain Migratory Game Birds", is amended to read as follows:

54 Stat. 2618.
16 U. S. C. § 704
note.

REGULATION 4.—OPEN SEASONS ON AND POSSESSION OF CERTAIN
MIGRATORY GAME BIRDS

Waterfowl (except snow geese in Idaho and snow geese and brants in States bordering on the Atlantic Ocean; Ross' geese, and swans), and coots, may be taken each day from sunrise to 4 p. m., and rails and gallinules (other than coots), woodcocks, mourning or turtle doves, white-winged doves, and band-tailed pigeons from sunrise to sunset each day 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 20 days next succeeding said open season, but no such bird shall be possessed in any State, Alaska, Puerto Rico or in 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.

Ante, p. 1662; post,
p. 1665.

16 U. S. C. §§ 715-
718s.

40 Stat. 755.
16 U. S. C. §§ 703-
711.

Waterfowl and coot.—The open seasons on waterfowl but not including wood ducks (except snow geese in Idaho and snow geese and brant 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 Maine, Michigan, Minnesota, Montana, New Hampshire, North Dakota, Ohio, South Dakota, Wisconsin, and Wyoming, October 1 to November 29.

In California, Colorado, Connecticut, Delaware, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Massachusetts, Missouri, Nebraska, Nevada, New Jersey, New York, including Long Island, Oklahoma, Oregon, Pennsylvania, Rhode Island, Utah, Vermont, Washington, and West Virginia, October 16 to December 14.

In Alabama, Arizona, Arkansas, Florida, Georgia, Louisiana, Maryland, Mississippi, New Mexico, North Carolina, South Carolina, Tennessee, Texas, and Virginia, November 2 to December 31.

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 June 8, 1940 (5 F. R. 2288), October 1 to November 29; and in the remainder of Alaska, September 1 to October 30: *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.

Proviso.
Scoters.

Wood ducks.—The open seasons on wood ducks in the States of Alabama, Arkansas, Delaware, Georgia, Kentucky, Louisiana, Maryland, Mississippi, Missouri, North Carolina, Pennsylvania, South Carolina, Tennessee, Texas, and Virginia, shall be the same as the open seasons prescribed in the preceding section for other waterfowl in these States.

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, November 1 to January 31.

Maine, October 1 to November 30.

Massachusetts, and New York, including Long Island, October 16 to December 14.

Minnesota, September 16 to November 30.

Puerto Rico, December 15 to February 12.

Tennessee, November 2 to December 31.

Wisconsin, October 1 to November 29.

California, District of Columbia, Hawaii, Idaho, Montana, Nevada, Oregon, 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 Minnesota, Vermont, and Wisconsin, October 1 to October 15.

That part of New York lying south of the line above described and in Connecticut, and Indiana, 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.

Delaware, and Maryland, November 15 to November 29.

Louisiana, and Mississippi, December 15 to December 29.

Maine, New Hampshire, and Ohio, 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.

Missouri, November 10 to November 24.

Pennsylvania, October 16 to October 30.

Virginia, November 20 to December 4.

West Virginia, October 17 to October 31.

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, Kansas, Missouri, Nevada, New Mexico, and Oklahoma, September 1 to October 12.

Arkansas, Delaware, Kentucky, Maryland, North Carolina, Tennessee, and Virginia, September 16 to October 27.

Idaho, September 1 to September 10.

Illinois, September 1 to September 30.

Minnesota, September 16 to September 30.

Oregon, September 1 to September 15.

Texas, in Yoakum, Terry, Lynn, Garza, Kent, Stonewall, Haskell, Throckmorton, Young, Jack, Wise, Denton, Collin, and Hunt Counties, and all counties north thereof, and in Parker, Tarrant, Dallas, Rockwall, Kaufman, Johnson, Hopkins, Delta, Franklin, and Ellis

Counties, September 1 to October 12; in remainder of State, September 16 to October 27.

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 16 to September 25.

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 September 30.

California, December 1 to December 15.

Oregon, September 1 to September 15.

Regulation 5, "Daily Bag and Possession Limits on Certain Migratory Game Birds", is amended to read as follows:

54 Stat. 2620.
16 U. S. C. § 704
note.

REGULATION 5.—DAILY BAG AND POSSESSION LIMITS ON CERTAIN MIGRATORY GAME BIRDS

A person may take in any one day during the open seasons prescribed therefor in regulation 4 of these regulations not to exceed the following numbers of migratory game birds, which numbers shall include all birds taken by any other person who for hire accompanies or assists him in taking such birds; and when so taken these may be possessed in the numbers specified as follows:

Ante, p. 1663.

Ducks.—Ten in the aggregate of all kinds including in such limit not more than 1 wood duck, or more than 3 singly or in the aggregate of redheads and buffleheads; and any person at any one time may possess not more than 20 ducks in the aggregate of all kinds but not more than 1 wood duck, nor more than 6 of either or both of redheads or buffleheads.

Geese and brant (except snow geese in Idaho and snow geese and brant in States bordering on the Atlantic Ocean, and Ross' goose).—Three in the aggregate of all kinds including blue geese and, in addition, three blue geese, but any person at any one time may possess not more than 6 in the aggregate of all kinds, including blue geese, and 6 additional blue geese, or if no other kinds are included 12 blue geese may be possessed.

Post, p. 1692.

In Siskiyou County, California, Alexander County, Illinois, and Hyde County, North Carolina, no person may take more than 3 geese in the aggregate of all kinds during any 7 consecutive days.

Rails and gallinules (except sora and coot).—Fifteen in the aggregate of all kinds, and any person at any one time may possess not more than 15 in the aggregate of all kinds.

Sora.—Fifteen, and any person at any one time may possess not more than 15.

Coot.—Twenty-five, and any person at any one time may possess not more than 25.

Woodcock.—Four, and any person at any one time may possess not more than 8.

Mourning or turtle dove and white-winged dove.—Twelve in the aggregate of both kinds, and any person at any one time may possess not more than 12 in the aggregate of both kinds.

Band-tailed pigeon.—Ten, and any person at any one time may possess not more than 10.

The possession limits hereinbefore prescribed shall apply as well to ducks, geese, brant, rails, including coot and gallinules, woodcocks, mourning or turtle doves, white-winged doves, and band-tailed pigeons taken in Canada, Mexico, or other foreign country and brought into the United States, as to those taken in the United States.

64 Stat. 2621.
16 U. S. C. § 704
note.

Regulation 6, "Shipment, Transportation and Possession of Certain Migratory Game Birds", is amended to read as follows:

REGULATION 6.—SHIPMENT, TRANSPORTATION AND POSSESSION OF CERTAIN MIGRATORY GAME BIRDS

Ante, p. 1663.

48 U. S. C. §§ 191-211.

Migratory game birds of a species on which open seasons are prescribed by regulation 4 of these regulations, legally taken, and parts thereof, may be transported in or out of Alaska, subject to regulations under the Alaska Game Law (43 Stat. 739), as amended, Puerto Rico, or the State where taken, during the respective open seasons in Alaska, Puerto Rico, or in that State. Such birds when legally taken in and exported from Canada or Mexico, and if from Mexico when they are accompanied by a Mexican export permit, may be transported into the United States during the open seasons where killed.

Ante, p. 1665; *post*, p. 1693.

Not more than the number of such birds permitted by regulation 5 of these regulations to be taken by one person in 1 day, or in 2 days in the case of ducks (except wood ducks), geese (1 day in the case of geese taken in Siskiyou County, California, Alexander County, Illinois, and Hyde County, North Carolina), brant, and woodcock, 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.

No such birds, or parts thereof, shall be transported from any State, Alaska, Puerto Rico or the District of Columbia to or through another State, Alaska, Puerto Rico or the District of Columbia, or to or through Canada or Mexico, contrary to the laws of the place in which they were taken or from, to or through which they were transported; nor shall any such birds be imported into the United States from Canada or Mexico contrary to the laws of the place in which they were taken or from, to or through which they were transported.

Any such birds or parts thereof in transit during the open season may continue in transit such additional time immediately succeeding such open season, not to exceed 5 days, necessary to deliver the same to their destination, and may be possessed in any State, Alaska, Puerto Rico or District during the period constituting the open season where taken, and for an additional period of 20 days next succeeding said open season. Any package in which such birds or parts thereof are transported shall have the name and address of the shipper and of the consignee and an accurate statement of the numbers and kinds of birds or parts thereof contained therein clearly and conspicuously marked on the outside thereof.

Ante, p. 1663.

Migratory game birds imported from countries other than Canada and Mexico.—Migratory game birds of a species on which open seasons are prescribed by regulation 4 of these regulations, legally taken in and exported from a foreign country (other than Canada and Mexico, for which provision is hereinbefore made) may be transported to any State, Alaska or Puerto Rico during the open season prescribed by said regulation 4 for such State, Alaska or Puerto Rico on that species, and to the District of Columbia during the open season so prescribed for Maryland, and may be possessed in such State, Alaska or Puerto Rico for an additional period of 20 days immediately succeeding such open season, by any one person in 1 calendar week in numbers not exceeding those permitted by regulation 5 of these regulations to be taken by one person in 1 day, or in 2 days in the case of ducks (except wood ducks), geese, brants, and woodcocks, if transportation and possession of such birds are not prohibited by such State, Alaska, Puerto Rico or District and if transported in packages marked as hereinbefore provided in this regulation.

Ante, p. 1665.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the seal of the Department of the Interior to be affixed, this ninth day of August, 1941.

[SEAL]

HAROLD L. ICKES
Secretary of the Interior.

AND WHEREAS upon consideration it appears that approval of 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.

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 August, in the year of our Lord nineteen hundred and forty-one, and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

NATIONAL SAFETY CAMPAIGN

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

The Nation is confronted with a rapidly rising accident toll. At the present rate, the total number of deaths from accidents this year will exceed 100,000. Traffic accidents alone caused 34,500 deaths in 1940, and thus far in the present year there has been an increase of seventeen per cent in traffic fatalities.

By taking a huge toll in life and property, accidents definitely hinder our national defense effort. To insure maximum efficiency we must have maximum safety twenty-four hours a day—not only at work, but also on the highway, at home, everywhere.

The troubled times in which we live must not make us callous or indifferent to human suffering. These unusual times require unusual safety efforts.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby call upon the officers and directors of the National Safety Council to mobilize its nation-wide resources in leading a concerted and intensified campaign against accidents, and do call upon every citizen, in public or private capacity, to enlist in this campaign and do his part in preventing wastage of human and material resources of the Nation through accidents.

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 18th day of August in the year of our Lord nineteen hundred and forty-one, and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

August 19, 1941
[No. 2503]54 Stat. 714; *ante*, p.
206.
50 U. S. C., app.
§ 701.

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense", approved July 2, 1940, provides as follows:

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or materials, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportations, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued thereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000.00 or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

Export of design-
ated materials, re-
striction.

Effective date.

54 Stat. 2712.

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after September 10, 1941, the following-described articles and materials shall not be exported from the United States except when authorized in each case by a license as provided for in Proclamation 2413 of July 2, 1940, entitled "Administration of section 6 of the Act entitled 'AN ACT To expedite the strengthening of the national defense' approved July 2, 1940":

1. Furs
2. Synthetic Fibers
3. Wood
4. Natural Asphalt or Bitumen
5. Nonferrous Metals
6. Precious Metals

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 19th day of August, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State

INCREASING RATE OF DUTY ON CRAB MEAT

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

August 22, 1941
[No. 2504]

A PROCLAMATION

WHEREAS pursuant to section 336 of Title III, Part II, of the Tariff Act of 1930 (46 Stat. 590, 701), the United States Tariff Commission has investigated the differences in costs of production of, and all other facts and conditions enumerated in said section with respect to, crab meat, fresh or frozen (whether or not packed in ice), or prepared or preserved in any manner, including crab paste and crab sauce, being wholly or in part the growth or product of the United States, and of and with respect to like or similar articles wholly or in part the growth or product of the principal competing country; and

19 U. S. C. § 1336.

WHEREAS in the course of the investigation hearings were held, of which reasonable public notice was given and at which parties interested were given reasonable opportunity to be present, to produce evidence, and to be heard; and

WHEREAS the Commission has reported to the President the results of the investigation and its findings with respect to such differences in costs of production; and

WHEREAS the Commission has found it shown by the investigation that the principal competing country is Japan, and that the duty expressly fixed by statute does not equalize the difference in the costs of production of crab meat, prepared or preserved in any manner, including crab paste and crab sauce, packed in air-tight containers, wholly or in part the growth or product of the United States, and the like or similar foreign articles when produced in the principal competing country, and has specified in its report the increase in the rate of duty expressly fixed by statute found by the Commission to be shown by the investigation to be necessary to equalize such difference; and

WHEREAS in the judgment of the President such rate of duty is shown by the investigation of the Tariff Commission to be necessary to equalize such difference in costs of production:

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 336 (c), Title III, Part II of the said act, do hereby approve and proclaim an increase in the rate of duty expressly fixed in paragraph 721 (a) of Title I of the said act on crab meat, prepared or preserved in any manner, including crab paste and crab sauce, packed in air-tight containers, from 15 per centum ad valorem to 22½ per centum ad valorem, the rate found to be shown by the investigation to be necessary to equalize such difference in costs of production.

Increase in rate of
duty on crab meat,
etc.46 Stat. 634.
19 U. S. C. § 1001,
par. 721 (a).

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 22nd day of August in the year of our Lord, nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

NATIONAL DEFENSE PIPE LINE—PLANTATION PIPE LINE SYSTEM

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the act of Congress 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 (Public Law 197—77th Congress), vests in the President certain powers relating to the construction, extension, completion, operation, and maintenance of interstate pipe lines related to national defense:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the authority vested in me by sections 2 and 3 of said act of July 30, 1941, do hereby find and proclaim (1) that it is necessary for national defense purposes that there be constructed and completed a pipe line system for the transportation and distribution of petroleum and petroleum products moving in interstate commerce, the route for which is generally indicated on a map which is on file in the Office of the Petroleum Coordinator for National Defense, detailed survey maps of which shall be of record in the said office, commencing in the vicinity of Baton Rouge, Louisiana, and extending in a northeasterly direction through the States of Louisiana, Mississippi, Alabama, Georgia, and South Carolina, and into North Carolina to a point in the vicinity of Greensboro, North Carolina, with branch lines extending to Montgomery and Birmingham, Alabama, Columbus and Macon, Georgia, and Chattanooga and Knoxville, Tennessee, (2) that Plantation Pipe Line Company, a private corporation organized under the laws of the State of Delaware, has commenced the work necessary for the construction of such a pipe line system and represents that it is prepared to undertake the construction of and will complete said pipe line system, and (3) that it is necessary for the purposes of construction, completion, operation, and maintenance of said pipe line system that the Plantation Pipe Line Company have the right to acquire, by the exercise of the right of eminent domain as provided in the aforesaid act, along the route and between the points hereinbefore identified, (a) such parcels of land or any interests therein, not in excess of 100 acres in each separate parcel, for the location of its storage tanks, pumping stations, delivery facilities, and other facilities in connection therewith, and (b) easements and rights of way, not in excess of 100 feet in width, for the construction, completion, operation, maintenance and removal of the pipe lines, including right of access thereto over adjoining lands: *Provided*, That such right of eminent domain be exercised by the Plantation Pipe Line Company for the aforesaid purposes prior to June 30, 1943.

The pipe line hereinbefore identified shall be constructed, completed, operated, and maintained subject to such terms and conditions as the President may hereafter from time to time prescribe as necessary for national defense purposes.

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 23rd day of August, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

August 23, 1941
[No. 2506]

Ante, p. 610.

Route for pipe line system.

Acquisition of land.

Proviso.
Time limit.

CONTROL OF THE EXPORT OF CERTAIN ARTICLES AND MATERIALS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

August 27, 1941
[No. 2506]

A PROCLAMATION

WHEREAS section 6 of the act of Congress entitled "AN ACT To expedite the strengthening of the national defense", approved July 2, 1940, provides as follows:

54 Stat. 714; *ante*, p. 206.
50 U. S. C., app. § 701.

"Sec. 6. Whenever the President determines that it is necessary in the interest of national defense to prohibit or curtail the exportation of any military equipment or munitions, or component parts thereof, or machinery, tools, or material, or supplies necessary for the manufacture, servicing, or operation thereof, he may by proclamation prohibit or curtail such exportation, except under such rules and regulations as he shall prescribe. Any such proclamation shall describe the articles or materials included in the prohibition or curtailment contained therein. In case of the violation of any provision of any proclamation, or of any rule or regulation, issued hereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000, or by imprisonment for not more than two years, or by both such fine and imprisonment. The authority granted in this section shall terminate June 30, 1942, unless the Congress shall otherwise provide."

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 aforesaid act of Congress, do hereby proclaim that upon the recommendation of the Administrator of Export Control I have determined that it is necessary in the interest of the national defense that on and after August 27, 1941, the following-described articles and materials shall not be exported except when authorized in each case by a license as provided for in Proclamation 2413, of July 2, 1940, entitled "Administration of section 6 of the Act entitled 'AN ACT To expedite the strengthening of the national defense' approved July 2, 1940":

Export of military equipment, etc., restriction.

Effective date.

54 Stat. 2712.

All military equipment or munitions, or component parts thereof, or machinery, tools, or material, or supplies necessary for the manufacture, servicing, or operation thereof, in addition to the articles and materials the exportation of which is prohibited or curtailed by any proclamation heretofore issued under the authority of section 6 of the act of July 2, 1940, as amended.

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 27th day of August, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State

RETAILERS-FOR-DEFENSE WEEK TO AID IN THE SALE OF DEFENSE SAVINGS STAMPS

August 29, 1941
[No. 2507]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

Ante, p. 7.

WHEREAS the Secretary of the Treasury, pursuant to the authority of the Public Debt Act of 1941, is offering Defense Savings Stamps, in small denominations, for sale to the people of the United States; and

WHEREAS national trade associations of our country representing more than one million retail stores have pledged the whole-hearted support of their members in assisting the Treasury Department to sell Defense Savings Stamps, and have agreed to observe the week of September 15 to 20, 1941, as Retailers-for-Defense Week to Aid in the Sale of Defense Savings Stamps, and to make an intensive effort during that time to acquaint the American shopping public with the advantages of buying Defense Savings Stamps:

Designation of week
of Sept. 15 to 20, 1941.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby designate the week of September 15 to 20, 1941, as Retailers-for-Defense Week to Aid in the Sale of Defense Savings Stamps, and do call upon the people of the United States to cooperate in making that week a period of outstanding achievement in the sale of Defense Savings Stamps.

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 29th day of August in the year of our Lord nineteen hundred and forty-one and of the [SEAL] Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

NATIONAL DEFENSE PIPE LINE—SOUTHEASTERN PIPE LINE SYSTEM

September 3, 1941
[No. 2508]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

Ante, p. 610.

WHEREAS the act of Congress 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 (Public Law 197—77th Congress), vests in the President certain powers relating to the construction, extension, completion, operation, and maintenance of interstate pipe lines related to national defense:

Route for pipe line
system.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the authority vested in me by sections 2 and 3 of said act of July 30, 1941, do hereby find and proclaim (1) that it is necessary for national defense purposes that there be constructed and completed a pipe line system for the transportation and distribution of petroleum and petroleum products moving in interstate commerce, the route for which is generally indicated on a map which is on file in the Office of the Petroleum

Coordinator for National Defense, detailed survey maps of which shall be of record in the said office, commencing at Port St. Joe, Florida, and extending in a northerly direction through the States of Florida and Georgia, and into Tennessee to a point on the Tennessee River at or in the vicinity of Chattanooga, Tennessee, (2) that Southeastern Pipe Line Company, a private corporation organized under the laws of the State of Delaware, has commenced the work necessary for the construction of such a pipe line system, and has partially constructed the same and represents that it is prepared to complete said pipe line system, and (3) that it is necessary for the purposes of construction, completion, operation, and maintenance of said pipe line system that the Southeastern Pipe Line Company have the right to acquire, by the exercise of the right of eminent domain as provided in the aforesaid act, along the route and between the points hereinbefore identified, (a) such parcels of land or any interests therein, not in excess of 100 acres in each separate parcel, for the location of its storage tanks, pumping stations, delivery facilities, and other facilities in connection therewith, and (b) easements and rights of way, not in excess of 100 feet in width, for the construction, completion, operation, maintenance and removal of the pipe lines, including right of access thereto over adjoining lands: *Provided*, That such right of eminent domain be exercised by the Southeastern Pipe Line Company for the aforesaid purposes prior to June 30, 1943.

Acquisition of land.

Proviso.
Time limit.

The pipe line hereinbefore identified shall be constructed, completed, operated, and maintained subject to such terms and conditions as the President may hereafter from time to time prescribe as necessary for national defense purposes.

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 3rd day of September, in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

FIRE PREVENTION WEEK—1941

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

September 3, 1941
[No. 2509]

A PROCLAMATION

WHEREAS the serious problems of national defense now confronting this country demand the utmost attention to the conservation of our human and physical resources; and

WHEREAS the lives of thousands of persons were lost and property damage of more than a quarter of a billion dollars occurred during the year 1940 as a result of avoidable fires in the United States; and

WHEREAS individual responsibility for protecting human life and safeguarding homes, industries, and public buildings against this grave menace should be impressed upon the entire citizenry:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby designate the week beginning October 5, 1941, as Fire Prevention Week, and I

Designation of week
beginning Oct. 5, 1941
as Fire Prevention
Week.

urge public authorities, civic bodies, educators, the press, and the radio to emphasize the dangers attendant upon fires in the present national emergency, and I recommend to all our citizens their active cooperation in the elimination of fire hazards and their prompt action in every situation threatening loss of life or property by fire.

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 3rd day of September in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

EMERGENCY BOARD, ATCHISON, TOPEKA & SANTA FE RAILWAY AND
OTHER CARRIERS—EMPLOYEES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

September 10, 1941
[No. 2510]

A PROCLAMATION

WHEREAS the President, having been duly notified by the National Mediation Board that a dispute between the carriers listed on the attached exhibit "A" and certain of their employees as they are represented by the following labor organizations:

Brotherhood of Locomotive Engineers
Brotherhood of Locomotive Firemen and Enginemen
Order of Railway Conductors of America
Brotherhood of Railroad Trainmen
Switchmen's Union of North America

WHEREAS the President, having been duly notified by the National Mediation Board that certain disputes between the carriers listed on the attached exhibit "B" and certain of their employees as they are represented by the following labor organizations:

International Association of Machinists
International Brotherhood of Boilermakers, Iron Ship Builders and Helpers of America
International Brotherhood of Blacksmiths, Drop Forgers and Helpers
Sheet Metal Workers' International Association
International Brotherhood of Electrical Workers
Brotherhood Railway Carmen of America
International Brotherhood of Firemen, Oilers, Helpers, Roundhouse and Railway Shop Laborers
The Order of Railroad Telegraphers
Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employees.
Brotherhood of Maintenance of Way Employes
Brotherhood of Railroad Signalmen of America
National Organization Masters, Mates and Pilots of America
National Marine Engineers' Beneficial Association
International Longshoremen's Association

WHEREAS the President, having been duly notified by the National Mediation Board that certain disputes between the carrier listed on the attached exhibit "C" and certain of its employees as they are represented by the following labor organizations:

Brotherhood of Railway and Steamship Clerks, Freight Handlers,
Express and Station Employes
International Association of Machinists
International Brotherhood of Blacksmiths, Drop Forgers and
Helpers

which disputes have not heretofore been adjusted under the provisions of the Railway Labor Act, as amended, now threaten substantially to interrupt interstate commerce to a degree such as to deprive the country of essential transportation service;

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, by virtue of the power vested in me by the Constitution and laws of the United States, and by virtue of and under the authority in me vested by section 10 of the Railway Labor Act, as amended, do hereby create a board to be composed of 5 persons not pecuniarily or otherwise interested in any organization of railway employees or any carrier, to investigate the aforementioned disputes and report its findings to me within 30 days from this date.

The members of this board shall be compensated for and on account of such duties in the sum of seventy-five dollars (\$75.) for every day actually employed with or upon account of travel and duties incident to such board. The members will be reimbursed for and they are hereby authorized to make expenditures for expenses for themselves and of the board, including traveling expenses and in conformity with Public, No. 212, 72d Congress, approved June 30, 1932, 11:30 a. m., not to exceed five dollars (\$5.00) per diem for expenses incurred for subsistence.

All expenditures of the Board shall be allowed and paid for out of the appropriation "National Mediation Board Appropriation Act, 1942" on the presentation of itemized vouchers properly approved by the chairman of the board hereby created.

IN TESTIMONY 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 10th day of September in the year of our Lord one thousand nine hundred and forty-
[SEAL] one, and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President
CORDELL HULL
Secretary of State.

EXHIBIT "A"

CARRIERS

Eastern Region

Akron & Barberton Belt Railroad
Akron, Canton & Youngstown Railway
Ann Arbor Railroad
Baltimore & Ohio Railroad
Bessemer and Lake Erie Railroad Co.
Boston and Maine Railroad
Brooklyn Eastern District Terminal

44 Stat. 577.
45 U. S. C. §§ 151-188.

Creation of board to investigate disputes.

44 Stat. 586.
45 U. S. C. § 160.

Compensation.

Expenditures.

47 Stat. 382, 405.
5 U. S. C. § 823.

Fund available.

Ante, p. 495.

Bush Terminal Company
 Central Railroad Co. of New Jersey
 Central Vermont Railway, Inc.
 Chicago, Indianapolis & Louisville Railway
 Chicago Union Station Company
 Cincinnati Union Terminal Co.
 Delaware and Hudson Railroad Corporation
 Delaware, Lackawanna and Western Railroad Co.
 Detroit & Toledo Shore Line Railroad
 Detroit Terminal Railroad
 Detroit, Toledo and Ironton Railroad Company
 East Broad Top Railroad & Coal Company
 Erie Railroad
 Chicago & Erie Railroad
 New Jersey & New York Railroad
 Grand Trunk Western Railroad Co.
 Huntington and Broad Top Mountain Railroad & Coal Co.
 Indianapolis Union Railway
 Jay Street Terminal
 Lehigh & New England Railroad
 Lehigh Valley Railroad
 Maine Central Railroad Company
 Portland Terminal Company
 Monongahela Railway
 New York Central System
 New York Central Railroad Co.—Buffalo & East
 New York Central Railroad Co.—West of Buffalo (Incl. Ohio
 Central Division)
 Boston & Albany Railroad
 Chicago River & Indiana Railroad Co.—Chicago Junction Rail-
 way Company
 Cleveland, Cincinnati, Chicago & St. Louis Railway Co. (Incl.
 Louisville & Jefferson Bridge and Railroad Co. and Peoria &
 Eastern Railway Co.)
 Cleveland Union Terminals Company
 Indiana Harbor Belt Railroad Company
 Michigan Central Railroad Company
 Pittsburgh & Lake Erie Railroad Co. (Incl. Lake Erie and
 Eastern Railroad Co.)
 New York, Chicago and St. Louis Railroad Co.
 New York Dock Railway
 New York, New Haven and Hartford Railroad Co.
 New York Susquehanna & Western Railroad
 Pennsylvania Railroad
 Baltimore and Eastern Railroad Co.
 Long Island Railroad
 Pennsylvania-Reading Seashore Lines
 Pere Marquette Railway Co.
 Fort Street Union Depot Company
 Pittsburgh, Chartiers & Youghioghney Railway
 Pittsburgh & West Virginia Railway Company
 Pittsburgh & Shawmut Railroad
 Pittsburgh Shawmut and Northern Railroad
 Reading Company
 River Terminal Railway
 Staten Island Rapid Transit Railway
 Union Belt of Detroit
 Union Depot Company (Columbus, Ohio)
 Union Freight Railroad Company (Boston, Massachusetts)

Washington Terminal Company
 Wheeling and Lake Erie Railway Company (Incl. Lorain & West
 Virginia Railway Company)

Southeastern Region

Atlantic Coast Line Railroad
 Atlanta and West Point Railroad Co.
 Western Railway of Alabama
 Atlanta Joint Terminals
 Central of Georgia Railway Company
 Charleston & Western Carolina Railway
 Chesapeake and Ohio Railway
 Clinchfield Railroad Company
 Florida East Coast Railway Company
 Georgia Railroad
 Gulf Mobile and Ohio Railroad
 Jacksonville Terminal Company
 Kentucky & Indiana Terminal Railroad Company
 Louisville & Nashville Railroad Company
 Nashville, Chattanooga & St. Louis Railway
 Norfolk & Portsmouth Belt Line Railroad
 Norfolk and Western Railway
 Richmond, Fredericksburg and Potomac Railroad Co.
 Seaboard Air Line Railway Company
 Southern Railway Company
 Alabama Great Southern Railroad Co.
 Belt Railway Company of Chattanooga
 Cincinnati, Burnside & Cumberland River Ry.
 Georgia Southern & Florida Railway
 Harriman & Northeastern Railroad
 New Orleans & Northeastern Railroad
 New Orleans Terminal Company
 St. Johns River Terminal Company
 Woodstock & Blocton Railway Company
 Tennessee Central Railway Company
 Virginian Railway Company

Western Region

Alton Railroad Company
 Alton and Southern Railroad
 Atchison, Topeka & Santa Fe Railway
 Gulf, Colorado & Santa Fe Railway
 Panhandle & Santa Fe Railway
 Baltimore & Ohio Chicago Terminal Railroad
 Belt Railway Company of Chicago
 Burlington-Rock Island Railroad Company
 Camas Prairie Railroad
 Chicago & Eastern Illinois Railroad
 Chicago & Illinois Midland Railway Company
 Chicago and North Western Railway Company
 Chicago & Western Indiana Railroad
 Chicago, Burlington & Quincy Railroad Co.
 Chicago Great Western Railway
 Chicago, Milwaukee, St. Paul and Pacific Railroad
 Chicago, Terre Haute & Southeastern Railway Co.
 Chicago, Rock Island & Pacific Railway Company
 Chicago, St. Paul, Minneapolis and Omaha Railway
 Colorado and Southern Railway Co.
 Colorado & Wyoming Railway Company
 Davenport, Rock Island and Northwestern Railway

Denver & Rio Grande Western Railroad Company
Denver & Salt Lake Railway Company
Des Moines Union Railway
Duluth, Missabe & Iron Range Railway
Duluth, Winnipeg & Pacific Railway
East St. Louis Junction Railroad
Elgin, Joliet & Eastern Railway Company
Escanaba and Lake Superior Railroad
Fort Worth and Denver City Railway Company
 Wichita Valley Railway Company
Fort Worth Belt Railway Company
Galveston, Houston & Henderson Railroad
Galveston Wharves
Great Northern Railway
Green Bay and Western Railroad Company
 Kewaunee, Green Bay and Western Railroad Co.
 Ahnapee and Western Railway Company
Gulf Coast Lines
 New Orleans, Texas & Mexico Railway
 Beaumont, Sour Lake & Western Railway
 Orange & Northwestern Railway
 St. Louis, Brownsville and Mexico Railway Company
 Iberia, St. Mary and Eastern Railroad
 New Iberia & Northern Railroad
 Houston and Brazos Valley Railway Company
 San Antonio, Uvalde & Gulf Railroad Company
 Sugar Land Railway Company
 Rio Grande City Railway Company
 Asherton and Gulf Railway Company
 San Antonio Southern Railway Company
 San Benito and Rio Grande Valley Railway Co.
 Asphalt Belt Railway
 Houston North Shore Railway
 International—Great Northern Railroad
Houston Belt & Terminal Railway Company
Illinois Central Railroad
 Yazoo and Mississippi Valley Railroad Co.
 Vicksburg, Shreveport & Pacific Railway Co.
 Alabama and Vicksburg Railway Company
 Gulf and Ship Island Railroad Company
 Chicago & Illinois Western Railroad
Kansas City Southern Railway
Kansas City Terminal Railway
Lake Superior Terminal & Transfer Railway
Los Angeles Junction Railway
Louisiana & Arkansas Railway
Manufacturers Railway Company
Midland Valley Railroad
 Kansas, Oklahoma & Gulf Railway
Minneapolis & St. Louis Railroad
 Railway Transfer Co. of City of Minneapolis
Minneapolis, Northfield and Southern Railway
Minneapolis, St. Paul & Sault Ste. Marie Railway
 Duluth, South Shore & Atlantic Railway
 Mineral Range Railroad
Minnesota & International Railway Company
 Big Fork & International Falls Railway Co.
Minnesota Transfer Railway
Missouri—Kansas—Texas Railroad
 Missouri—Kansas—Texas Railroad Co. of Texas

Missouri Pacific Railroad
 Missouri-Illinois Railroad Company
 Northern Pacific Railway
 Northern Pacific Terminal Co. of Oregon
 Northwestern Pacific Railroad Company
 Ogden Union Railway & Depot Company
 Oregon, California & Eastern Railway Co.
 Outer Harbor Terminal Railway Company
 Peoria and Pekin Union Railway Co.
 Port Terminal Railroad Association
 Pueblo Union Depot & Railroad Company
 St. Joseph Terminal Railroad Company
 St. Louis-San Francisco Railway Company
 St. Louis, San Francisco and Texas Railway Co.
 St. Louis Southwestern Railway
 St. Louis Southwestern Railway Co. of Texas
 St. Paul Union Depot Company
 San Diego & Arizona Eastern Railway
 Sioux City Terminal Railway
 Southern Pacific Company (Pacific Lines)
 Southern Pacific Co.—Former El Paso & Southwestern
 Southern Pacific Co.—Former Arizona Eastern Railroad Co.
 South Omaha Terminal Railway Company
 Spokane, Coeur d'Alene and Palouse Railway Co.
 Spokane, Portland and Seattle Railway
 Oregon Trunk Railway
 Oregon Electric Railway
 United Railways Company
 Spokane Union Station Company
 Terminal Railroad Association of St. Louis
 Texas and New Orleans Railroad Company
 Texas and Pacific Railway Company
 Cisco & Northeastern Railway Company
 Abilene & Southern Railway Company
 Weatherford, Mineral Wells and Northwestern Railway Co.
 Texas-New Mexico Railway Company
 Texas Mexican Railway Company
 Texas Pacific-Missouri Pacific Terminal Railroad of New Orleans
 Union Pacific Railroad
 Union Railway (Memphis)
 Union Terminal Company (Dallas)
 Union Terminal Railway Company (St. Joseph)
 Wabash Railway Company
 Western Pacific Railroad
 Yakima Valley Transportation Company

EXHIBIT "B"

CARRIERS

Eastern Region

Akron & Barberton Belt R. R.
 Akron, Canton & Youngstown Ry.
 (Includes Northern Ohio Ry.)
 Ann Arbor Railroad
 Baltimore & Ohio Railroad
 Baltimore & Ohio (New York Terminals)
 Baltimore & Ohio Elevators
 Baltimore & Ohio Warehouses (Baltimore and Cincinnati)
 B. R. & P. Warehouse Inc. (Rochester)
 Terminal Storage Company (Washington)
 Dayton & Union Railroad Co.

Bangor and Aroostook R. R. Co.
 Bessemer and Lake Erie R. R. Co.
 Boston and Maine R. R.
 Boston Terminal Co.
 Brooklyn Eastern District Terminal
 Buffalo Creek Railroad Co.
 Bush Terminal Co.
 Canadian National Ry. Lines in New England
 Champlain & St. Lawrence R. R. Co.
 St. Clair Tunnel Co.
 United States & Canada Rail Road Co.
 Canadian National Ry. Lines in N. Y.
 Canton Railroad Co.
 Central Railroad Company of New Jersey
 New York and Long Branch R. R.
 Wharton & Northern R. R.
 Central Vermont Railway, Inc.
 Central Vermont Terminal, Inc.
 Chicago, Indianapolis & Louisville Ry.
 Cincinnati Union Terminal Co.
 Chicago Union Station Co.
 Dayton Union Ry. Co.
 Delaware and Hudson R. R. Corporation
 Delaware, Lackawanna and Western R. R. Co.
 Detroit and Mackinac Ry. Co.
 Detroit, Toledo and Ironton R. R. Co.
 Detroit & Toledo Shore Line R. R.
 Detroit Terminal R. R.
 Erie Railroad
 Chicago & Erie Railroad
 New Jersey & New York R. R.
 East Broad Top R. R. & Coal Co.
 Grand Trunk Western R. R. Co.
 Greenwich & Johnsonville Ry. (N. Y.)
 Hudson & Manhattan R. R. Co.
 Huntington and Broad Top Mountain R. R. & Coal Co. (Pa.)
 Indianapolis Union Ry.
 Jay Street Terminal
 Lackawanna & Wyoming Valley R. R. Co.
 Lehigh Valley R. R.
 Mackinac Transportation Co.
 Maryland & Pennsylvania R. R. Co.
 Maine Central R. R. Co.
 Portland Terminal Co.
 Merchants Despatch Transportation Corp.
 Montour Railroad
 Monongahela Railway
 Mystic Terminal Co. (Charleston, Mass.)
 Montpelier & Wells River R. R. and Barre and Chelsea R. R. Co.
 New York Central System
 New York Central R. R. Co.—Buffalo & East
 New York Central Grain Elevators
 New York Central Stockyards (Buffalo)
 New York Central R. R. Co.—West of Buffalo
 New York Central R. R. Co.—Ohio Central Lines
 New York Central R. R. Co.—Grand Central Terminal
 Boston & Albany Railroad
 Cleveland, Cincinnati, Chicago & St. Louis Ry. Co.
 (Inc. Peoria and Eastern Ry. Co. and Louisville & Jefferson
 Bridge and R. R. Co.)

Cleveland Union Terminals Co.
 Chicago River & Indiana R. R. Co. (Chicago Jet. Ry. Co.)
 Indiana Harbor Belt R. R. Co.
 Michigan Central R. R. Co.
 Detroit Stock Yards
 Pittsburgh & Lake Erie R. R. Co.
 (Including Lake Erie and Eastern R. R. Co.)
 Troy Union Railroad Co.
 New York, Susquehanna & Western R. R.
 New York Dock Ry.
 New York, Chicago and St. Louis R. R. Co.
 New York, New Haven and Hartford R. R. Co.
 New York Connecting R. R. Co.
 New York, Ontario and Western Ry.
 Pennsylvania Railroad
 Long Island Railroad
 Pittsburgh Joint Stock Yards
 Baltimore and Eastern R. R. Co.
 Pennsylvania-Reading Seashore Lines
 Pere Marquette Ry.
 Fort Street Union Depot Co.
 Pittsburgh & Shawmut R. R.
 Pittsburgh, Chartiers & Youghioghney Ry.
 Pittsburgh & West Virginia Ry. Co.
 Railroad Perishable Inspection Agency
 Reading Company
 Philadelphia, Reading & Pottsville Telegraph Co.
 Staten Island Rapid Transit Ry.
 Toledo Terminal Railroad
 Union Belt of Detroit
 Union Freight Railroad (Boston)
 Union Inland Freight Station (New York)
 Union Depot Company (Columbus, Ohio)
 Washington Terminal Co.
 Wheeling and Lake Erie Ry. Co.
 (Including Lorain & West Virginia Ry. Co.)

Southeastern Region

Alabama, Tennessee & Northern R. R.
 Albany Passenger Terminal Co.
 Atlanta, Birmingham and Coast R. R. Co.
 Atlanta Terminal Co.
 Atlantic and Yadkin Ry.
 Atlantic Coast Line R. R.
 Winston-Salem Southbound Ry.
 Atlanta Joint Terminals
 Atlanta and West Point R. R. Co.
 Western Ry. of Alabama
 Birmingham Terminal Co.
 Central of Georgia Ry. Co.
 Chesapeake and Ohio Ry.
 Charleston Union Station Co.
 Charleston & Western Carolina Ry.
 Chattanooga Station Co.
 Clinchfield Railroad Co.
 Columbus and Greenville Ry.
 Columbia Union Station Co.
 Durham Union Station Co.
 Florida East Coast Ry. Co.
 Fruit Growers' Express Co.

Georgia & Florida R. R.
 Georgia Railroad
 Gulf, Mobile and Ohio R. R.
 Gulf Terminal Co.
 Jacksonville Terminal Co.
 Kentucky & Indiana Terminal R. R. Co.
 Lexington Terminal R. R. Co.
 Lenoir Car Works
 Louisville & Nashville R. R. Co.
 Macon, Dublin & Savannah R. R.
 Meridian Terminal Co.
 Meridian and Bigbee River Ry. Co.
 Mississippi Central R. R.
 Monroe Railroad Co.
 Nashville Terminals Co.
 Nashville, Chattanooga & St. Louis Ry.
 Norfolk Southern R. R. Co.
 Norfolk and Western Ry.
 Port Utilities Commission (Charleston)
 Relay Depot Assn. (E. St. Louis)
 Richmond, Fredericksburg and Potomac R. R. Co.
 Richmond Terminals Co.
 Savannah & Atlanta Ry. Co.
 Savannah Union Station Co.
 Seaboard Air Line Ry. Co.
 Tampa Union Station
 Southern Railway Co.
 Alabama Great Southern R. R. Co.
 Cincinnati, Burnside & Cumberland River Ry.
 Cincinnati, New Orleans & Texas Pacific Ry.
 Georgia Southern & Florida Ry.
 Harriman & Northeastern R. R.
 New Orleans & Northeastern R. R.
 New Orleans Terminal Co.
 St. Johns River Terminal Co.
 Woodstock & Blocton Ry. Co.
 Belt Ry. Co. of Chattanooga
 Carolina & Tennessee Southern Ry. Co.
 State University R. R. Co.
 Southern Short Lines
 Blue Ridge Ry.
 Danville & Western Ry.
 Carolina & North Western Ry.
 High Point, Randleman, Asheboro and Southern R. R.
 Yadkin Railroad
 Tennessee Central Ry. Co.
 Virginian Railway Co.

Western Region

Arkansas & Memphis Railway Bridge & Terminal Co.
 Alameda Belt Line
 Addison Miller
 Alton and Southern Railroad
 Alton Railroad Co.
 American Refrigerator Transit Co.
 Atchison, Topeka & Santa Fe Ry.
 Gulf, Colorado & Santa Fe Ry.
 Panhandle & Santa Fe Ry.
 Atchison Union Depot & R. R. Co.

Ashley, Drew & Northern Ry. Co.
Baltimore & Ohio Chicago Terminal R. R.
Belt Railway Co. of Chicago
Burlington Refrigerator Express Co.
Burlington-Rock Island R. R. Co.
Butte, Anaconda & Pacific Ry.
Camas Prairie R. R.
Chicago & Eastern Illinois R. R.
Chicago & Illinois Midland Ry. Co.
Chicago and North Western Ry. Co.
Chicago Produce Terminal Co.
Chicago, Burlington & Quincy R. R. Co.
Chicago South Shore and South Bend R. R.
Chicago Tunnel Company
Chicago Tunnel Terminal Co.
Chicago & Western Indiana R. R.
Chicago Great Western Ry. (Includes South St. Paul Terminal
formerly operated by St. Paul Bridge & Terminal Ry.)
Chicago, Milwaukee, St. Paul and Pacific R. R.
Chicago, Terre Haute & Southeastern Ry. Co.
Chicago, Rock Island & Pacific Ry. Co.
Peoria Terminal Co.
Chicago, St. Paul, Minneapolis and Omaha Ry.
Chicago, West Pullman & Southern R. R.
Colorado and Southern Ry. Co.
Colorado & Wyoming Ry. Co.
Cupples Station (St. Louis)
Dallas Car Interchange & Inspection Bureau
Davenport, Rock Island and Northwestern Ry.
Denver & Salt Lake Ry. Co.
Denver & Rio Grande Western R. R. Co.
Denver Union Terminal Ry. Co.
Des Moines & Central Iowa R. R.
Des Moines Union Ry.
Iowa Transfer Ry. Co.
Duluth, Missabe & Iron Range Ry.
Duluth Union Depot & Transfer Co.
Duluth, Winnipeg & Pacific Ry.
East Portland Freight Terminal
Elgin, Joliet & Eastern Ry. Co.
El Paso Union Passenger Depot Co.
Escanaba and Lake Superior R. R. Co.
Fort Dodge, Des Moines & Southern R. R.
Fort Worth and Denver City Ry. Co.
Wichita Valley Railway Co.
Galveston Wharves
Galveston, Houston & Henderson R. R.
Great Northern Ry.
Green Bay and Western R. R. Co.
Kewaunee, Green Bay and Western R. R. Co.
Ahnapee and Western Ry. Co.
Gulf Coast Lines:
New Orleans, Texas & Mexico Ry.
Beaumont, Sour Lake & Western Ry.
Orange & Northwestern R. R.
St. Louis, Brownsville and Mexico Ry. Co.
New Iberia & Northern R. R.
Houston and Brazos Valley Ry. Co.
San Antonio, Uvalde & Gulf R. R. Co.

Sugar Land Ry. Co.
Rio Grande City Ry. Co.
Asherton and Gulf Ry. Co.
San Antonio Southern Ry. Co.
Iberia, St. Mary and Eastern R. R.
San Benito and Rio Grande Valley Ry. Co.
Asphalt Belt Ry.
Houston North Shore Ry.
International—Great Northern R. R.
Hannibal Union Depot Co.
Harbor Belt Line R. R. (Los Angeles)
Houston Belt & Terminal Ry. Co.
Illinois Central R. R.
 Yazoo & Mississippi Valley R. R. Co. (Including Alabama and
 Vicksburg Ry. Co.—Vicksburg Shreveport & Pacific Ry. Co.)
 Gulf and Ship Island R. R. Co.
 Chicago & Illinois Western R. R.
Illinois Northern Ry.
Illinois Terminal R. R. Co.
Joliet Union Depot Co.
Kansas City Southern Ry.
 Joplin Union Depot Co.
Kansas City Terminal Ry.
Keokuk Union Depot Co.
King Street Station (Seattle)
Lake Superior & Ishpeming R. R. Co.
Lake Superior Terminal & Transfer Ry.
Litchfield and Madison Ry. Co.
Los Angeles Union Passenger Terminal
Longview, Portland & Northern Ry. Co.
Louisiana & Arkansas Ry.
Louisiana and North West R. R.
Market Service Assn. (Chicago)
Memphis Union Station Co.
Midland Valley R. R.
 Kansas, Oklahoma & Gulf Ry.
 Oklahoma City—Ada—Atoka Ry. Co.
Midland Continental R. R.
Minneapolis, Northfield and Southern Ry.
Minneapolis, St. Paul & Sault Ste. Marie Ry.
 Duluth, South Shore & Atlantic Ry.
 Mineral Range R. R.
Minneapolis & St. Louis Railroad Co.
 Railway Transfer Co. of the City of Minneapolis
Minnesota & International Ry. Co.
 Big Fork & International Falls Ry. Co.
Minnesota Transfer Ry.
Minnesota Western Ry. Co.
Missouri—Kansas—Texas R. R. Co.
 Missouri—Kansas—Texas R. R. Co. of Texas
 Beaver, Meade & Englewood R. R.
Missouri Pacific R. R.
 Missouri—Illinois R. R. Co.
Missouri Produce Yard (Kansas City, Mo.)
Missouri and Arkansas Ry. Co.
New Orleans Public Belt R. R.
Northern Pacific Ry.
Northern Pacific Terminal Co. of Oregon
North Pacific Coast Freight Bureau

Northwestern Pacific R. R. Co.
Ogden Union Ry. & Depot Co.
Oregon, California & Eastern Ry. Co.
Pacific Car Demurrage Bureau
Pacific Coast R. R. Co.
 Pacific Coast Co.
Pacific Electric Ry.
Pacific Fruit Express
Paris & Mt. Pleasant R. R.
Peoria and Pekin Union Ry. Co.
Port Terminal R. R. Assn. (Houston)
Pueblo Union Depot & Railroad Co.
Pueblo Joint Interchange Bureau
Quanah, Acme & Pacific Ry.
Rapid City, Black Hills & Western R. R.
Rock Island-Frisco Terminal Ry. Co.
St. Joseph Terminal R. R. Co.
St. Louis & O'Fallon Ry. Co.
St. Louis-San Francisco Ry. Co.
 St. Louis, San Francisco and Texas Ry. Co.
 Birmingham Belt R. R.
St. Louis & Belleville Electric Co.
St. Louis Southwestern Ry.
 St. Louis Southwestern Ry. Co. of Texas
 Dallas Terminal Ry. & Union Depot Co.
St. Paul Union Depot Co.
Salt Lake City Union Depot & R. R. Co.
San Diego & Arizona Eastern Ry. Co.
Sand Springs Ry. Co.
St. Joseph Union Depot Co.
Sacramento Northern Ry.
Southern Pacific Co. (Pacific Lines)
 Southern Pacific De Mexico (In U. S.)
South Omaha Terminal Ry. Co.
Spokane Union Station Co.
Spokane International Ry.
Spokane, Couer d'Alene and Palouse Ry. Co.
Spokane, Portland and Seattle Ry.
 Oregon Trunk Ry.
 Oregon Electric Ry.
 United Railways Co.
Stock Yards District Agency (Chicago)
Terminal Railroad Assn. of St. Louis
Texarkana Union Station Trust
Texas and New Orleans R. R. Co. (Sou. Pac. Lines in Texas and
 Louisiana)
Texas and Pacific Ry. Co.
Texas Pacific-Missouri Pacific Terminal R. R. of New Orleans
Texas Mexican Railway Co.
Toledo, Peoria & Western R. R.
Trans-Continental Freight Bureau
Tulsa Union Depot Co.
Tremont & Gulf Ry. Co.
Union Pacific R. R.
Union Railway (Memphis)
Union Terminal Co. (Dallas)
Union Terminal Railway Co. (St. Joseph, Mo.)
 St. Joseph Belt Railway
Wabash Railway Co.

Weatherford, Mineral Wells and Northwestern Ry. Co.
 Western Fruit Express Co.
 Western Pacific R. R.
 Western Warehousing Co. (Chicago)
 Wichita Falls & Southern R. R. Co.
 Wichita Union Terminal Ry. Co.
 Yakima Valley Transportation Co.

EXHIBIT "C"

CARRIER

Railway Express Agency, Incorporated

REMOVAL OF CERTAIN RESTRICTIONS ON EXPORTATIONS OF ARMS
 TO CUBA

September 22, 1941
 [No. 2511]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

49 Stat. 3399.

42 Stat. 361.
 22 U. S. C. §§ 409,
 410.

WHEREAS, by a proclamation of the President issued on June 29, 1934, under a joint resolution of Congress approved by the President on January 31, 1922, it was declared that there existed in Cuba conditions of domestic violence which were or which might be promoted by the use of arms or munitions of war procured from the United States; and

WHEREAS, by virtue of the joint resolution and proclamation above-mentioned it became unlawful to export arms or munitions of war to Cuba except under such limitations and exceptions as should be prescribed:

Revocation of Proclamation No. 2089 of June 29, 1934.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby declare and proclaim that, as the conditions in Cuba which prompted the issuance of the proclamation of June 29, 1934, have ceased to exist, the said proclamation is hereby revoked.

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 22nd day of September, in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
 CORDELL HULL
 Secretary of State

GENERAL PULASKI'S MEMORIAL DAY

September 22, 1941
 [No. 2512]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS in this grave crisis, when our precious liberties are gravely menaced by the spread of conquest and tyranny abroad, we may gratefully recall the efforts and sacrifices of those who helped establish this as a free nation; and

WHEREAS on October 11, 1779, at the siege of Savannah, Count Casimir Pulaski, valiant representative of a people that has for centuries displayed magnificent independence of spirit, gallantly gave his life for the cause of American independence; and

WHEREAS, in this connection, the Congress has enacted Public Law 41, approved April 24, 1941, which provides as follows:

Ante, p. 146.

“That the President of the United States of America is authorized to issue a proclamation calling upon officials of the Government to display the flag of the United States on all governmental buildings on October 11, 1941, and inviting the people of the United States to observe the day in schools and churches, or other suitable places, with appropriate ceremonies in commemoration of the death of General Casimir Pulaski.”

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby proclaim October 11, 1941, as General Pulaski's Memorial Day, and I call upon officials of the Government to display the flag of the United States on all Government buildings on that day. I also invite the people of the United States to observe the day in schools and churches, or other suitable places, with appropriate ceremonies in commemoration of General Pulaski's death.

Observance of Oct. 11, 1941, as General Pulaski's Memorial 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 22nd day of September, in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

MODIFICATION OF POSTAGE RATES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

September 26, 1941
[No. 2513]

A PROCLAMATION

WHEREAS the interest of the public and the promotion of the cultural growth, education, and development of the American people make desirable the further continuation of the postage rates on books as prescribed by Proclamation No. 2309 of October 31, 1938, for the period commencing November 1, 1938, and ending June 30, 1939, and renewed by Proclamation No. 2340 of June 30, 1939, for the period commencing July 1, 1939, and ending June 30, 1941, and further renewed by Proclamation No. 2494 of June 25, 1941, for the period commencing July 1, 1941, and ending September 30, 1941:

53 Stat. 2497.

53 Stat. 2545.

Ante, p. 1654.

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 2 of the act of June 16, 1933, 48 Stat. 254, as amended by section 515 of title III of the act of May 10, 1934, 48 Stat. 760, Public Resolution 36, approved June 28, 1935, 49 Stat. 431, Public Resolution 48, approved June 29, 1937, 50 Stat. 358, section 1 of title I of the Revenue Act of 1939, approved June 29, 1939 (Public No. 155, 76th Congress, 1st Session), and the act of May 28, 1941, Public Law 84, do proclaim that the postage rate on books consisting wholly of reading matter and containing no advertising matter other

Postage rate on books of designated class continued in effect.
39 U. S. C. § 280 note.

53 Stat. 862.

Ante, p. 210.

Period of continu-
ance.

than incidental announcements of books, when mailed under such regulations as the Postmaster General shall prescribe, shall, for the period commencing October 1, 1941, and ending June 30, 1942, continue to be one and one-half cents a pound or fraction thereof, irrespective of the zone of destination.

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 September, in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

NATIONAL RED DIRT WILDLIFE MANAGEMENT PRESERVE
LOUISIANA

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS it appears that the designation and setting aside of the areas in the State of Louisiana, hereinafter indicated, for the protection of game animals, birds and fish will promote the public good:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the power vested in me by the act of Congress approved August 11, 1916 (39 Stat. 446, 476; 16 U. S. C. 683), do proclaim that there are hereby designated and set aside for the protection of game animals, birds and fish, all lands of the United States within the Kisatchie National Forest in the State of Louisiana purchased under the provisions of the act of March 1, 1911 (36 Stat. 961; 16 U. S. C. 480, 500, 513-519, 521), and the acts supplemental thereto and amendatory thereof, as shown on the diagram forming a part hereof, to be known as the National Red Dirt Wildlife Management Preserve.

Designation and setting aside of certain lands as National Red Dirt Wildlife Management Preserve.

Unlawful acts.

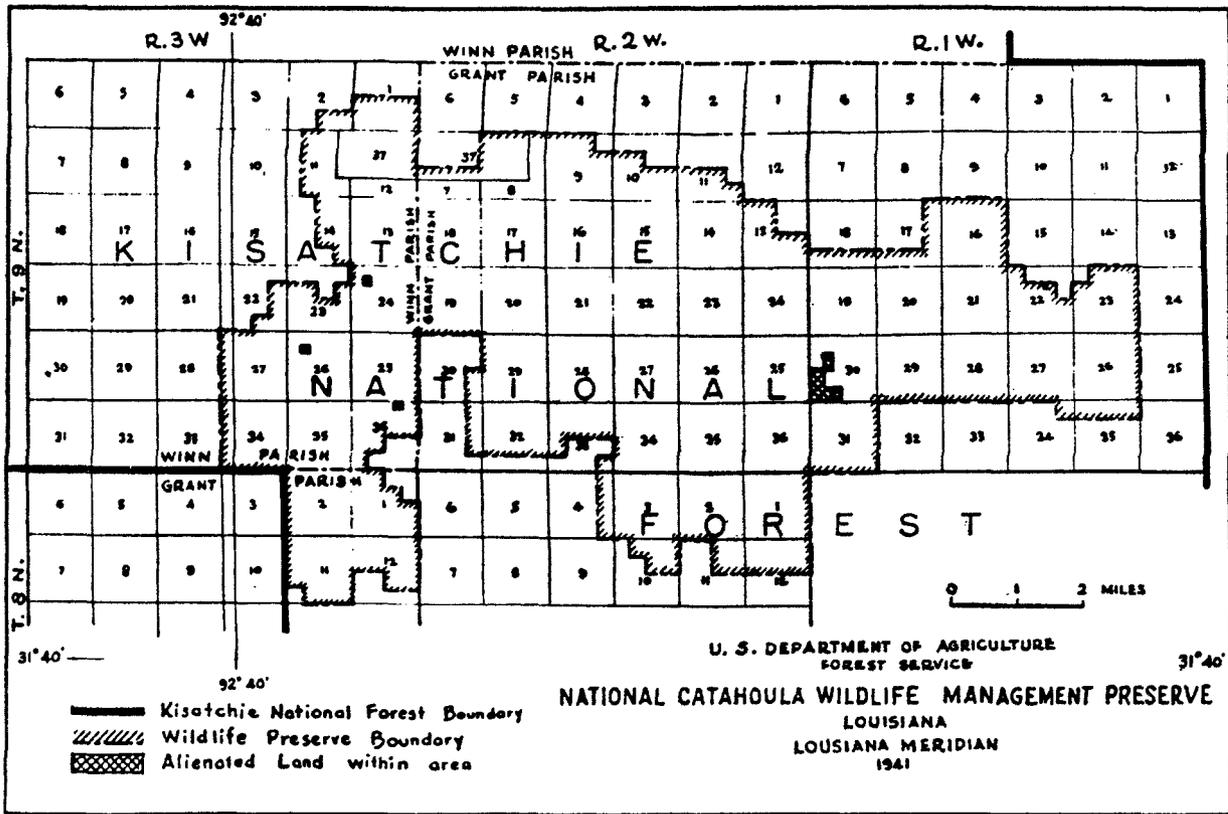
All persons are hereby informed that it is unlawful to hunt, catch, trap, willfully disturb, or kill any kind of game animal, game or non-game bird, or fish, or to take the eggs of any such bird, on any lands herein designated or in or on the waters thereof, except under such general rules and regulations as may be prescribed from time to time by the Secretary of Agriculture.

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 27th day of September, in the year of our Lord nineteen hundred and forty-one, and of the Independence of the United States of America, the one [SEAL] hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.



NATIONAL CATAHOULA WILDLIFE MANAGEMENT PRESERVE
LOUISIANA

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

September 27, 1941
[No. 2515]

A PROCLAMATION

WHEREAS it appears that the designation and setting aside of the areas in the State of Louisiana, hereinafter indicated, for the protection of game animals, birds and fish will promote the public good:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the power vested in me by the act of Congress approved August 11, 1916 (39 Stat. 446, 476; 16 U. S. C. 683), do proclaim that there are hereby designated and set aside for the protection of game animals, birds and fish, all lands of the United States within the Kisatchie National Forest in the State of Louisiana purchased under the provisions of the act of March 1, 1911 (36 Stat. 961; 16 U. S. C. 480, 500, 513-519, 521), and the acts supplemental thereto and amendatory thereof, as shown on the diagram forming a part hereof, to be known as the National Catahoula Wildlife Management Preserve.

Designation and setting aside of certain lands as National Catahoula Wildlife Management Preserve.

All persons are hereby informed that it is unlawful to hunt, catch, trap, willfully disturb, or kill any kind of game animal, game or non-game bird, or fish, or to take the eggs of any such bird, on any lands herein designated or in or on the waters thereof, except under such general rules and regulations as may be prescribed from time to time by the Secretary of Agriculture.

Unlawful acts.

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 27th day of September, in the year of our Lord nineteen hundred and forty-one, and of the Independence of the United States of America, the one [SEAL] hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

CLOSED AREA UNDER THE MIGRATORY BIRD TREATY ACT
OREGON

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

October 1, 1941
[No. 2516]

A PROCLAMATION

WHEREAS the Secretary of the Interior has submitted to me for approval the following regulation adopted by him on September 17, 1941, under authority 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):

16 U. S. C. §§ 703-711.
5 U. S. C. § 133t note.

REGULATION DESIGNATING AS CLOSED AREA CERTAIN LANDS AND WATERS IN HARNEY COUNTY, OREGON

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

39 Stat. 1702.

50 Stat. 1311.

(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 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 certain lands and waters in Harney County, Oregon, and being all of the lands and waters within the record meander lines of Malheur and Harney Lakes and the streams and waters connecting said lakes, as shown on the official plats of the following-listed townships:

	<i>Willamette Meridian</i>	<i>Plat Approved</i>
T. 26 S., R. 29 E.		March 24, 1880
T. 27 S., R. 29 E.		Dec. 26, 1892
T. 27 S., R. 29½ E.		Nov. 2, 1904
T. 28 S., R. 29¼ E.		Nov. 2, 1904
T. 26 S., R. 30 E. (North of Malheur Lake)		May 19, 1913
T. 26 S., R. 30 E. (South of Malheur Lake)		Dec. 21, 1896
T. 27 S., R. 30 E.		Dec. 21, 1896
T. 26 S., R. 31 E. (North of Malheur Lake)		Dec. 21, 1896
T. 26 S., R. 31 E. (South of Malheur Lake)		Dec. 21, 1896
T. 25 S., R. 32 E.		Dec. 21, 1896
T. 26 S., R. 32 E. (North of Malheur Lake)		Dec. 21, 1896
T. 26 S., R. 32 E. (South of Malheur Lake)		Dec. 21, 1896
T. 27 S., R. 32 E.		Dec. 21, 1896
T. 25 S., R. 32½ E.		Dec. 21, 1896
T. 25 S., R. 33 E.		Dec. 21, 1896
T. 26 S., R. 33 E.		Dec. 21, 1896

AND WHEREAS upon consideration it appears that the foregoing regulation will tend to effectuate the purposes of the aforesaid Migratory Bird Treaty Act:

Regulation approved and proclaimed.

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 1st day of October in the year of our Lord nineteen hundred and forty-one and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

NATIONAL DEFENSE PIPE LINE—PORTLAND PIPE LINE

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

October 1, 1941

[No. 2517]

A PROCLAMATION

WHEREAS the act of Congress 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 (Public Law 197—77th Congress), vests in the President certain powers relating to the construction, extension, completion, operation, and maintenance of interstate pipe lines related to national defense:

Ante, p. 610.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, under and by virtue of the authority vested in me by sections 2 and 3 of said act of July 30, 1941, do hereby find and proclaim (1) that it is necessary for national defense purposes that there be constructed and completed a pipe line system for the transportation and distribution of petroleum and petroleum products moving in interstate and foreign commerce, the route for which is generally indicated on a map which is on file in the Office of the Petroleum Coordinator for National Defense, detailed survey maps of which shall be of record in the said office, commencing at South Portland, Maine, and extending in a northwesterly direction through the States of Maine, New Hampshire, and Vermont to a point on the International Boundary in the vicinity of North Troy, Vermont, at which point the said pipe line is to connect with a pipe line extending through the Province of Quebec to a terminal near Montreal, Canada, (2) that Portland Pipe Line Company, a private corporation organized under the laws of the State of Maine, has commenced the work necessary for the construction of such a pipe line system, and has partially constructed the same and represents that it is prepared to complete said pipe line system, and (3) that it is necessary for the purposes of construction, completion, operation, and maintenance of said pipe line system that the Portland Pipe Line Company have the right to acquire, by the exercise of the right of eminent domain as provided in the aforesaid act, along the route and between the points hereinbefore identified (a) such parcels of land or any interests therein, not in excess of 100 acres in each separate parcel, for the location of its storage tanks, pumping stations, delivery facilities, and other facilities in connection therewith, and (b) easements and rights-of-way, not in excess of 100 feet in width, for the construction, completion, operation, maintenance and removal of the pipe lines, including right of access thereto over adjoining lands: *Provided*, That such right of eminent domain be exercised by the Portland Pipe Line Company for the aforesaid purposes prior to June 30, 1943.

Route for pipe line system.

Acquisition of land.

Proviso.
Time limit.

The pipe line hereinbefore identified shall be constructed, completed, operated, and maintained subject to such terms and conditions as the President may hereafter from time to time prescribe as necessary for national defense purposes.

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 1st day of October in the year of our Lord nineteen hundred and forty-one, and of the [SEAL] Independence of the United States of America the one hundred and sixty-sixth.

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

A PROCLAMATION

WHEREAS the Secretary of the Interior, under authority and direction 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 said Secretary 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. 2501 of August 16, 1941, 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:

“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, 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 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 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. 2501 of August 16, 1941, 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:

The fourth paragraph of Regulation 5, “Daily Bag and Possession Limits on Certain Migratory Game Birds”, is amended to read as follows:

In Siskiyou County, California, and Alexander County, Illinois, no person may take more than 3 geese in the aggregate of all kinds during any 7 consecutive days. In Hyde County, North Carolina, no person may take more than 6 geese in the aggregate of all kinds during any 7 consecutive days.

October 16, 1941

[No. 2518]

16 U. S. C. § 704.

5 U. S. C. § 133t
note.54 Stat. 2615; *ante*,
p. 1661.
16 U. S. C. § 704 note.

39 Stat. 1702.

50 Stat. 1311.

16 U. S. C. § 704.

5 U. S. C. § 133t
note.

39 Stat. 1702.

50 Stat. 1311.

54 Stat. 2615; *ante*,
p. 1661.
16 U. S. C. § 704 note.Daily bag and possession limits.
Ante, p. 1665.

The second paragraph of Regulation 6, "Shipment, Transportation and Possession of Certain Migratory Game Birds", is amended to read as follows:

Shipment, transportation, and possession. *Ante*, p. 1666.

Not more than the number of such birds permitted by regulation 5 of these regulations to be taken by one person in 1 day, or in 2 days in the case of ducks (except wood ducks), geese (1 day in the case of geese taken in Siskiyou County, California, and Alexander County, Illinois), brant, and woodcock, 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.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the seal of the Department of the Interior to be affixed this second day of October, 1941.

HAROLD L. ICKES
Secretary of the Interior."

AND WHEREAS upon consideration it appears that the foregoing amendments will aid in the effectuation of 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.

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 October, in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

CIVILIAN DEFENSE

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

October 22, 1941
[No. 2519]

A PROCLAMATION

WHEREAS on May 20, 1941, with a view to ensuring the most effective correlation and use of the instruments of civilian defense, I established by Executive order the Office of Civilian Defense; and

WHEREAS by my proclamation of May 27, 1941, I declared that an unlimited national emergency confronts this country, which requires that its military, naval, air, and civilian defenses be put on a basis of readiness to repel any and all acts or threats of aggression directed toward any part of the Western Hemisphere; and

WHEREAS it is the manifest duty and desire of every person in the United States to participate in measures essential to civilian defense:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby designate the period commencing on Armistice Day, Tuesday, November 11, 1941, and continuing through Sunday, November 16, as a time for all persons throughout the Nation to give thought to their duties and responsibilities in the defense of this country, and to become better informed

6 F. R. 2517.
Ante, p. 1647.

Designation of period, Nov. 11-16, 1941, as time for consideration of civilian defense.

of the many vital phases of the civilian defense program and of the opportunities which it offers for the participation of every individual American in the defense of our priceless heritage, and I request the Governors of the several States, Territories, and possessions of the United States to issue similar proclamations.

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 22nd day of October in the year of our Lord nineteen hundred and forty-one and [SEAL] of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

ARMISTICE DAY—1941

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the armistice of November 11, 1918 marked the successful end of a war which undeniably saved democracies from imperialistic conquest; and

WHEREAS, in most parts of the world a generation of mankind lived in peace; and

WHEREAS forces of lawlessness and inhumanity have again been unleashed against us; and

WHEREAS Senate Concurrent Resolution 18, 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 with appropriate ceremonies, and the act of May 13, 1938 (52 Stat. 351), provides that the 11th day of November of each year shall be a legal public holiday, to be known 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 pause upon November 11, 1941, to show gratitude for the past, to rededicate the Nation to the fundamentals of human liberty, and to defend our future. I accordingly invite the people to observe that day in schools and churches, or other suitable places, with appropriate ceremonies, 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 27th day of October, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

October 27, 1941

[No. 2520]

5 U. S. C. § 87a.

Observance of Nov.
11, 1941 as Armistice
Day.

EMERGENCY BOARD, RAILWAY EXPRESS AGENCY, INCORPORATED—
EMPLOYEES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

November 7, 1941
[No. 2521]

A PROCLAMATION

WHEREAS the President, having been duly notified by the National Mediation Board that a dispute between the Railway Express Agency, Incorporated, a carrier, and certain of its employees as they are represented by the following labor organization:

International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers

which dispute has not been heretofore adjusted under the provisions of the Railway Labor Act, amended, now threatens substantially to interrupt interstate commerce to a degree such as to deprive Cincinnati, Ohio, Cleveland, Ohio, Newark, N. J., New York, N. Y., Philadelphia, Pa., St. Louis, Mo., San Francisco, Calif., Chicago, Ill., and twenty adjoining suburban cities of essential transportation service;

44 Stat. 577.
45 U. S. C. §§ 151-164.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, by virtue of the power vested in me by the Constitution and laws of the United States, and by virtue of and under the authority in me vested by Section 10 of the Railway Labor Act, amended, do hereby create a board to be composed of 3 persons not pecuniarily or otherwise interested in any organization of railway employees or any carrier, to investigate the aforementioned dispute and report its findings to me within 30 days from this date.

Creation of board to investigate dispute.

44 Stat. 586.
45 U. S. C. § 160.

The members of this board shall be compensated for and on account of such duties in the sum of seventy-five dollars (\$75.) for every day actually employed with or upon account of travel and duties incident to such board. The members will be reimbursed for and they are hereby authorized to make expenditures for expenses for themselves and of the board, including traveling expenses and in conformity with Public No. 212, 72d Congress, approved June 30, 1932, 11:30 a. m., not to exceed five dollars (\$5.00) per diem for expenses incurred for subsistence.

Compensation.

Expenditures.

47 Stat. 382, 405.
5 U. S. C. § 823.

All expenditures of the Board shall be allowed and paid for out of the appropriation "National Mediation Board Appropriation Act, 1942" on the presentation of itemized vouchers properly approved by the chairman of the board hereby created.

Fund available.
Ante, p. 495.

IN TESTIMONY 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 seventh day of November in the year of our Lord one thousand nine hundred and [SEAL] forty-one, and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President
CORDELL HULL
Secretary of State.

THANKSGIVING DAY—1941

November 8, 1941
[No. 2522]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

Designation of Nov.
20, 1941 as Thanks-
giving Day.

I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby designate and set aside Thursday, the twentieth day of November 1941, as a day to be observed in giving thanks to the Heavenly Source of our earthly blessings.

Our beloved country is free and strong. Our moral and physical defenses against the forces of threatened aggression are mounting daily in magnitude and effectiveness.

In the interest of our own future, we are sending succor at increasing pace to those peoples abroad who are bravely defending their homes and their precious liberties against annihilation.

We have not lost our faith in the spiritual dignity of man, our proud belief in the right of all people to live out their lives in freedom and with equal treatment. The love of democracy still burns brightly in our hearts.

We are grateful to the Father of us all for the innumerable daily manifestations of His beneficent mercy in affairs both public and private, for the bounties of the harvest, for opportunities to labor and to serve, and for the continuance of those homely joys and satisfactions which enrich our lives.

Let us ask the Divine Blessing on our decision and determination to protect our way of life against the forces of evil and slavery which seek in these days to encompass us.

On the day appointed for this purpose, let us reflect at our homes or places of worship on the goodness of God and, in giving thanks, let us pray for a speedy end to strife and the establishment on earth of freedom, brotherhood, and justice for enduring time.

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 8th day of November, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

CONTROL OF PERSONS ENTERING AND LEAVING THE
UNITED STATES

November 14, 1941
[No. 2523]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

22 U. S. C. §§223-
226.

WHEREAS the act of Congress approved on May 22, 1918 (40 Stat. 559), as amended by the act of Congress approved on June 21, 1941 (Public Law 114, 77th Cong., chap. 210, 1st sess., 55 Stat. 252) vests authority in me to impose restrictions and prohibitions in addition to those otherwise provided by law upon the departure of persons from and their entry into the United States when the United States is at war, or during the existence of the national emergency proclaimed by the President on May 27, 1941, or, as to aliens, whenever there exists a state of war between or among two or more states, and when I find that the interests of the United States so require; and

Ante, p. 1647.

WHEREAS the national emergency proclaimed by me on May 27, 1941 is still existing; and

WHEREAS there unhappily exists a state of war between or among two or more states and open hostilities engage a large part of the Eastern Hemisphere; and

WHEREAS the exigencies of the present international situation and of the national defense require that restrictions and prohibitions, in addition to those otherwise provided by law, be imposed upon the departure of persons from and their entry into the United States, including the Panama Canal Zone, the Commonwealth of the Philippines, and all territory and waters, continental or insular, subject to the jurisdiction 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 as set forth above, do hereby find and publicly proclaim and declare that the interests of the United States require that restrictions and prohibitions, in addition to those otherwise provided by law, shall be imposed upon the departure of persons from and their entry into the United States, including the Panama Canal Zone, the Commonwealth of the Philippines, and all territory and waters, continental or insular, subject to the jurisdiction of the United States; and I make the following rules, regulations, and orders which shall remain in force and effect until otherwise ordered by me:

Departure of persons from and entry into U. S., etc., restriction.

(1) After the effective date of the rules and regulations hereinafter authorized, no citizen of the United States or person who owes allegiance to the United States shall depart from or enter, or attempt to depart from or enter, the United States, including the Panama Canal Zone, the Commonwealth of the Philippines, and all territory and waters, continental or insular, subject to the jurisdiction of the United States, unless he bears a valid passport issued by the Secretary of State or, under his authority, by a diplomatic or consular officer of the United States, or the United States High Commissioner to the Philippine Islands, or the chief executive of Hawaii, of Puerto Rico, of the Virgin Islands, of American Samoa, or of Guam, or unless he comes within the provisions of such exceptions or fulfils such conditions as may be prescribed in rules and regulations which the Secretary of State is hereby authorized to prescribe in execution of the rules, regulations, and orders herein prescribed. Seamen are included in the classes of persons to whom this paragraph applies.

Passports.

(2) No alien shall depart from or attempt to depart from the United States unless he is in possession of a valid permit to depart issued by the Secretary of State or by an officer designated by the Secretary of State for such purpose, or unless he is exempted from obtaining a permit, in accordance with rules and regulations which the Secretary of State, with the concurrence of the Attorney General, is hereby authorized to prescribe in execution of the rules, regulations, and orders herein prescribed; nor shall any alien depart from or attempt to depart from the United States at any place other than a port of departure designated by the Attorney General or by the Commissioner of Immigration and Naturalization or by an appropriate permit-issuing authority designated by the Secretary of State.

Permits to depart.

Ports of departure.

No alien shall be permitted to depart from the United States if it appears to the satisfaction of the Secretary of State that such departure would be prejudicial to the interests of the United States as provided in the rules and regulations hereinbefore authorized to be prescribed by the Secretary of State, with the concurrence of the Attorney General.

Departure forbidden if prejudicial to interests of U. S.

(3) After the effective date of the rules and regulations hereinafter authorized, no alien shall enter or attempt to enter the United States unless he is in possession of a valid unexpired permit to enter issued

Permits to enter.

by the Secretary of State, or by an appropriate officer designated by the Secretary of State, or is exempted from obtaining a permit to enter in accordance with the rules and regulations which the Secretary of State, with the concurrence of the Attorney General, is hereby authorized to prescribe in execution of these rules, regulations, and orders.

Entry forbidden if prejudicial to interests of U. S.

No alien shall be permitted to enter the United States if it appears to the satisfaction of the Secretary of State that such entry would be prejudicial to the interests of the United States as provided in the rules and regulations hereinbefore authorized to be prescribed by the Secretary of State, with the concurrence of the Attorney General.

Inspection of documents, articles, etc.

(4) No person shall depart from or enter, or attempt to depart from or enter, the United States without submitting for inspection, if required to do so, all documents, articles, or other things which are being removed from or brought into the United States upon or in connection with such person's departure or entry, which are hereby made subject to official inspection under rules and regulations which the Secretary of State in the cases of citizens, and the Secretary of State with the concurrence of the Attorney General in the cases of aliens, is hereby authorized to prescribe.

Conditional entry of alien seamen.

(5) A permit to enter issued to an alien seaman employed on a vessel arriving at a port in the United States from a foreign port shall be conditional and shall entitle him to enter only in a case of reasonable necessity in which the immigration authorities are satisfied that such entry would not be contrary to the interests of the United States; but this shall not be deemed to supersede the provisions of Executive Order 8429, dated June 5, 1940 concerning the documentation of seamen.

5 F. R. 2145.

Termination of validity of permit.

(6) The period of validity of a permit to enter or a permit to depart, issued to an alien, may be terminated by the permit-issuing authority or by the Secretary of State at any time prior to the entry or departure of the alien, provided the permit-issuing authority or the Secretary of State is satisfied that the entry or departure of the alien would be prejudicial to the interests of the United States which it was the purpose of the above-mentioned acts to safeguard.

Provisions additional to prior regulations, etc.

(7) Except as provided herein or by rules and regulations prescribed hereunder, the provisions of this proclamation and the rules and regulations issued in pursuance hereof shall be in addition to, and shall not be held to repeal, modify, suspend, or supersede any proclamation, rule, regulation, or order heretofore issued and now in effect under the general statutes relating to the immigration of aliens into the United States; and compliance with the provisions of this proclamation or of any rule or regulation which may hereafter be issued in pursuance of the act of May 22, 1918, as amended by the act of June 21, 1941, shall not be considered as exempting any individual from the duty of complying with the provisions of any statute, proclamation, rule, regulation, or order heretofore issued and now in effect.

40 Stat. 559; *ante*, p. 252.
22 U. S. C. §§ 223-226.

Cooperation of Government departments and agencies.

(8) I direct all departments and agencies of the Government to cooperate with the Secretary of State in the execution of his authority under this proclamation and any subsequent proclamation, rule, regulation, or order promulgated in pursuance hereof. They shall upon request make available to the Secretary of State for that purpose the services of their respective officials and agents. I enjoin upon all officers of the United States charged with the execution of the laws thereof the utmost diligence in preventing violations of the act of May 22, 1918, as amended by the act of June 21, 1941, and in bringing to trial and punishment any persons who shall have violated any provisions of such acts.

Officers to prevent violations.

40 Stat. 559; *ante*, p. 252.
22 U. S. C. §§ 223-226.

Designated portion of Executive Order 8766 superseded.
6 F. R. 2742.

(9) Paragraph 6, part I, of Executive Order 8766, issued June 3, 1941, is hereby superseded by the provisions of this proclamation and such regulations as may be prescribed hereunder.

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 14th day of November, in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State

BILL OF RIGHTS DAY

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

November 27, 1941
[No. 2524]

A PROCLAMATION

WHEREAS a Joint Resolution of the Congress, approved August 21, 1941, authorizes and requests the President of the United States "to issue a proclamation designating December 15, 1941 as Bill of Rights Day, calling upon officials of the Government to display the flag of the United States on all Government buildings on that day, and inviting the people of the United States to observe the day with appropriate ceremonies and prayer":

Ante, p. 665.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby designate December 15, 1941 as Bill of Rights Day. And I call upon the officials of the Government, and upon the people of the United States, to observe the day by displaying the flag of the United States on public buildings and by meeting together for such prayers and such ceremonies as may seem to them appropriate.

Designation of Dec. 15, 1941 as Bill of Rights Day.

The first ten amendments, the great American charter of personal liberty and human dignity, became a part of the Constitution of the United States on the 15th day of December 1791.

It is fitting that the anniversary of its adoption should be remembered by the nation which, for one hundred and fifty years, has enjoyed the immeasurable privileges which that charter guaranteed: the privileges of freedom of religion, freedom of speech, freedom of the press, freedom of assembly and the free right to petition the government for redress of grievances.

It is especially fitting that this anniversary should be remembered and observed by those institutions of a democratic people which owe their very existence to the guarantees of the Bill of Rights: the free schools, the free churches, the labor unions, the religious and educational and civic organizations of all kinds which, without the guarantee of the Bill of Rights, could never have existed; which sicken and disappear whenever, in any country, these rights are curtailed or withdrawn.

The 15th day of December, 1941, is therefore set apart as a day of mobilization for freedom and for human rights, a day of remembrance of the democratic and peaceful action by which these rights were gained, a day of reassessment of their present meaning and their living worth.

Those who have long enjoyed such privileges as we enjoy forget in time that men have died to win them. They come in time to take these rights for granted and to assume their protection is assured. We, however, who have seen these privileges lost in other continents and other countries can now appreciate their meaning to those people

who enjoyed them once and now no longer can. We understand in some measure what their loss can mean. And by that realization we have come to a clearer conception of their worth to us, and to a stronger and more unalterable determination that here in our land they shall not be lost or weakened or curtailed.

It is to give public expression and outward form to that understanding and that determination that we are about to commemorate the adoption of the Bill of Rights and rededicate its principles and its practice.

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-seventh day of November in the year of our Lord nineteen hundred and [SEAL] forty-one, and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

December 7, 1941
[No. 2525]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

Authority

Alien enemies.

WHEREAS it is provided by Section 21 of Title 50 of the United States Code as follows:

“Whenever there is a declared war between the United States and any foreign nation or government, or any invasion or predatory incursion is perpetrated, attempted, or threatened against the territory of the United States by any foreign nation or government, and the President makes public proclamation of the event, all natives, citizens, denizens, or subjects of the hostile nation or government, being of the age of fourteen years and upward, who shall be within the United States and not actually naturalized, shall be liable to be apprehended, restrained, secured, and removed as alien enemies. The President is authorized in any such event, by his proclamation thereof, or other public act, to direct the conduct to be observed, on the part of the United States, toward the aliens who become so liable; the manner and degree of the restraint to which they shall be subject and in what cases, and upon what security their residence shall be permitted, and to provide for the removal of those who, not being permitted to reside within the United States, refuse or neglect to depart therefrom; and to establish any other regulations which are found necessary in the premises and for the public safety.”

and

WHEREAS by Sections 22, 23 and 24 of Title 50 of the United States Code further provision is made relative to alien enemies:

Proclamation

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, as PRESIDENT of the United States and as Commander in Chief of the Army and Navy of the United States, do hereby make public proclamation to all whom it may concern that an invasion has been perpetrated upon the territory of the United States by the Empire of Japan.

Invasion by Japan.

Conduct To Be Observed by Alien Enemies

And, acting under and by virtue of the authority vested in me by the Constitution of the United States and the said sections of the United States Code, I do hereby further proclaim and direct that the conduct to be observed on the part of the United States toward all natives, citizens, denizens or subjects of the Empire of Japan being of the age of fourteen years and upwards who shall be within the United States or within any territories in any way subject to the jurisdiction of the United States and not actually naturalized, who for the purpose of this Proclamation and under such sections of the United States Code are termed alien enemies, shall be as follows:

Conduct toward Japanese aliens.

All alien enemies are enjoined to preserve the peace towards the United States and to refrain from crime against the public safety, and from violating the laws of the United States and of the States and Territories thereof; and to refrain from actual hostility or giving information, aid or comfort to the enemies of the United States or interfering by word or deed with the defense of the United States or the political processes and public opinions thereof; and to comply strictly with the regulations which are hereby or which may be from time to time promulgated by the President.

Restrains, etc., on alien enemies.

All alien enemies shall be liable to restraint, or to give security, or to remove and depart from the United States in the manner prescribed by Sections 23 and 24 of Title 50 of the United States Code, and as prescribed in the regulations duly promulgated by the President.

Duties and Authority of the Attorney General and the Secretary of War

Post, p. 1714.

And, pursuant to the authority vested in me, I hereby charge the Attorney General with the duty of executing all the regulations hereinafter contained regarding the conduct of alien enemies within continental United States, Puerto Rico, the Virgin Islands and Alaska, and the Secretary of War with the duty of executing the regulations which are hereinafter set forth and which may be hereafter adopted regarding the conduct of alien enemies in the Canal Zone, the Hawaiian Islands and the Philippine Islands. Each of them is specifically directed to cause the apprehension of such alien enemies as in the judgment of each are subject to apprehension or deportation under such regulations. In carrying out such regulations within the continental United States, Puerto Rico, the Virgin Islands and Alaska, the Attorney General is authorized to utilize such agents, agencies, officers and departments of the United States and of the several states, territories, dependencies and municipalities thereof and of the District of Columbia as he may select for the purpose. Similarly the Secretary of War in carrying out such regulations in the Canal Zone, the Hawaiian Islands and the Philippine Islands is authorized to use such agents, agencies, officers and departments of

the United States and of the territories, dependencies and municipalities thereof as he may select for the purpose. All such agents, agencies, officers and departments are hereby granted full authority for all acts done by them in the execution of such regulations when acting by direction of the Attorney General or the Secretary of War, as the case may be.

Regulations

And, pursuant to the authority vested in me, I hereby declare and establish the following regulations which I find necessary in the premises and for the public safety:

Presence of alien enemies in Canal Zone forbidden.

Entry into or departure from Hawaiian Islands or Philippine Islands restricted.

- (1) No alien enemy shall enter or be found within the Canal Zone and no alien enemy shall enter or leave the Hawaiian Islands or the Philippine Islands except under such regulations as the Secretary of War shall from time to time prescribe. Any alien enemy found in the Canal Zone, the Hawaiian Islands, or the Philippine Islands in violation of any such regulations and any alien enemy who enters or is found within any restricted area to be hereafter prescribed by the Military Commanders of each such territory in the Canal Zone, the Hawaiian Islands, and the Philippine Islands, may be immediately apprehended by authority of the Military Governors in each such territory, or if there be no Military Governor, then by authority of the Secretary of War, and detained until it is determined, under the regulations to be prescribed by the Secretary of War, whether any such alien enemy should be permanently interned following which such alien enemy shall either be released, released on bond, or permanently interned, as the case may be.
- (2) The exercise of the power to prescribe restricted areas and the power of arrest, detention and internment of alien enemies in the Canal Zone, the Hawaiian Islands or the Philippine Islands shall be under the jurisdiction of the Military Commanders of each such territory, each acting under such regulations as the Secretary of War shall hereafter prescribe.
- (3) No alien enemy shall enter or leave Alaska, Puerto Rico or the Virgin Islands except under such regulations as the Attorney General shall from time to time prescribe. Any alien enemy found in Alaska, Puerto Rico or the Virgin Islands in violation of any such regulations and any alien enemy who enters or is found within any restricted area to be hereafter prescribed by the Military Commanders of each such territory in Alaska, Puerto Rico and by the Naval Commander in the Virgin Islands, shall be immediately apprehended by the authority of the Attorney General acting through the United States Attorney in each such territory and detained until it is determined, under the regulations to be prescribed by the Attorney General, whether any such alien enemy shall either be released, released on bond, or permanently interned, as the case may be.
- (4) The Military Commanders in Alaska and Puerto Rico and the Naval Commander in the Virgin Islands shall have the power to prescribe restricted areas.

Entry into or departure from Alaska, Puerto Rico, or Virgin Islands restricted.

- (5) No alien enemy shall have in his possession, custody or control at any time or place or use or operate any of the following enumerated articles: Possession, etc., of designated articles.
- a. Firearms.
 - b. Weapons or implements of war or component parts thereof.
 - c. Ammunition.
 - d. Bombs.
 - e. Explosives or material used in the manufacture of explosives.
 - f. Short-wave radio receiving sets.
 - g. Transmitting sets.
 - h. Signal devices.
 - i. Codes or ciphers.
 - j. Cameras.
 - k. Papers, documents or books in which there may be invisible writing; photograph, sketch, picture, drawing, map or graphical representation of any military or naval installations or equipment or of any arms, ammunition, implements of war, device or thing used or intended to be used in the combat equipment of the land or naval forces of the United States or of any military or naval post, camp or station.

All such property found in the possession of any alien enemy in violation of the foregoing regulations shall be subject to seizure and forfeiture.

- (6) No alien enemy shall undertake any air flight or ascend into the air in any airplane, aircraft or balloon of any sort whether owned governmentally, commercially or privately, except that travel by an alien enemy in an airplane or aircraft may be authorized by the Attorney General, or his representative, or the Secretary of War, or his representative, in their respective jurisdictions, under such regulations as they shall prescribe. Air travel restricted.
- (7) Alien enemies deemed dangerous to the public peace or safety of the United States by the Attorney General or the Secretary of War, as the case may be, are subject to summary apprehension. Such apprehension shall be made in the continental United States, Alaska, Puerto Rico and the Virgin Islands by such duly authorized officer of the Department of Justice as the Attorney General may determine. In the Canal Zone, the Hawaiian Islands and the Philippine Islands, such arrests shall be made by the Military Commanders in each such territory by authority of the respective Military Governors thereof, and if there be no Military Governor, then by authority of the Secretary of War. Alien enemies arrested shall be subject to confinement in such place of detention as may be directed by the officers responsible for the execution of these regulations and for the arrest, detention and internment of alien enemies in each case, or in such other places of detention as may be directed from time to time by the Attorney General, with respect to continental Arrest and confinement of dangerous alien enemies.

United States, Alaska, Puerto Rico and the Virgin Islands, and by the Secretary of War with respect to the Canal Zone, the Hawaiian Islands and the Philippine Islands, and there confined until he shall have received such permit as the Attorney General or the Secretary of War with respect to the Canal Zone, the Hawaiian Islands and the Philippine Islands shall prescribe.

Entry into or departure from U. S., restriction.

Ante, p. 1696.

Exclusion from designated areas, etc.

- (8) No alien enemy shall land in, enter or leave or attempt to land in, enter or leave the United States, except under the regulations prescribed by the President in his Proclamation dated November 14, 1941, and the regulations promulgated thereunder or any proclamation or regulation promulgated hereafter.
- (9) Whenever the Attorney General of the United States, with respect to the continental United States, Alaska, Puerto Rico and the Virgin Islands, or the Secretary of War, with respect to the Canal Zone, the Hawaiian Islands, and the Philippine Islands, deems it to be necessary, for the public safety and protection, to exclude alien enemies from a designated area, surrounding any fort, camp, arsenal, airport, landing field, aircraft station, electric or other power plant, hydroelectric dam, government naval vessel, navy yard, pier, dock, dry dock, or any factory, foundry, plant, workshop, storage yard, or warehouse for the manufacture of munitions or implements of war or any thing of any kind, nature or description for the use of the Army, the Navy or any country allied or associated with the United States, or in any wise connected with the national defense of the United States, or from any locality in which residence by an alien enemy shall be found to constitute a danger to the public peace and safety of the United States or from a designated area surrounding any canal or any wharf, pier, dock or dry dock used by ships or vessels of any designated tonnage engaged in foreign or domestic trade, or of any warehouse, shed, elevator, railroad terminal, depot or yard or other terminal, storage or transfer facility, then no alien enemy shall be found within such area or the immediate vicinity thereof. Any alien enemy found within any such area or the immediate vicinity thereof prescribed by the Attorney General or the Secretary of War, as the case may be, pursuant to these regulations, shall be subject to summary apprehension and to be dealt with as hereinabove prescribed.
- (10) With respect to the continental United States, Alaska, Puerto Rico, and the Virgin Islands, an alien enemy shall not change his place of abode or occupation or otherwise travel or move from place to place without full compliance with any such regulations as the Attorney General of the United States may, from time to time, make and declare; and the Attorney General is hereby authorized to make and declare, from time to time, such regulations concerning the movements of alien enemies within the continental United States, Alaska, Puerto Rico and the Virgin Islands, as he may deem necessary in the premises and for the public safety.
- (11) With respect to the Canal Zone, the Hawaiian Islands and the Philippine Islands, an alien enemy shall not change his place of abode or occupation or otherwise travel or move from place to place without full compliance with any such regulations as the Secretary of War may, from time to time, make and declare; and the Secretary of War is hereby

Change of place of abode or occupation, etc.

authorized to make and declare, from time to time, such regulations concerning the movements of alien enemies within the Canal Zone, the Hawaiian Islands, and the Philippine Islands as he may deem necessary in the premises and for the public safety.

- (12) No alien enemy shall enter or be found in or upon any highway, waterway, airway, railway, railroad, subway, public utility, building, place or thing not open and accessible to the public generally, and not generally used by the public.
- (13) No alien enemy shall be a member or an officer of, or affiliated with, any organization, group or assembly hereafter designated by the Attorney General, nor shall any alien enemy advocate, defend or subscribe to the acts, principles or policies thereof, attend any meetings, conventions or gatherings thereof or possess or distribute any literature, propaganda or other writings or productions thereof.

Prohibited areas.

Membership in certain organizations forbidden.

This proclamation and the regulations herein contained shall extend and apply to all land and water, continental or insular, in any way within the jurisdiction of the United States.

Application to designated areas.

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 7th day of December, in the year of our Lord nineteen hundred and forty-one, and of the [SEAL] Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

December 8, 1941

[No. 2526]

A PROCLAMATION

Authority

WHEREAS it is provided by section 21 of title 50 of the United States Code as follows:

Alien enemies.

“Whenever there is a declared war between the United States and any foreign nation or government, or any invasion or predatory incursion is perpetrated, attempted, or threatened against the territory of the United States by any foreign nation or government, and the President makes public proclamation of the event, all natives, citizens, denizens, or subjects of the hostile nation or government, being of the age of fourteen years and upward, who shall be within the United States and not actually naturalized, shall be liable to be apprehended, restrained, secured, and removed as alien enemies. The President is authorized in any such event, by his proclamation thereof, or other public act, to direct the conduct to be observed, on the part of the United States, toward the aliens who become so liable; the manner and degree of the restraint to which they shall be subject and in what cases, and upon what security their residence shall be permitted, and to provide for the removal of those who, not being permitted to reside within the United States, refuse or neglect to depart therefrom; and to establish any other regulations which are found necessary in the premises and for the public safety.”

AND WHEREAS by sections 22, 23 and 24 of title 50 of the United States Code further provision is made relative to alien enemies:

Proclamation

Threatened invasion, etc., by Germany.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, as PRESIDENT of the United States and as Commander in Chief of the Army and Navy of the United States, do hereby make public proclamation to all whom it may concern that an invasion or predatory incursion is threatened upon the territory of the United States by Germany.

Conduct To Be Observed by Alien Enemies

Conduct toward German aliens.

And, acting under and by virtue of the authority vested in me by the Constitution of the United States and the said sections of the United States Code, I do hereby further proclaim and direct that the conduct to be observed on the part of the United States toward all natives, citizens, denizens or subjects of Germany being of the age of fourteen years and upwards who shall be within the United States or within any territories in any way subject to the jurisdiction of the United States and not actually naturalized, who for the purpose of this Proclamation and under such sections of the United States Code are termed alien enemies, shall be as follows:

Restraints, etc., on alien enemies.

All alien enemies are enjoined to preserve the peace towards the United States and to refrain from crime against the public safety, and from violating the laws of the United States and of the States and Territories thereof; and to refrain from actual hostility or giving information, aid or comfort to the enemies of the United States or interfering by word or deed with the defense of the United States or the political processes and public opinions thereof; and to comply strictly with the regulations which are hereby or which may be from time to time promulgated by the President.

All alien enemies shall be liable to restraint, or to give security, or to remove and depart from the United States in the manner prescribed by sections 23 and 24 of title 50 of the United States Code, and as prescribed in the regulations duly promulgated by the President.

Post, p. 1714.

Duties and Authority of the Attorney General and the Secretary of War

And, pursuant to the authority vested in me, I hereby charge the Attorney General with the duty of executing all the regulations hereinafter prescribed regarding the conduct of alien enemies within continental United States, Puerto Rico, the Virgin Islands and Alaska, and the Secretary of War with the duty of executing the regulations which are hereinafter prescribed and which may be hereafter adopted regarding the conduct of alien enemies in the Canal Zone, the Hawaiian Islands and the Philippine Islands. Each of them is specifically directed to cause the apprehension of such alien enemies as in the judgment of each are subject to apprehension or deportation under such regulations. In carrying out such regulations within the continental United States, Puerto Rico, the Virgin Islands and Alaska, the Attorney General is authorized to utilize such agents, agencies, officers and departments of the United States and of the several states, territories, dependencies and municipalities thereof and of the District of Columbia as he may select for the purpose. Similarly the Secretary of War in carrying out such regulations in the Canal Zone, the Hawaiian Islands and the Philippine Islands is authorized to use such agents, agencies, officers and departments of the United

States and of the territories, dependencies and municipalities thereof as he may select for the purpose. All such agents, agencies, officers and departments are hereby granted full authority for all acts done by them in the execution of such regulations when acting by direction of the Attorney General or the Secretary of War, as the case may be.

Regulations

The regulations contained in Proclamation No. 2525 of December 7, 1941, relative to natives, citizens, denizens or subjects of Japan are hereby incorporated in and made a part of this proclamation, and shall be applicable to alien enemies defined in this proclamation.

Ante, p. 1700.

This proclamation and the regulations herein prescribed shall extend and apply to all land and water, continental or insular, in any way within the jurisdiction of the United States.

Application to designated areas.

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 8th day of December, in the year of our Lord nineteen hundred and forty-one, and
[SEAL] of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

December 8, 1941
[No. 2527]

A PROCLAMATION

Authority

WHEREAS it is provided by Section 21 of Title 50 of the United States Code as follows:

Alien enemies.

“Whenever there is a declared war between the United States and any foreign nation or government, or any invasion or predatory incursion is perpetrated, attempted, or threatened against the territory of the United States by any foreign nation or government, and the President makes public proclamation of the event, all natives, citizens, denizens, or subjects of the hostile nation or government, being of the age of fourteen years and upward, who shall be within the United States and not actually naturalized, shall be liable to be apprehended, restrained, secured, and removed as alien enemies. The President is authorized in any such event, by his proclamation thereof, or other public act, to direct the conduct to be observed, on the part of the United States, toward the aliens who become so liable; the manner and degree of the restraint to which they shall be subject and in what cases, and upon what security their residence shall be permitted, and to provide for the removal of those who, not being permitted to reside within the United States, refuse or neglect to depart therefrom; and to establish any other regulations which are found necessary in the premises and for the public safety.”

AND WHEREAS by Sections 22, 23 and 24 of Title 50 of the United States Code further provision is made relative to alien enemies:

Proclamation

Threatened invasion, etc., by Italy.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, as President of the United States and as Commander-in-Chief of the Army and Navy of the United States, do hereby make public proclamation to all whom it may concern that an invasion or predatory incursion is threatened upon the territory of the United States by Italy.

Conduct To Be Observed by Alien Enemies

Conduct toward Italian aliens.

And, acting under and by virtue of the authority vested in me by the Constitution of the United States and the said sections of the United States Code, I do hereby further proclaim and direct that the conduct to be observed on the part of the United States toward all natives, citizens, denizens or subjects of Italy being of the age of fourteen years and upwards who shall be within the United States or within any territories in any way subject to the jurisdiction of the United States and not actually naturalized, who for the purpose of this Proclamation and under such sections of the United States Code are termed alien enemies, shall be as follows:

Restraints, etc., on alien enemies.

All alien enemies are enjoined to preserve the peace towards the United States and to refrain from crime against the public safety, and from violating the laws of the United States and of the States and Territories thereof; and to refrain from actual hostility or giving information, aid or comfort to the enemies of the United States or interfering by word or deed with the defense of the United States or the political processes and public opinions thereof; and to comply strictly with the regulations which are hereby or which may be from time to time promulgated by the President.

All alien enemies shall be liable to restraint, or to give security, or to remove and depart from the United States in the manner prescribed by Sections 23 and 24 of Title 50 of the United States Code, and as prescribed in the regulations duly promulgated by the President.

Post, p. 1714.

Duties and Authority of the Attorney General and the Secretary of War

And, pursuant to the authority vested in me, I hereby charge the Attorney General with the duty of executing all the regulations hereinafter prescribed regarding the conduct of alien enemies within continental United States, Puerto Rico, the Virgin Islands and Alaska, and the Secretary of War with the duty of executing the regulations which are hereinafter prescribed and which may be hereafter adopted regarding the conduct of alien enemies in the Canal Zone, the Hawaiian Islands and the Philippine Islands. Each of them is specifically directed to cause the apprehension of such alien enemies as in the judgment of each are subject to apprehension or deportation under such regulations. In carrying out such regulations within the continental United States, Puerto Rico, the Virgin Islands and Alaska, the Attorney General is authorized to utilize such agents, agencies, officers and departments of the United States and of the several states, territories, dependencies and municipalities thereof and of the District of Columbia as he may select for the purpose. Similarly the Secretary of War in carrying out such regulations in the Canal Zone, the Hawaiian Islands and the Philippine Islands is authorized to use such agents, agencies, officers and departments of the United States and of the territories, dependencies and municipalities thereof as he may select for the purpose. All such agents, agencies, officers and departments are hereby granted full authority for all acts done by

them in the execution of such regulations when acting by direction of the Attorney General or the Secretary of War, as the case may be.

Regulations

The regulations contained in Proclamation No. 2525 of December 7, 1941, relative to natives, citizens, denizens or subjects of Japan are hereby incorporated in and made a part of this proclamation, and shall be applicable to alien enemies defined in this proclamation.

Ante, p. 1700.

This proclamation and the regulations herein prescribed shall extend and apply to all land and water, continental or insular, in any way within the jurisdiction of the United States.

Application to designated areas.

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 8th day of December, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

ENLARGING THE PINNACLES NATIONAL MONUMENT—CALIFORNIA

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

December 5, 1941

[No. 2528]

A PROCLAMATION

WHEREAS it appears that certain lands adjoining the Pinnacles National Monument in California are required for the proper care, management and protection of the objects of scientific interest situated on lands within the said monument; and

WHEREAS it appears that it would be in the public interest to reserve such lands as an addition to said monument:

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 8, 1906 (ch. 3060, 34 Stat. 225; U. S. C., title 16, sec. 431), do proclaim that, subject to all valid existing rights, the following-described lands in California are hereby added to and made a part of the Pinnacles National Monument:

Lands added.

MOUNT DIABLO MERIDIAN

- T. 16 S., R. 7 E., sec. 20, E $\frac{1}{2}$;
 secs. 21 to 23, inclusive;
 sec. 24, W $\frac{1}{2}$;
 sec. 26, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$;
 sec. 27, N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$;
 sec. 28, N $\frac{1}{2}$, SW $\frac{1}{4}$;
 sec. 29, E $\frac{1}{2}$;
 T. 17 S., R. 7 E., sec. 1, SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 sec. 12, W $\frac{1}{2}$ E $\frac{1}{2}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 sec. 13, W $\frac{1}{2}$ E $\frac{1}{2}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 T. 17 S., R. 8 E., sec. 7, Lot 13;
 sec. 18, Lot 1;
 containing 4,589.26 acres.

Warning against unauthorized acts.

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.

Provisions of designated Executive orders superseded.

The reservation made by this proclamation supersedes as to any of the above-described lands affected thereby the temporary withdrawals made by Executive Orders No. 5038 of February 2, 1929 and No. 6910 of November 26, 1934, as amended.

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 this 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 (ch. 408, 39 Stat. 535; U. S. C., title 16, secs. 1 and 2), and acts supplementary thereto or amendatory thereof.

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 5th day of December, in the year of our Lord nineteen hundred and forty-one and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:
CORDELL HULL
Secretary of State.

CLOSED AREA UNDER THE MIGRATORY BIRD TREATY ACT—
MARYLAND

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 amendatory regulation adopted by him on November 17, 1941, under authority 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):

Amendment of Regulation Designating a Certain Part of Chesapeake Bay as the Susquehanna Migratory Waterfowl Closed Area, Maryland

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 per-

December 6, 1941
[No. 2529]

16 U. S. C. §§ 703-711.
5 U. S. C. § 133t note.

39 Stat. 1702.

50 Stat. 1311.

mitted, in lieu of the area designated in the regulation adopted by me on August 11, 1939 and approved and proclaimed by the President on August 24, 1939, all that area of land and water of Chesapeake Bay, in Harford and Cecil Counties, Maryland, within the following-described boundary:

54 Stat. 2628.

Beginning at a point at latitude 39°29'46'' N., and longitude 76°05'01'' W., in Chesapeake Bay, due north 200 yards from Fishing Battery Light;

Thence from said initial point, by metes and bounds,

Due east 4,000 yards (2.27 miles, approximate) to a point at latitude 39°29'46'' N., and longitude 76°02'28'' W., approximate, in Chesapeake Bay;

Thence due south 4,160 yards (2.36 miles, approximate) to a point at latitude 39°27'43'' N., and longitude 76°02'28'' W., approximate, in Chesapeake Bay;

Thence N. 62°30' W., 2,680 yards (1.52 miles, approximate) to a point at latitude 39°28'21'' N., and longitude 76°03'59'' W., approximate, in Chesapeake Bay 440 yards distant from the northeast side of Spesutie Island at Locust Point;

Thence northerly and westerly with a line 440 yards distant from the north shore of Spesutie Island to a point at latitude 39°28'48'' N., and longitude 76°05'48'' W., approximate, opposite the center of Spesutie Narrows;

Thence due north 1,960 yards (1.11 miles, approximate) to a point at latitude 39°29'46'' N., and longitude 76°05'48'' W., approximate, in Chesapeake Bay;

Thence due east 1,230 yards (0.76 mile, approximate) to the place of beginning.

The area described contains 2,900.00 acres, more or less.

This order shall not in any way limit or affect the regulation adopted on December 12, 1939, and approved and proclaimed by the President on January 24, 1940, entitled "Regulation Designating Certain Parts of Bush River and of Chesapeake Bay as Additions to the Susquehanna Migratory Waterfowl Closed Area, Maryland".

54 Stat. 2622.

AND WHEREAS upon consideration it appears that the foregoing amendatory regulation will tend to effectuate the purposes of the aforesaid Migratory Bird Treaty Act:

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.

Regulation approved and proclaimed.

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 6th day of December, in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

RED CROSS WAR FUND CAMPAIGN

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS our country has been viciously attacked and forced into a war of vast proportions, which will inevitably bring grief and distress to many and self-sacrifice to all; and

WHEREAS for more than sixty years the American National Red Cross has played a vital role in binding up the wounds of the injured, in sheltering, feeding, and clothing the homeless, in succoring the distressed, in rebuilding broken lives, and in rehabilitating the victims of catastrophes of nature and of war; and

WHEREAS in preparation for just such an emergency as we are now facing, the American National Red Cross has been spending funds at the rate of more than one million dollars a month, which is but a small fraction of the amount that the organization now requires in order to carry out effectively its functions as an essential auxiliary of our armed forces, particularly as a friendly liaison in welfare problems between the man in service and his family at home, and as a key agency in the civil-defense plans:

Beginning of campaign.

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, and President of the American National Red Cross, do hereby proclaim the beginning, as of this date, of a Red Cross War Fund Campaign for the raising of a minimum sum of fifty million dollars; and I appeal to the American people to make this campaign an overwhelming success. Realizing the desire of every American to participate in the national war effort, I confidently anticipate an immediate and spontaneous response to this appeal.

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 12th day of December in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

DAY OF PRAYER

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

The year 1941 has brought upon our nation a war of aggression by powers dominated by arrogant rulers whose selfish purpose is to destroy free institutions. They would thereby take from the freedom-loving peoples of the earth the hard-won liberties gained over many centuries.

The new year of 1942 calls for the courage and the resolution of old and young to help to win a world struggle in order that we may preserve all we hold dear.

We are confident in our devotion to country, in our love of freedom, in our inheritance of courage. But our strength, as the strength of all men everywhere, is of greater avail as God upholds us.

THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby appoint the first day of the year 1942 as a day of prayer, of asking forgiveness for our shortcomings of the past, of consecration to the tasks of the present, of asking God's help in days to come.

Appointment of
Jan. 1, 1942 as a day
of prayer.

We need His guidance that this people may be humble in spirit but strong in the conviction of the right; steadfast to endure sacrifices and brave to achieve a victory of liberty and 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-second day of December in the year of our Lord nineteen hundred and [SEAL] forty-one, and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

ESTABLISHING THE HAWAIIAN MARITIME CONTROL AREA AND PRESCRIBING REGULATIONS FOR THE CONTROL THEREOF

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

December 27, 1941

[No. 2532]

A PROCLAMATION

WHEREAS the United States is now at war, and the establishment of the maritime control area hereinafter described is necessary in the interests of national defense:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, by virtue of the authority vested in me as President of the United States, and as Commander-in-Chief of the Army and Navy of the United States, and in accordance with the principle of self-defense of the Law of Nations, do hereby proclaim and establish the following-described area as the Hawaiian Maritime Control Area, and prescribe the following regulations for the control thereof:

Proclamation and
establishment of Ha-
waiian Maritime Con-
trol Area.

Hawaiian Maritime Control Area

All waters contained within the area delimited by lines connecting successively the following points:

Latitude 22° 30' N.	Longitude 158° W.
Latitude 21° N.	Longitude 155° 30' W.
Latitude 20° 30' N.	Longitude 155° 30' W.
Latitude 20° N.	Longitude 156° 30' W.
Latitude 21° N.	Longitude 159° W.
Latitude 22° N.	Longitude 159° W.
Latitude 22° 30' N.	Longitude 158° W.

Regulations for the Control of Hawaiian Maritime Control Area

1. A vessel not proceeding under United States naval or other United States authorized supervision shall not enter or navigate the waters of the Hawaiian Maritime Control Area except during

Permission required
for entry, etc.

daylight, when good visibility conditions prevail, and then only after specific permission has been obtained. Advance arrangements for entry into or navigation through or within the said Area must be made, preferably by application at a United States Naval District Headquarters in advance of sailing, or by radio or visual communication on approaching the seaward limits of the area. If radio telegraphy is used, the call "NQQ" shall be made on a frequency of 500 kcs, and permission to enter the port requested. The name of the vessel, purpose of entry, and name of master must be given in the request. If visual communications are used, the procedure shall be essentially the same.

2. Even though permission has been obtained, it is incumbent upon a vessel entering the said Area to obey any further instructions received from the United States Navy, or other United States authority.

3. A vessel may expect supervision of its movements within the said Area, either through surface craft or aircraft. Such controlling surface craft and aircraft shall be identified by a prominent display of the Union Jack.

4. These regulations may be supplemented by regulations of the local United States naval authority as necessary to meet local circumstances and conditions.

5. Should any vessel or person within the said Area disregard these regulations, or regulations issued pursuant hereto, or fail to obey an order of the United States naval authority, or perform any act threatening the efficiency of mine or other defenses, or take any action therein inimical to the defense of the United States, such vessel or person may be subjected to the force necessary to require compliance, and may be liable to detention or arrest, or penalties or forfeiture, in accordance with law, the law applicable to violations committed on the high seas being international law.

The Secretary of the Navy is charged with the enforcement of these regulations.

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 27th day of December in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

AMENDING PROCLAMATIONS RELATING TO ALIEN ENEMIES

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS Proclamations No. 2525 of December 7, 1941, and Nos. 2526 and 2527 of December 8, 1941, relating to alien enemies, charge the Attorney General with the duty of executing all the regulations therein prescribed regarding the conduct of alien enemies within Alaska, and confer certain authority upon him with respect to such duty; and

Radiotelegraph call.

Visual communications.

Supervision of movements.

Supplementary regulations by local U. S. naval authority.

Penalties.

December 29, 1941
[No. 2533]

Ante, pp. 1700, 1705, 1707.

WHEREAS it appears that it would be desirable for administrative purposes to transfer such duty and authority to the Secretary of War:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, as President of the United States and as Commander-in-Chief of the Army and Navy of the United States, do proclaim that the duty imposed upon the Attorney General by the aforesaid proclamations of executing all the regulations therein prescribed regarding the conduct of alien enemies within Alaska, and the authority conferred upon him with respect to such duty, are hereby transferred to the Secretary of War.

Jurisdiction over alien enemies in Alaska transferred to Secretary of War.

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 29th day of December in the year of our Lord nineteen hundred and forty-one, and [SEAL] of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL
Secretary of State.

EXTENDING THE PERIOD FOR THE ESTABLISHMENT OF AN ADEQUATE SHIPPING SERVICE FOR, AND DEFERRING EXTENSION OF THE COASTWISE LAWS TO, CANTON ISLAND

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

December 31, 1941
[No. 2534]

A PROCLAMATION

WHEREAS section 21 of the Merchant Marine Act, 1920 (41 Stat. 977), as amended and as incorporated into section 877, title 46, United States Code, provides:

41 Stat. 997.

“From and after February 1, 1922, the coastwise laws of the United States shall extend to the island Territories and possessions of the United States not covered thereby on June 5, 1920, and the Commission is directed prior to the expiration of such year to have established adequate steamship service at reasonable rates to accommodate the commerce and the passenger travel of said islands and to maintain and operate such service until it can be taken over and operated and maintained upon satisfactory terms by private capital and enterprise: *Provided*, That if adequate shipping service is not established by February 1, 1922, the President shall extend the period herein allowed for the establishment of such service in the case of any island Territory or possession for such time as may be necessary for the establishment of adequate shipping facilities therefor * * * .”;

AND WHEREAS an adequate shipping service to accommodate the commerce and the passenger travel of Canton Island has not been established as provided in the aforesaid section; and

WHEREAS the extension of the coastwise laws of the United States to Canton Island, as provided in the aforesaid section, is dependent upon the establishment of such adequate shipping service; and

WHEREAS by Proclamation No. 2448 of November 23, 1940, the period for the establishment of an adequate shipping service for Canton Island was extended to January 1, 1942, and the extension of the coastwise laws of the United States to Canton Island was deferred to January 1, 1942:

54 Stat. 2767.

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 21 of the aforesaid Merchant Marine Act, 1920, as amended, do hereby declare and proclaim that the period for the establishment of an adequate shipping service for Canton Island is further extended to January 1, 1943, and that the extension of the coastwise laws of the United States to Canton Island is further deferred to January 1, 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 31st day of December in the year of our Lord nineteen hundred and forty-one, and of [SEAL] the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D ROOSEVELT

By the President:

CORDELL HULL

Secretary of State

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